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12-03-2003



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

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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): H.B. DeViney Company, Inc. [] Individual(s) [] Association [] General Partnership [] Limited Partnership [x] Corporation-State [] Other Additional name(s) of conveying party(ies) attached? [] Yes [x] No

2. Name and address of receiving party(ies) Name: J.M. Smucker (Pennsylvania), Inc. Internal Address: Street Address: City: New Bethlehem State: PA Zip: 16242 [] Individual(s) citizenship [] Association [] General Partnership [] Limited Partnership [x] Corporation-State Pennsylvania [] 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: [] Assignment [] Merger [] Security Agreement [] Change of Name [x] Other Articles of Amendment Execution Date: 6/12/97

4. Application number(s) or registration number(s): A. Trademark Application No.(s) B. Trademark Registration No.(s) 974,089 Additional number(s) attached [] Yes [x] No

6. Total number of applications and registrations involved: 1

5. Name and address of party to whom correspondence concerning document should be mailed: Name: Kristin J. Frost Internal Address: Street Address: Calfee, Halter & Griswold, LLP 800 Superior Avenue, Suite 1400 City: Cleveland State: OH Zip: 44114

7. Total fee (37 CFR 3.41) \$ Paid 40.00 [] Enclosed [x] Authorized to be charged to deposit account

8. Deposit account number: 03-0172

DO NOT USE THIS SPACE

9. Signature. Kristin J. Frost Name of Person Signing [Signature] Signature November 26, 2003 Date

Total number of pages including cover sheet, attachments, and document: 8

12/02/2003 6TOM11 00000071 974089 01 FC:6521 40.00 DP

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

TRADEMARK REEL: 002872 FRAME: 0168

9754-377

JUL 14 1997

Microfilm Number

Filed with the Department of State on

Entity Number

93991

Secretary of the Commonwealth

ARTICLES OF AMENDMENT-DOMESTIC BUSINESS CORPORATION
DSCB:15-1915 (Rev 90)

In compliance with the requirements of 15 Pa.C.S. § 1915 (relating to articles of amendment), the undersigned business corporation, desiring to amend its Articles, hereby states that:

1. The name of the corporation is: H.B. DeViney Company, Inc.

2. The (a) address of this corporation's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is (the Department is hereby authorized to correct the following information to conform to the records of the Department):

(a)	Number and Street	City	State	Zip	County
(b) c/o:	<u>C T Corporation System</u>				<u>Clarion</u>
	Name of Commercial Registered Office Provider				County

For a corporation represented by a commercial registered office provider, the county in (b) shall be deemed the county in which the corporation is located for venue and official publication purposes.

3. The statute by or under which it was incorporated is: Act of the General Assembly of the Commonwealth of Pennsylvania

4. The date of its incorporation is: 5/23/46

5. (Check, and if appropriate complete, one of the following):

The amendment shall be effective upon filing these Articles of Amendment in the Department of State.

The amendment shall be effective on _____ at _____
Date Hour

6. (Check one of the following):

The amendment was adopted by the shareholders (or members) pursuant to 15 Pa.C.S. § 1914(a) and (b).

The amendment was adopted by the board of directors pursuant to 15 Pa.C.S. § 1914(c).

7. (Check, and if appropriate complete, one of the following):

The amendment adopted by the corporation, set forth in full, is as follows:

1. The name of the corporation is: J.M. Smucker (Pennsylvania), Inc.

DSCB:15-1915 (Rev 90)-2

X The amendment adopted by the corporation as set forth in full in Exhibit A attached hereto and made a part hereof.

8. The restated Articles of Incorporation supersedes the original Articles and all amendments thereto.

IN TESTIMONY WHEREOF, the undersigned corporation has caused these Articles of Amendment to be signed by a duly authorized officer thereof this 23rd day of June, 1997.

H. B. DeViney Company, Inc.

(Name of Corporation)

BY:

Steven J. Ellcessor
(Signature)

TITLE: Steven J. Ellcessor, Secretary

SENT BY:

9754-379 7-14-97 7:14AM

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CT HARRISBURG: # 4/ 7

H. B. DEVINEY COMPANY, INC.

APPROVAL OF SOLE SHAREHOLDER
IN LIEU OF MEETING

June 12, 1997

The undersigned, being the sole shareholder of H. B. DeViney Company, Inc. (the "Company"), hereby consents in writing, pursuant to the authority granted by Pennsylvania Business Corporation Law Section 513 and pursuant to 15 Pa. C. S. § 1914 (a) and (b), to the adoption of the following resolution without a meeting:

RESOLVED, that Article **FIRST** of the Articles of Incorporation of the Company is hereby deleted in its entirety and is replaced as follows:

FIRST. The name of the corporation is J.M. Smucker (Pennsylvania), Inc.

THE J. M. SMUCKER COMPANY

By: [Signature]
Secretary



COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF STATE

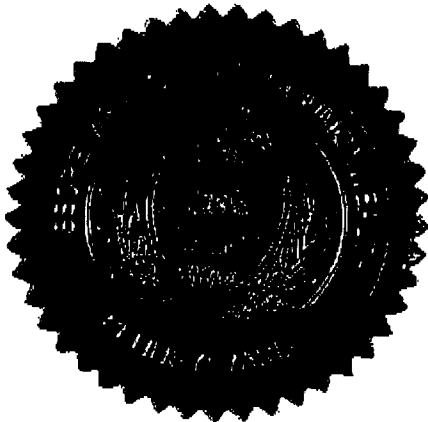
JULY 14, 1997

TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

I DO HEREBY CERTIFY THAT,

J.M. SMUCKER (PENNSYLVANIA), INC.

is duly incorporated under the laws of the Commonwealth of Pennsylvania and remains a subsisting corporation so far as the records of this office show, as of the date herein.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the Secretary's Office to be affixed, the day and year above written.

A handwritten signature in cursive script, appearing to read "G. L. ...".

Secretary of the Commonwealth

CFEN

TRADEMARK

REEL: 002872 FRAME: 0172

PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU
ROOM 308 NORTH OFFICE BUILDING
P.O. BOX 8722
HARRISBURG, PA 17105-8722

71

SMUCKER, J.M. (PENNSYLVANIA), INC.

THE CORPORATION BUREAU IS HAPPY TO SEND YOU YOUR FILED DOCUMENT.
PLEASE NOTE THE FILE DATE AND THE SIGNATURE OF THE SECRETARY OF THE
COMMONWEALTH. THE CORPORATION BUREAU IS HERE TO SERVE YOU AND WANTS
TO THANK YOU FOR DOING BUSINESS IN PENNSYLVANIA. IF YOU HAVE ANY
QUESTIONS PERTAINING TO THE CORPORATION BUREAU, CALL (717) 787-1057.

ENTITY NUMBER: 0093991

MICROFILM NUMBER: 09754

0377-0379

CT CORPORATION SYSTEM
COUNTER

RECORDED: 12/01/2003

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