



11-17-2003

RECOF



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ifs.: 2149-9, 2149-10, 2149-13 & 2149-50

Mail Stop Assignment and Registration Services  
Director of the United States Patent and Trademark  
P. O. Box 1450  
Alexandria VA 22313-1450

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

1. Name of conveying party(ies):  
 Casa Vinicola Duca di Salaparuta S.p.A. (Merged into)  
**Societa per Azioni Vinicola Italiana**  
**S.A.V.I. Florio (changed to)**

Individual(s)  Association  
 General partnership  Limited Partnership  
 Corporation-State:  
 Other: corporation of Italy

3. Nature of conveyance:

Assignment  Merger  
 Security Assignment  Change of Name  
 Other: Merger and change of Name

Execution Date: December 31, 2002

2. Name and address of receiving party(ies):  
 Name: Case Vinicole di Sicilia S.p.A.  
 Internal Address: \_\_\_\_\_  
 Street Address: Via Vincenzo Florio n. 1  
 City: Marsala (Trapani)  
 State/Country: ITALY  
 Zip: \_\_\_\_\_

Individual(s) citizenship  
 Association  
 General Partnership  
 Limited Partnership  
 Corporation-State  
 Other corporation of Italy

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):

If this document is being filed together with a new application, the execution date of the application is:

A. Trademark Application No.(s)  
 (1) \_\_\_\_\_  
 (2) \_\_\_\_\_  
 (3) \_\_\_\_\_

B. Trademark Registration No.(s)  
 (1) 532,892 (CORVO) (3) 1,634,298 (SALAPARUTA)  
 (2) 1,669,668 (DUCA ENRICO) (4) 1,726,086 (TERRE D'AGALA)

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:  
 Name: Donna J. Bunton  
 Internal Address: \_\_\_\_\_  
 Street Address: Nixon & Vanderhye P.C.  
1100 North Glebe Road  
8th Floor  
 City Arlington State: VA Zip: 22201

6. Total number of applications and registrations involved: 4  
 7. Total fee (37 CFR 3.41) \$ 115.00  
 Enclosed  
 Authorized to be charged to deposit account #14-1140

8. The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper thereafter filed in this application by this firm) to our Account No. 14-1140.

11/14/2003 LNUELLER 00000055 532892

01 FC:0521 40.00 DP  
02 FC:0522 75.00 DP

DO NOT USE THIS SPACE

9. Statements 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.

Donna J. Bunton  November 12, 2003  
 Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments and document: 6

**CERTIFICATO NOTARILE DI AVVENUTA FUSIONE E CAMBIO DI DENOMINAZIONE SOCIALE**

Io sottoscritto dottor Alessio Michele Chiambretti, Notaio in Saronno, iscritto al Collegio Notarile di Milano **certifico che**

con mio atto del 4 novembre 2002 n. 180574/31457 di repertorio, la società **"SOCIETA' PER AZIONI VINICOLA ITALIANA S.A.V.I. FLORIO"** con sede in Via Vincenzo Florio n. 1, Marsala (Trapani), codice fiscale e numero di iscrizione al Registro Imprese di Trapani: 01158750685 **ha incorporato** per fusione la società **"CASA VINICOLA DUCA DI SALAPARUTA S.p.A."** con sede in Casteldaccia (Palermo), Via Nazionale S.S. 113, numero di iscrizione al Registro delle Imprese di Palermo e codice fiscale: 00120360821.

La fusione ha avuto efficacia verso i terzi, compiute le iscrizioni come prescritto dall'art. 2504 bis cod.civ., **a partire dal 31 dicembre 2002.**

In conseguenza della fusione la incorporante è subentrata di pieno diritto ai sensi dell'art. 2504 - bis cod. civ., alla incorporata stessa, in tutti i beni mobili, immobili, materiali ed immateriali, situazioni possessorie e di fatto, diritti, interessi legittimi, aspettative, privilegi, crediti, ragioni, azioni, attività in genere, anche in pendenza e formazione, della stessa incorporata in proprietà, titolarità, disponibilità od ai quali sia legittimata, verso qualsiasi soggetto anche pubblico e quale che sia la fonte ed anche se acquisiti o sorti in data posteriore alle deliberazioni di cui in premessa od alla data cui si riferiscono le situazioni patrimoniali assunte a base della fusione.

La società incorporante, in particolare, è subentrata ipso iure, anche nei confronti di enti pubblici territoriali e di pubbliche amministrazioni centrali e periferiche, in tutte le domande e registrazioni di marchio, italiane ed estere, di cui sia titolare la società incorporata, con ogni conseguente diritto, interesse, aspettativa.

Inoltre, per effetto del medesimo atto sopra indicato, la società incorporante **"SOCIETA' PER AZIONI VINICOLA ITALIANA S.A.V.I. FLORIO"** ha cambiato la propria denominazione sociale in **CASE VINICOLE DI SICILIA S.p.A.** La sede legale resta invariata in Via Vincenzo Florio n. 1, Marsala (Trapani).

**NOTARIAL CERTIFICATE OF COMPLETED MERGER AND CHANGE OF NAME**

I, the undersigned Dr. Alessio Michele Chiambretti, Notary in Saronno, registered in the Milan Roll of Notaries, hereby

**certify that**

with my deed of 4 November 2002, docket n. 180574/31457, the company **"SOCIETA' PER AZIONI VINICOLA ITALIANA S.A.V.I. FLORIO"** with registered office in Via Vincenzo Florio n. 1, Marsala (Trapani), fiscal code and Trapani Companies' Register number: 01158750685 has incorporated by merger the company **"CASA VINICOLA DUCA DI SALAPARUTA S.p.A."** with registered office in Casteldaccia (Palermo), Via Nazionale S.S. 113, Palermo Register of Companies number and fiscal code: 00120360821.

The merger became effective for the third parties, on completion of the entries as provided under art. 2504a of the Italian Civil Code, **starting from 31 December 2002.**

As a result of the merger, the incorporating company fully succeeded the said merged company legally, in accordance with art. 2504a of the Italian Civil Code, in respect of all moveable and immovable, tangible and intangible, assets, possessory and de facto situations, rights, legitimate interests, expectations, liens, receivables, other rights, shares and assets in general, also pending and in course of creation, owned by, registered to or held by the said incorporated company or to which they are legitimized, with any person including public entities and whatever the source and also whether purchased or arising on a date subsequent to the resolutions referred to in the introduction or the reference date of the balance sheet position assumed as the basis of the merger.

Particularly, the incorporating company has taken over ipso jure, also in relation to national public entities and central and peripheral government departments, all trademark applications and registrations, in Italy and abroad, owned by the incorporated company, together with any right, interest and expectation.

Additionally, by virtue of my above-mentioned deed, the incorporating company **"SOCIETA' PER AZIONI VINICOLA ITALIANA S.A.V.I. FLORIO"** changed its name into **CASE VINICOLE DI SICILIA S.p.A.** The registered address remains unchanged in Via Vincenzo Florio n. 1, Marsala (Trapani).

Firma / Signature: \_\_\_\_\_

*Alessio Michele Chiambretti*

Nome / Name: Dott. Alessio Michele Chiambretti

Data / Date: *4/11/2003*

