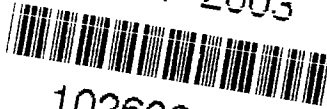


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Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings

U.S. 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):

ERICH TARMANN

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

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

2. Name and address of receiving party(ies)

Name: RICHARD PREZELSKI

Internal Address: _____

Street Address: 270 W. ROOSEVELT HWY

City: WAYMART State: PA Zip: 18472

Individual(s) citizenship USA [checked]

- 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

3. Nature of conveyance:

- Assignment [checked] Merger [] Security Agreement [] Change of Name [] Other []

Execution Date: 10/28/2003

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

A. Trademark Application No.(s)

76/295,724

B. Trademark Registration No.(s)

Additional number(s) attached [] Yes [checked] No

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

Name: MORRIS RAUB, ESQUIRE

Internal Address: _____

Street Address: 441 N. MAIN STREET

City: PITTSBURGH State: PA Zip: 15201

6. Total number of applications and registrations involved: 1

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

- Enclosed [checked] Authorized to be charged to deposit account []

8. Deposit account number: N/A

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

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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.

MORRIS RAUB, ESQUIRE

Name of Person Signing

[Signature]

Signature

11/4/03

Date

Total number of pages including cover sheet, attachments, and document: 3

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

11/20/2003 LMUELLER 00000130 76295724

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TRADEMARK REEL: 002866 FRAME: 0896

**Assignment of Trademark Application
BlueMan**

Executed this 28th day
Of October, 2003 at :

Country of Austria :

City of Vienna :

Whereas, Erich Tarmann residing at Wallmodengasse 9, 1190, Vienna, Austria (hereafter, "Assignor") has adopted and is using in United States commerce a mark for which he had filed application in the United States Patent and Trademark Office for registration for registration of BlueMan for tobacco and related products, Serial No. 76/295,724, which is currently pending before the U.S. Patent and Trademark Office; and

Whereas, Richard Prezelski residing at 270 West Roosevelt Highway, Waymart, PA, 18472 in the United States of America (hereafter "Assignee") desires to acquire all rights associated with said mark.

Now, therefore, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby assign unto Assignee all rights, title and interest in and to said mark, together with the good will of the business symbolized by the mark, and the application for registration thereof.

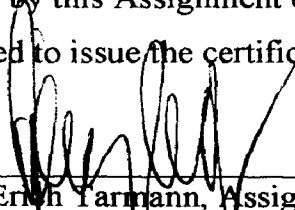
Assignor covenants that he has the full right, power and authority to enter into this Assignment, and that the Assignor has not executed any agreement, which in any way restricts or affects the Trademark or its use, or which is in conflict herewith.

Assignor acknowledges Assignee's exclusive interest in the Assignment.

Assignor hereby authorizes the United States Patent and Trademark Office to deliver to Assignee, and to Assignee's attorneys, agents, successors or assigns, all official documents and communications as may be warranted by this Assignment of Trademark.

The Commissioner for Trademarks is requested to issue the certificate of registration to Assignee.

28. October 2003
Date



Erich Tarmann, Assignor

(Notary Public (U.S.), Acknowledgment or other form for Attestation is required, see next page regarding legalization.)

§11 (15 U.S.C. §1061). Acknowledgments and verifications

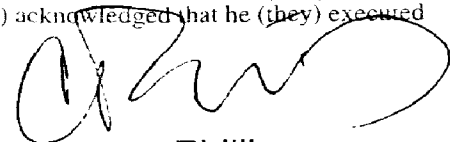
Acknowledgments and verifications required hereunder may be made before any person within the United States authorized by law to administer oaths, or, when made in a foreign country, before any diplomatic or consular officer of the United States or before any official authorized to administer oaths in the foreign country concerned whose authority shall be proved by a certificate of a diplomatic or consular officer of the United States, or apostille of an official designated by a foreign country which, by treaty or convention, accords like effect to apostilles of designated officials in the United States, and shall be valid if they comply with the laws of the state or country where made. (Amended Aug. 27, 1982, 96 Stat. 321.)

REPUBLIC OF AUSTRIA
CITY OF VIENNA
EMBASSY OF THE
UNITED STATES OF AMERICA } 35

On the 28th day of October, in the year 2003
before me Charisse Phillips, Consul
of the United States of America in and for Austria,
duly commissioned and qualified, personally came

Erich TARMANN

to me known, and known to me to be the individual(s)
described in and who executed the foregoing instrument
and (severally) acknowledged that he (they) executed
the same.



Charisse Phillips
Consul General