

09-12-2003

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Form PTO-1594 3-31-03 R
(Rev. 03/01)
OMB No. 0651-0027 (exp. 5/31/2002)



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

Tab settings

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

1. Name of conveying party(ies):

John Kenneth Morris & Sharyn Ernesta Morris

- Individual(s)
- General Partnership
- Corporation-State
- Other
- Association
- Limited Partnership

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: July 15, 1997

2. Name and address of receiving party(ies)

Name: Katy Warren

Internal

Address:

Street Address: 9178 Stanford Lane

City: Durham State: CA Zip: 95938

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State
- 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

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 2064291

Additional number(s) attached: Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Carol A. Busby

Internal Address: Attorney at Law

Street Address:

City: Eugene State: OR Zip: 97401-2255

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 3.41).....\$ 40.00

- Enclosed
- Authorized to be charged to deposit account

DO NOT USE THIS SPACE

9. Signature.

Carol A. Busby

Name of Person Signing

Carol A. Busby
Signature

3/26/03

Date

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

FINANCE SECTION
MAR 31 PM 2:01

RECORDS

04/02/2003 DBYRNE

00000000 2064291

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

01 FC:8521

40.00 OP

TRADEMARK
REEL: 002822 FRAME: 0439

T361785 BLT/paj

DEED OF ASSIGNMENT OF TRADE MARKS

THIS DEED is made the 15th day of July, 1997

FROM **JOHN KENNETH MORRIS and SHARYN ERNESTA MORRIS**,
New Zealand citizens, of Kaukapakapa, New Zealand, (hereinafter
referred to as "the Assignor")

TO **KATY LOU WARREN**, a citizen of the United States of America, of
9178 Stanford Lane, Durham, California 95938, United States of
America, (hereinafter referred to as "the Assignee")

WHEREAS

(A) The Assignor is the registered proprietor of the following trade marks:

Country	No	Mark
New Zealand	147044	KIWANO
Australia	A399479	KIWANO
Austria	109359	KIWANO
Benelux Convention	406223	KIWANO
Canada	315663	KIWANO
Ecuador	217991	KIWANO
Germany	1081542	KIWANO
France	1291639	KIWANO
Italy	443144	KIWANO
Japan	1930300	KIWANO
South Africa	85/3370	KIWANO
Spain	1106242	KIWANO
Sweden	204822	KIWANO
Switzerland	338996	KIWANO
United Kingdom	1241403	KIWANO

and is the proprietor and applicant for registration of the following trade mark:

United States of America 74/411535 KIWANO

(hereinafter the trade marks will be referred to as "the Trade Marks")

(B) The Assignor has agreed to assign to the Assignee all of the Trade Marks and all of the Assignor's rights in the Trade Marks together with the goodwill symbolised by the Trade Marks and together with the goodwill of the Assignor's business in the goods for which the Trade Marks may be registered.

(C) The Assignor has agreed to assign to the Assignee the Assignor's copyright in the Trade Marks in all forms in which they have been used (hereinafter called "The Copyright")

NOW THEREFORE

In consideration of payment of the sum of \$1-00 from the Assignee to the Assignor (receipt is hereby acknowledged:)

1. **THE ASSIGNOR HEREBY ASSIGNS TO THE ASSIGNEE** the Trade Marks and all the Assignor's rights in the Trade Marks including all common law rights connected with the Trade Marks and any trade mark which is associated with any of the Trade Marks together with the goodwill symbolised by the Trade Marks and together with the goodwill of the Assignor's business in the goods for which the Trade Marks may be registered.
2. **THE ASSIGNOR HEREBY ASSIGNS TO THE ASSIGNEE** the Copyright referred to in recital (C) above.
3. Upon execution of this Deed by both parties, and in consideration of settlement the Assignor will cease to use the Trade Marks.

4. The Assignor hereby grants the Assignee an irrevocable Power of Attorney to sign any document required to give effect to the Assignment herein or required to assist in the entry of the Assignee as proprietor of any or the rights hereby assigned or in the further prosecution of any application for registration of any of the Trade Marks.

IN WITNESS WHEREOF these presents have been executed as of the day and year first above written.

SIGNED by the Assignors
JOHN KENNETH MORRIS
 and **SHARYN ERNESTA MORRIS**

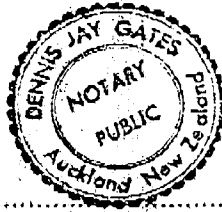
John Kenneth Morris

John Kenneth Morris

Sharyn Ernesta Morris

Sharyn Ernesta Morris

Dennis Jay Gates
Notary Public
Auckland
New Zealand



Notary Public

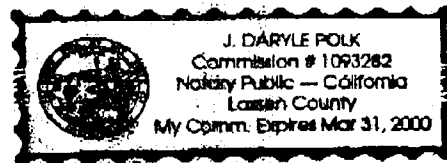
SIGNED by the Assignee
KATY LOU WARREN

Katy Lou Warren

Katy Lou Warren

J. Daryle Polk

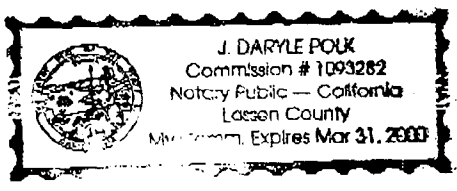
Notary Public



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California
 County of Butte
 On 7/28/99 before me, J. Daryle Polk
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")
 personally appeared Kary Lou Warren
Name(s) of Signer(s)

personally known to me - OR - proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.
J. Daryle Polk
Signature of Notary Public

OPTIONAL

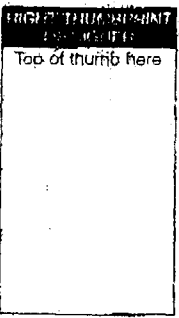
Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Deed of Assignment of Trade Name
 Document Date: _____ Number of Pages: _____
 Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
 Individual
 Corporate Officer
 Title(s): _____
 Partner — Limited General
 Attorney-in-Fact
 Trustee
 Guardian or Conservator
 Other: _____
 Signer Is Representing: _____



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 Individual
 Corporate Officer
 Title(s): _____
 Partner — Limited General
 Attorney-in-Fact
 Trustee
 Guardian or Conservator
 Other: _____
 Signer Is Representing: _____

