

TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE: NEW ASSIGNMENT

NATURE OF CONVEYANCE: CHANGE OF NAME

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Whitbread North America, Inc.	Julius Wile Sons & Co., Inc.	02/01/1990	CORPORATION: NEW YORK

RECEIVING PARTY DATA

Name:	Fourth Colchester, Inc.
Street Address:	One Hollow Lane
City:	Lake Success
State/Country:	NEW YORK
Postal Code:	11042
Entity Type:	CORPORATION: NEW YORK

PROPERTY NUMBERS Total: 3

Property Type	Number	Word Mark
Registration Number:	0411825	TOVARISCH
Registration Number:	1161228	TV
Registration Number:	1036350	TVARSKI

CORRESPONDENCE DATA

Fax Number: (314)345-6060

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Email: dwalters@blackwellsanders.com

Correspondent Name: Wendy Boldt Cohen

Address Line 1: Blackwell Sanders/720 Olive Street

Address Line 2: 24th Floor

Address Line 4: St. Louis, MISSOURI 63101

ATTORNEY DOCKET NUMBER: 713062.208

NAME OF SUBMITTER: Duffy Walters

Total Attachments: 5

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TRADEMARK

REEL: 002819 FRAME: 0988

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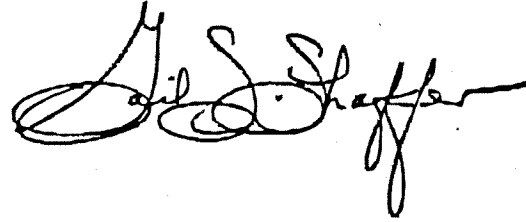
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State of New York
Department of State }

015719

I hereby certify that I have compared the annexed copy with the original document filed by the Department of State and that the same is a correct transcript of said original.

Witness my hand and seal of the Department of State on MAR 11 1991

A handwritten signature in cursive script, appearing to read "D. S. Shaffer", written in dark ink.

Secretary of State

DOS-200 (12/87)

TRADEMARK

REEL: 002819 FRAME: 0990

#2

CERTIFICATE OF AMENDMENT

OF

CERTIFICATE OF INCORPORATION

OF

WHITBREAD NORTH AMERICA, INC.

PH

C109178

109178

STATE OF NEW YORK
DEPARTMENT OF STATE

FILED FEB 16 1990

UNDER SECTION 805 OF THE BUSINESS CORPORATION LAW

AMT. OF CHECK \$ 80
FILING FEE \$ 60
TAX \$
COUNTY FEE \$ 10
COPY \$
CERT \$
REFUND \$
SPEC HANDLE \$ 10

BY: PK

P. Nassau

BILLED

Assd 3-4-90
1-10012503
DOSS

Orig. Julius Wile
Sons & CO. INC

630-31
11045-44

WHITBREAD NORTH AMERICA, INC.
ONE HOLLOW LANE
LAKE SUCCESS, NEW YORK 11042

06-11-90 2 91 97

TRADEMARK

PH

CERTIFICATE OF AMENDMENT

OF

CERTIFICATE OF INCORPORATION

OF

WHITBREAD NORTH AMERICA, INC.

Under Section 805 of the
Business Corporation Law

C109178

Pursuant to the provisions of Section 805 of the Business Corporation Law, the undersigned, Stephen H. Greenberg, Vice President and Catherine Elmick, Assistant Secretary hereby certify:

FIRST: The name of the corporation is
WHITBREAD NORTH AMERICA, INC.

SECOND: That the Certificate of Incorporation of the corporation was filed by the Department of State, Albany, New York, on the 30th day of June, 1931, under the corporate name JULIUS WILE SONS & CO., INC. Certificate of Amendment of Certificate of Incorporation was filed by the Department of State, Albany, New York, March 18, 1985 to change the corporate name from JULIUS WILE SONS & CO., INC. to WHITBREAD NORTH AMERICA, INC.

THIRD: The Amendment of Certificate of Incorporation of the Corporation effectuated by this Certificate of Amendment is as follows:

To change the name of the corporation from WHITBREAD NORTH AMERICA, INC. to FOURTH COLCHESTER, INC.

0001 1520 TRADE MARK

REEL: 002819 FRAME: 0992

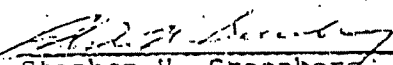
FOURTH: To accomplish the foregoing change Article FIRST is hereby deleted in its entirety and a new Article FIRST is substituted in lieu thereof to read as follows:

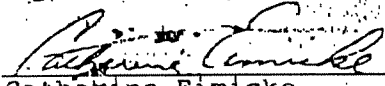
FIRST: The name of the Corporation is FOURTH COLCHESTER, INC.

FIFTH: The foregoing amendment of the Certificate of Incorporation of the Corporation was authorized by the Board of Directors of the Corporation, followed by the Unanimous Written Consent of the holders of all outstanding shares entitled to vote on an amendment to the Certificate of Incorporation.

IN WITNESS WHEREOF, we hereunto sign our names and affirm that the statements made herein are true under the penalties of perjury, this 1st day of February, 1990

WHITBREAD NORTH AMERICA, INC.


Stephen H. Greenberg
Vice President


Catherine Eimicke
Assistant Secretary

TRADEMARK

REEL: 002819 FRAME: 0993

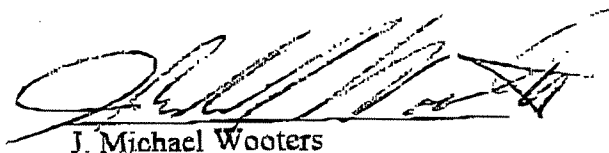
AFFIDAVIT

The undersigned, J. Michael Wooters, Vice President - Distributor Operations of Allied Domecq Spirits & Wine USA, Inc., a Michigan corporation, to the best of my knowledge and belief, declare as follows:

1. By Certificate of Amendment of Certificate of Incorporation dated the 1st day of February, 1990, Whitbread North America, Inc. (a New York corporation), changed its name to Fourth Colchester, Inc.
2. I was a Director and the Assistant Secretary of Fourth Colchester, Inc., on February 1st, 1990 up to and including the Dissolution thereof by Hiram Walker & Sons, Inc.
3. On or about the 1st day of February, 1990, Hiram Walker & Sons, Inc. (a Michigan corporation), was the sole shareholder of all issued and outstanding common shares of Fourth Colchester, Inc.
4. A Certificate of Dissolution of Fourth Colchester, Inc. was issued under Section 1003 of the New York Business Corporation Law with the State of New York on the 16th day of February, 1990. The Certificate of Dissolution was executed by James F. Murphy and myself, being respectively the Chairman of the board and the Secretary of Hiram Walker & Sons, Inc.
5. By reason of the Dissolution of Fourth Colchester, Inc. as aforesaid, Hiram Walker & Sons, Inc., as sole shareholder, acquired the assets and liabilities both real and otherwise, of the dissolved corporation, including but not limited to certain trademarks.
6. Hiram Walker & Sons, Inc., the sole and exclusive owner of the all of the trademarks formerly owned by Fourth Colchester, Inc., had the right to enter into the Assignment, dated the 24th day of August, 1993, by and between Hiram Walker & Sons, Inc. as Assignor and David Sherman Corporation as Assignee, to assign those trademarks more particularly set forth in an Exhibit "A" attached to the subject Assignment and forming part thereof.
7. By Certificate of Amendment to the Articles of Incorporation, filed with the Michigan Department of Commerce-Corporation and Securities Bureau on July 26, 1996, Hiram Walker & Sons, Inc., changed its name to Allied Domecq Spirits & Wine USA, Inc., effective from and after September 1, 1996.

Given this 15th day of July, 2002

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J. Michael Wooters

Sworn before me this 15th day of July, 2002



A Commissioner, etc.

KATHLEEN OTIS
NOTARY PUBLIC
MY COMMISSION EXPIRES OCT. 31, 2006