



11-13-2003



102599333

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

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): 11-7-03 Dowdeswell McDonald Jenks & Co Ltd. [ ] Individual(s) [ ] Association [ ] General Partnership [ ] Limited Partnership [x] Corporation-State [ ] Other Additional name(s) of conveying party(ies) attached? [ ] Yes [ ] No

2. Name and address of receiving party(ies) Name: Kyndal Spirits Limited Internal Address: Dalmore House Street Address: 310 St Vincent Street City: Glasgow COUNTRY: SCOTLAND State: Zip: G2 5RG [ ] Individual(s) citizenship [ ] Association [ ] General Partnership [ ] Limited Partnership [x] Corporation-State United Kingdom [ ] Other If assignee is not domiciled in the United States, a domestic representative designation is attached: [ ] Yes [x] No (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? [ ] Yes [x] No

3. Nature of conveyance: [x] Assignment [ ] Merger [ ] Security Agreement [ ] Change of Name [ ] Other Execution Date: 9/10/03

4. Application number(s) or registration number(s): A. Trademark Application No.(s) B. Trademark Registration No.(s) 1,453,444; 1,512,975; 1,590,114; 1,666,894 Additional number(s) attached [ ] Yes [x] No

5. Name and address of party to whom correspondence concerning document should be mailed: Name: Amy E. Carroll Internal Address: Drinker Biddle & Reath LLP Suite 1100 Street Address: 1500 K Street, N.W. City: Washington State: DC Zip: 20005-1209

6. Total number of applications and registrations involved: 4 7. Total fee (37 CFR 3.41) \$ 115.00 [x] Enclosed [x] Authorized to be charged to deposit account (IF AMOUNT INSUFFICIENT OR NO CHECK ATTACHED) 8. Deposit account number: 50-0573

11/12/2003 01 FC:852 02 FC:8528

9. Signature. 40.00 OP 75.00 OP Amy E Carroll Name of Person Signing

DO NOT USE THIS SPACE Signature: [Signature] Date: November 7, 2003 Total number of pages including cover sheet, attachments, and document: 4

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



## ASSIGNMENT

THIS ASSIGNMENT is made BETWEEN Dowdeswell McDonald Jenks & Co Ltd (formerly called the Sheep Dip Whisky Company Limited) of Station Yard, Charfield, Wooton Under Edge, Gloucestershire (hereinafter called "DMJ") AND Kyndal Spirits Limited of Dalmore House, 310 St Vincent Street, Glasgow (hereinafter called "Kyndal").

WHEREAS by Agreements dated 1 April 1992 and 18 September 1997 DMJ granted a licence to The Invergordon Distillers Limited to use the Trade Marks set out in the Schedule hereto (hereinafter called "the Trade Marks") and to use Design Rights as defined in said Agreements (hereinafter called "the Design Rights");

AND WHEREAS said Agreements contained provision for The Invergordon Distillers Limited to take assignment of the Trade Marks and the Design Rights;

AND WHEREAS the benefit and effect of said Agreements have been assigned by The Invergordon Distillers Limited to Kyndal by an agreement signed on 30 November 1995.

NOW THEREFORE in consideration of the sum of Five Thousand Pounds Sterling (£5000) paid by Kyndal to DMJ (receipt of which is hereby acknowledged):

1. DMJ hereby assigns with limited title guarantee to Kyndal all its right, title and interest in and to the Trade Marks and the Design Rights including the goodwill attaching to the Trade Marks and the Design Rights and all statutory and common law rights attaching thereto and the right to sue for past infringements of such rights and to retain any damages obtained as a result of such action;
2. DMJ hereby agrees that at the cost and expense of Kyndal it will at all times hereafter do all such acts and execute all such documents as may reasonably be required to secure the vesting in Kyndal of all rights assigned to Kyndal hereunder .

IN WITNESS WHEREOF this Assignment together with the Schedule is executed as follows:

Subscribed for and on behalf of Dowdeswell McDonald Jenks & Co Ltd at

..... on 12 August 2003 by Mr Mike Dowdeswell

[Signature]

[Signature]  
(Witness)  
65 LONGS VIEW  
CHARFIELD  
W-U-E  
GLOS GL12 8HZ

Subscribed for and on behalf of Kyndal Spirits Limited at [Signature]..... on

10 August 2003 by [Signature].....

[Signature]

[Signature]  
(Witness)  
Fildon S/1  
1 Fulber St  
Barnes

**SCHEDULE**

<b>Jurisdiction</b>	<b>Mark</b>	<b>Date</b>	<b>Registration No.</b>	<b>Class</b>
United Kingdom	Oldbury Sheep			
	Dip Label	11.7.1974	1032395	33
	Sheep Dip	24.9.1986	1280172	33
	Pig's Nose	10.6.1982	1176568	33
	Pig's Nose & Device	21.6.1988	1348804	33
Australia	Sheep Dip	20.3.1987	A462065	33
France	Sheep Dip	12.3.1991	1650394	33
Italy	Sheep Dip	15.4.1991	622782 (formerly Application No. MI91C002741)	33
Spain	Sheep Dip	10.4.1991	1628500	33
USA	Sheep Dip			
	Oldbury	18.8.1987	1453444	33
	Sheep Dip Label	15.11.1988	1512975	33
	Pig's Nose	3.4.1990	1590114	33
	Pig's Nose & Device	21.6.1988	1666894 (formerly Application No. 767775)	33
New Zealand	Sheep Dip	25.9.1992	221754	33
	Sheep Dip Label	4.2.1993	224652	33