

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Custom Industries, L.P.		04/27/2001	CORPORATION: MISSOURI
RECEIVING PARTY DATA			
Name:	Dairy House		
Street Address:	4238 Utah Street		
City:	St. Louis		
State/Country:	MISSOURI		
Postal Code:	63116		
Entity Type:	CORPORATION: MISSOURI		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	2226671	DAIRY HOUSE	
CORRESPONDENCE DATA			
Fax Number:	(314)345-6060		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	(314) 345-6000		
Email:	dwalters@blackwellsanders.com		
Correspondent Name:	Wendy Boldt Cohen		
Address Line 1:	Blackwell Sanders/720 Olive Street		
Address Line 2:	24th Floor		
Address Line 4:	St. Louis, MISSOURI 63101		
ATTORNEY DOCKET NUMBER:	717834.2		
NAME OF SUBMITTER:	Duffy Walters		
Total Attachments: 2			
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TRADEMARK ASSIGNMENT

THIS ASSIGNMENT (the "Assignment") is made and entered into effective nunc pro tunc as of Apr. 27, 2001 ("Effective Date"), by and between **Custom Industries, L.P.**, a Delaware limited partnership ("Assignor") and **Dairy House**, a Missouri corporation ("Assignee").

WHEREAS, Assignor is the owner of the marks, DAIRY HOUSE, DAIRY HOUSE and design, and Registration No. 2,226,671 for DAIRY HOUSE and design for flavoring additives in powder and liquid form for non-nutritional purposes for use in dairy products (the "Marks") (an example of the Marks is attached hereto as Exhibit A);

WHEREAS, Assignee is desirous of obtaining all right, title and interest in and to the Marks together with the goodwill of the business in connection with which the Marks are used; and

WHEREAS, Assignor is desirous of transferring all its right, title and interest in and to the Marks together with the goodwill of the business in connection with which the Marks are used.

NOW, THEREFORE, for good and valuable consideration, the sufficiency of which is hereby acknowledged, Assignor hereby transfers and assigns to Assignee its entire right, title and interest in and to the Marks together with the goodwill of the business in connection with which the Marks are used, including all registrations and applications therefor, as well as all renewals and extensions of registrations that are or may be secured by Assignee, its successors, assigns or other legal representatives, for Assignee's own use and enjoyment, and for the use and enjoyment of Assignee's successors, assigns or other legal representatives, as fully and entirely as the same would have been held and enjoyed by the Assignor if this Assignment had not been made, including, without limitation, all claims for damages by reason of past, present and future infringement or other unauthorized use of the Mark, with the right to sue for damages, and collect the same for Assignee's own use and enjoyment and for the use and enjoyment of its successors, assigns or other legal representatives.

Assignor hereby covenants and agrees that it will execute any and all instruments and documents reasonably necessary to aid the Assignee, its successors, legal representatives, and assigns, in the implementation and recordation of this Assignment.

IN TESTIMONY WHEREOF, the undersigned, duly authorized, have caused this Assignment to be executed.

CUSTOM INDUSTRIES, L.P.

By: _____

Name: DALE J MUSICK

Title: CEO

DAIRY HOUSE

By: _____

Name: CARL W FITZGERALD

Title: PRESIDENT

Exhibit A

DAIRY HOUSE

US Registration No. 2222671



DAIRY HOUSE