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Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings ⇌ ⇌ ⇌ ▼ ▼ ▼ ▼



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U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): Buckeye Feed Mills, Inc. 8190
 Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State (Ohio)
 Other
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: Buckeye Feed Mills, Inc.
Internal Address:
Street Address: 330 East Schultz Avenue
City: Dalton State: OH Zip: 44618
 Individual(s) citizenship
 Association
 General Partnership
 Limited Partnership
 Corporation-State Delaware
 Other
If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designations must be a separate document from assignment)
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other
Execution Date: June 28, 2003

4. Application number(s) or registration number(s):
A. Trademark Application No.(s)
B. Trademark Registration No.(s) 2,262,136
Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Diana Y. Tsai, Esq.
Internal Address: Schwartz, Cooper, Greenberger & Krauss, Chtd.
Street Address: 180 North LaSalle Street Suite 2700
City: Chicago State: IL Zip: 60601

6. Total number of applications and registrations involved: 18
7. Total fee (37 CFR 3.41) \$ 465.00
 Enclosed
 Authorized to be charged to deposit account
8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.
Diana Y. Tsai Name of Person Signing
Diana Y. Tsai Signature
8/19/03 Date

Total number of pages including cover sheet, attachments, and document: 5

08/19/2003 ECOOPER 00000172 2262136

01 FC:8521
02 FC:8522

40.00 OP
425.00 OP

Mail documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

TRADEMARK REEL: 002803 FRAME: 0707

ATTACHMENT
to Recordation Form Cover Sheet

Continuation of Item 4. Application Number(s) or Registration Number(s)

Trademark Description	Trademark Application/ Registration No.	Application Date
BUCKEYE EQUINE ENERGY A HIGH ENERGY FORMULA FOR STRENGTH & ENDURANCE (and design related thereto)	Serial # 73/718,935 Reg. # 1,522,347	January 31, 1989
BUCKEYE FELINE SUPREME	Serial # 74/253,286 Reg. # 1,796,044	September 28, 1993
BUCKEYE NUTRITION (and design related thereto)	Serial # 75/356,532 Reg. # 2, 358, 091	June 13, 2000
Design	Serial # 73/507,938 Reg. # 1,367,982	October 29, 1985
Design	Serial # 75/356,531 Reg. # 2,373,314	August 1, 2000
BUCKEY SUPER BITS	Serial # 73/733,034 Reg. # 1,532,278	March 28, 1989
FOAL-AIDE	Serial # 74/123, 963 Reg. # 1,709,153	August 18, 1992
GOLD'N BITS	Serial # 73/506, 699 Reg. # 1,366,951	October 22, 1985
GRASS-PLUS	Serial # 74/019,676 Reg. #1,615,103	September 25, 1990
GRO'N WIN	Serial # 73/548,920 Reg. # 1,385,718	March 11, 1986
MATURITY/SENIOR FORMULA	Serial # 78,011,143 Reg. # 2,533,061	January 22, 2002
MUSTANG	Serial # 75/021,986 Reg. #2,131,662	January 27, 1998

Trademark Description	Trademark Application/ Registration No.	Application Date
PERFORM' N WIN	Serial # 75/742,548 Reg. # 2,330,011	March 14, 2000
PRO-BITS	Serial # 75/723,520 Reg. # 2,324,668	February 29, 2000
SHINE'N WIN	Serial # 74/558,398 Reg. # 1,962,464	March 12, 1996
SHO'N WIN	Serial # 74/454,011 Reg. # 1,909,407	August 1, 1995
CAPSTONE NUTRITION, INC.	Serial # 76/179,666	December 12, 2000

Delaware

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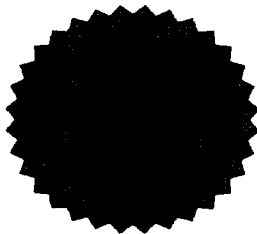
The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"BUCKEYE FEED MILLS, INC.", A OHIO CORPORATION,

WITH AND INTO "BUCKEYE FEED MILLS, INC." UNDER THE NAME OF "BUCKEYE FEED MILLS, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-SIXTH DAY OF JUNE, A.D. 2003, AT 10:42 O'CLOCK A.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF MERGER IS THE TWENTY-EIGHTH DAY OF JUNE, A.D. 2003, AT 11:59 O'CLOCK P.M.



Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

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AUTHENTICATION: 2566520

DATE: 08-05-03

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REEL: 002803 FRAME: 0710

**STATE OF DELAWARE
CERTIFICATE OF MERGER OF
FOREIGN CORPORATION INTO
A DOMESTIC CORPORATION**

Pursuant to Title 8, Section 252 of the Delaware General Corporation Law, the undersigned surviving corporation executed the following Certificate of Merger:

- FIRST:** The name of the surviving corporation is Buckeye Feed Mills, Inc., a Delaware corporation, and the name of the corporation being merged into this surviving corporation is Buckeye Feed Mills, Inc., an Ohio corporation.
- SECOND:** The Agreement of Merger has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations pursuant to Title 8, Section 252 of the General Corporation Law of the State of Delaware.
- THIRD:** The name of the surviving corporation is Buckeye Feed Mills, Inc., a Delaware corporation.
- FOURTH:** The Certificate of Incorporation of the surviving corporation shall be its Certificate of Incorporation.
- FIFTH:** The authorized stock and par value of the non Delaware corporation are 15,000 Class A shares, no par value, and 15,000 Class B shares, no par value.
- SIXTH:** The merger is to become effective on June 28, 2003 at 11:59 p.m.
- SEVENTH:** The Agreement of Merger is on file at 330 East Schultz Avenue, Dalton, Ohio 44618, an office of the surviving corporation.
- EIGHTH:** A copy of the Agreement of Merger will be furnished by the surviving corporation on request, without cost, to any stockholder of the constituent corporations.

IN WITNESS WHEREOF, said Corporation has caused this certificate to be signed by an authorized officer as of the 20 day of June, 2003.

Ken Hill

my commission expires 8-3-2007

BUCKEYE FEED MILLS, INC.

By: *William P. Herrington*

Name: William P. Herrington

Title: President

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