

11-17-2003

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

## 1. Name of conveying party(ies):

**MICHIGAN BULB COMPANY**

- ☐ Individual(s) ☐ Association
- ☐ General Partnership ☐ Limited Partnership
- ☒ Corporation-State -- Michigan
- ☐ Other \_\_\_\_\_

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

## 3. Nature of conveyance:

- ☒ Assignment ☐ Merger
- ☐ Security Agreement ☐ Change of Name
- ☐ Other \_\_\_\_\_

Execution Date: October 30, 2001

## 2. Name and address of receiving party(ies):

Name: JACKSON ACQUISITION COMPANY, LLC

Internal

Address: \_\_\_\_\_

Street Address: 451 Jackson StreetCity: San Francisco State: CA Zip: 94111

- ☐ Individual(s) citizenship \_\_\_\_\_
- ☐ Association \_\_\_\_\_
- ☐ General Partnership \_\_\_\_\_
- ☐ Limited Partnership \_\_\_\_\_
- ☐ Corporation-State \_\_\_\_\_
- ☒ Other a Delaware limited liability company

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)

2,126,732Additional number(s) attached ☐ Yes ☒ No

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

Name: Robert E. Burwell, Esq.Internal Address: Latham & Watkins LLPStreet Address: 701 B Street, Suite 2100City: San Diego State: CA Zip: 92101

## 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

## 8. Deposit account number

500524 (For additional fees, if any)

(Attach duplicate copy of this page if paying by deposit account)

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Patricia A. Conner

Name of Person Signing

*Patricia A. Conner*

Signature

November 12, 2003

Date

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

5

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

**ASSIGNMENT**  
**(Intellectual Property)**

ASSIGNOR: Michigan Bulb Company  
1950 Waldorf N.W.  
Grand Rapids, MI 49550

ASSIGNEE: Jackson Acquisition Company, LLC  
451 Jackson St.  
San Francisco, CA 94111

**ASSIGNED SUBJECT MATTER**

ASSIGNED SUBJECT MATTER shall mean the "Mark" (as hereinafter defined) and all "Related Rights" (as hereinafter defined).

1. "Mark" is defined to mean the "Home Marketplace" trademark (Registration No. 2,126,932).
2. "Related Rights" is defined to include:
  - A. All goodwill of the business symbolized by the Mark; and
  - B. All rights and causes of action to enforce the rights associated with the ASSIGNED SUBJECT MATTER in all countries, including all rights to claim and recover damages and compensation for past or continuing infringements of or violations of rights to the ASSIGNED SUBJECT MATTER in all relevant jurisdictions.

NOW THEREFORE, pursuant to Section 8.16 of that certain Asset Purchase Agreement, dated as of September 7, 2001, by and among Foster & Gallagher, Inc., Drake Acquisition Company, Home Marketplace, Inc., and Brecon Capital Company, LLC (whose rights and obligations under such agreement have been assigned to and assumed by Assignee), and for good and valuable consideration, the receipt of which from ASSIGNEE is hereby acknowledged, ASSIGNOR does hereby sell, assign, transfer and set over to ASSIGNEE, its successors and assigns, the entire right, title and interest of ASSIGNOR in and to the ASSIGNED SUBJECT MATTER.

ASSIGNOR hereby covenants that it has full right to convey the entire interest herein assigned and that it has not executed and will not execute any agreement in conflict herewith.

ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States to issue the ASSIGNED SUBJECT MATTER to the ASSIGNEE, its successors and assigns, in accordance with the terms of this instrument.

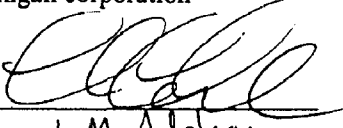
ASSIGNOR further agrees that it will communicate to ASSIGNEE any facts known to it respecting the ASSIGNED SUBJECT MATTER, and provide any other reasonable assistance to ASSIGNEE to perfect title to, and obtain and enforce in all countries, the properties and rights which comprise the ASSIGNED SUBJECT MATTER.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, ASSIGNOR has made this assignment effective as of  
October 30, 2001.

"ASSIGNOR"

MICHIGAN BULB COMPANY,  
a Michigan corporation

By:   
Name: L. M. Adelman  
Title: President

Accepted as of October 30, 2001.

"ASSIGNEE"

JACKSON ACQUISITION COMPANY, LLC,  
a Delaware limited liability company

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

NSD\_DOCS\940.2 [W97]

IN WITNESS WHEREOF, ASSIGNOR has made this assignment effective as of  
October 30, 2001.

"ASSIGNOR"

MICHIGAN BULB COMPANY,  
a Michigan corporation

By: \_\_\_\_\_

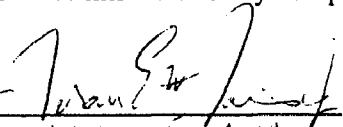
Name: \_\_\_\_\_

Title: \_\_\_\_\_

Accepted as of October 30, 2001.

"ASSIGNEE"

JACKSON ACQUISITION COMPANY, LLC,  
a Delaware limited liability company

By: 

Name: Nelson C. Matthews, Jr.

Title: Chairman

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