

RECORDATION FORM COVER SHEET  
**TRADEMARKS ONLY**

Docket No.:

17825/64

FORM PTO-1594 (Modified)  
(Rev. 10/02)  
OMB No. 0851-0027 (exp. 6/30/2005)  
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TM05/REV03

Tab settings

To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Boston Herald, Inc. (a NY corporation)

- Individual(s)
  - General Partnership
  - Corporation-State New York
  - Other
- Association
  - Limited Partnership

Additional names(s) of conveying party(ies)  Yes  No

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

Name: Boston Herald, Inc. (a MA corporation)

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

Street Address: One Herald Square

City: Boston State: MA ZIP: 02106

Individual(s) citizenship

Association

General Partnership

Limited Partnership

Corporation-State Massachusetts

Other

If assignee is not domiciled in the United States, a domestic designation is  Yes  No

(Designations must be a separate document from

Additional name(s) & address(es)  Yes  No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: May 28, 1998

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,162,265

2,601,455

Additional numbers

Yes  No

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

Name: David D. Lowry, Esq.

Internal Address: Brown Rudnick Berlack Israels LLP

Box IP

Street Address: One Financial Center

City: Boston State: MA ZIP: 02111

6. Total number of applications and registrations involved:.....

2

7. Total fee (37 CFR 3.41):.....\$ \$65.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

50-0369

DO NOT USE THIS SPACE

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.

David D. Lowry, Esq., Reg. No. 38,538

Name of Person Signing

 Signature

July 21, 2004

Date

Total number of pages including cover sheet, attachments, and

7

Mail documents to be recorded with required cover sheet information to:

Mail Stop Recordation Services

Director of the United States Patent and Trademark Office  
P.O. Box 1450, Alexandria, VA 22313-1450

**TRADEMARK**

700100860

REEL: 002897 FRAME: 0707

CH \$65.00 500369 2162265

FEDERAL IDENTIFICATION NO. 04-2775341 FEDERAL IDENTIFICATION NO.

The Commonwealth of Massachusetts

William Francis Galvin Secretary of the Commonwealth One Ashburton Place, Boston, Massachusetts 02108-1512

Examiner

ARTICLES OF ~~CONSOLIDATION~~ \*MERGER (General Laws, Chapter 156B, Section 79)

~~Consolidation~~ \*merger of

Boston Herald, Inc. (a New York corporation)

Boston Herald, Inc. (a Massachusetts corporation)

the constituent corporations, into

Boston Herald, Inc.

~~Consolidation~~ one of the constituent corporations organized under the laws of: Massachusetts

The undersigned officers of each of the constituent corporations certify under the penalties of perjury as follows:

1. An agreement of ~~consolidation~~ \*merger has been duly adopted in compliance with the requirements of General Laws, Chapter 156B, Section 79, and will be kept as provided by Subsection (c) thereof. The ~~respective~~ \*surviving corporation will furnish a copy of said agreement to any of its stockholders, or to any person who was a stockholder of any constituent corporation, upon written request and without charge.

2. The effective date of the ~~consolidation~~ \*merger determined pursuant to the agreement of ~~consolidation~~ \*merger shall be the date approved and filed by the Secretary of the Commonwealth. If a later effective date is desired, specify such date which shall not be more than thirty days after the date of filing: None

3. (For a merger) The following amendments to the Articles of Organization of the surviving corporation have been effected pursuant to the agreement of merger: None

(For a consolidation) ~~Each constituent corporation shall file with the Secretary of the Commonwealth a copy of its articles of organization, its bylaws, and its certificate of incorporation.~~

99 MAY 28 PM 2:58 THE SECRETARY OF THE COMMONWEALTH

C P M R.A. 11111111

\*Delete the inapplicable words. Note: If the space provided under any article or item on this form is insufficient, additions shall be set forth on separate 8 1/2 x 11 sheets of paper with a left margin of at least 1 inch. Additions to more than one article may be made on a single sheet as long as each article requiring each addition is clearly indicated.

TRADEMARK

(For a consolidation)

(b) State the total number of shares and the par value, if any, of each class of stock which the *resulting* corporation is authorized to issue:

WITHOUT PAR VALUE		WITH PAR VALUE		
TYPE	NUMBER OF SHARES	TYPE	NUMBER OF SHARES	PAR VALUE
Common:		Common:	200,000	\$.01
Preferred:		Preferred:		

(c) If more than one class of stock is authorized, state a distinguishing designation for each class and provide a description of the preferences, voting powers, qualifications, and special or relative rights or privileges of each class and of each series then established. None

(d) The restrictions, if any, on the transfer of stock contained in the agreement of consolidation are: None

(e) Other lawful provisions, if any, for the conduct and regulation of the business and affairs of the corporation, for its voluntary dissolution, or for limiting, defining, or regulating the powers of the corporation, or of its directors or stockholders, or of any class of stockholders: None

Item 4 below may be deleted if the resulting /surviving corporation is organized under the laws of a state other than Massachusetts.

4. The information contained in Item 4 is *not* a permanent part of the Articles of Organization of the ~~resulting~~ /surviving corporation.

(a) The street address (*post office boxes are not acceptable*) of the ~~resulting~~ /surviving corporation in Massachusetts is:  
One Herald Square, Boston, MA 02106

\*If there are no provisions state "None".

(b) The name, residential address and post office address of each director and officer of the ~~XXXXXXXX~~ surviving corporation is:

	NAME	RESIDENTIAL ADDRESS	POST OFFICE ADDRESS
President:	Patrick J. Purcell	339 Wellesley Street Weston, MA 02193	One Herald Square, Boston, MA 02106
Treasurer:	Patrick J. Purcell	339 Wellesley Street Weston, MA 02193	One Herald Square, Boston, MA 02106
Clerk:	Jeffrey M. Freedman	108 Windsor Road Newton, MA 02168	Brown, Rudnick, Freed & Gesmer One Financial Center, Boston, MA 02111
Directors:	Patrick J. Purcell	339 Wellesley Street Weston, MA 02193	One Herald Square, Boston, MA 02106

(c) The fiscal year end (i.e. tax year) of the ~~XXXXXXXX~~ surviving corporation shall end on the last day of the month of: June

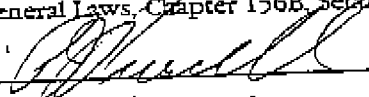
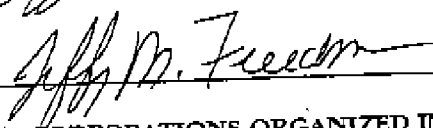
(d) The name and business address of the resident agent, if any, of the ~~XXXXXXXX~~ surviving corporation is:  
Patrick J. Purcell, Boston Herald, Inc., One Herald Square, Boston, MA 02106

Item 5 below may be deleted if the resulting/surviving corporation is organized under the laws of Massachusetts.

~~5. The resulting/surviving corporation hereby agrees that it may be sued in the Commonwealth of Massachusetts for any prior obligation of any constituent Massachusetts corporation, any prior obligation of any constituent foreign corporation qualified under General Laws, Chapter 181, and any obligations hereafter incurred by the resulting/surviving corporation, including the obligation created by General Laws, Chapter 156B, Section 85, so long as any liability remains outstanding against the corporation in the Commonwealth of Massachusetts, and it hereby irrevocably appoints the Secretary of the Commonwealth as its agent to accept service of process in any action for the enforcement of any such obligation, including taxes, in the same manner as provided in Chapter 181.~~

FOR MASSACHUSETTS CORPORATIONS

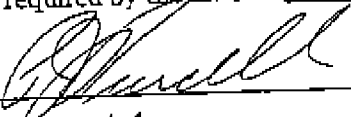

The undersigned \*President ~~XXXXXXXX~~ and ~~XXXXX~~ Assistant Clerk of Boston Herald, Inc., a corporation organized under the laws of Massachusetts, further state under the penalties of perjury that the agreement of ~~XXXXXXXX~~ merger has been duly executed on behalf of such corporation and duly approved in the manner required by General Laws, Chapter 156B, Section 78.

 Patrick J. Purcell, \*President ~~XXXXXXXX~~  
 Jeffrey <sup>Freedman</sup> ~~Morgan~~, ~~XXXXXX~~ Assistant Clerk

FOR CORPORATIONS ORGANIZED IN A STATE OTHER THAN MASSACHUSETTS

The undersigned, † \_\_\_\_\_ and †† \_\_\_\_\_, a corporation organized under the laws of \_\_\_\_\_, further state under the penalties of perjury that the agreement of \*consolidation / \*merger has been duly adopted by such corporation in the manner required by the laws of \_\_\_\_\_

\*Delete the inapplicable words.  
†Specify the officer having powers and duties corresponding to those of the president or vice president of a Massachusetts corporation organized under General Laws, Chapter 156B.  
††Specify the officer having powers and duties corresponding to the clerk or assistant clerk of such a Massachusetts corporation.

†   
†† 

## THE COMMONWEALTH OF MASSACHUSETTS

**ARTICLES OF \*CONSOLIDATION / \*MERGER**  
(General Laws, Chapter 156B, Section 79)

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I hereby approve the within Articles of \*Consolidation / \*Merger and, the filing fee in the amount of \$ \_\_\_\_\_, having been paid, said articles are deemed to have been filed with me this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

*Effective date* \_\_\_\_\_

**WILLIAM FRANCIS GALVIN**  
*Secretary of the Commonwealth*

**TO BE FILLED IN BY CORPORATION**  
Photocopy of document to be sent to:

David D. Gammell

Brown, Rudnick, Freed & Gesmer  
One Financial Center  
Boston, MA 02111

Telephone: 617-856-8200

STATE OF NEW YORK DEPARTMENT OF STATE  
DIVISION OF CORPORATIONS AND STATE RECORDS

ALBANY, NY 12241-0000

FILING RECEIPT

ENTITY NAME : BOSTON HERALD, INC.

COUNTY: UNKNOWN

DOCUMENT TYPE : MERGER (UNL. BUSINESS)  
PROCESS

SERVICE CODE: 07

SERVICE COMPANY : CI CORPORATION SYSTEM

CONSTITUENT NAME: BOSTON HERALD, INC.

FILED: 03/08/1998 DURATION: \*\*\*\*\* CASH #: 980308000757 FILM #: 9803080007

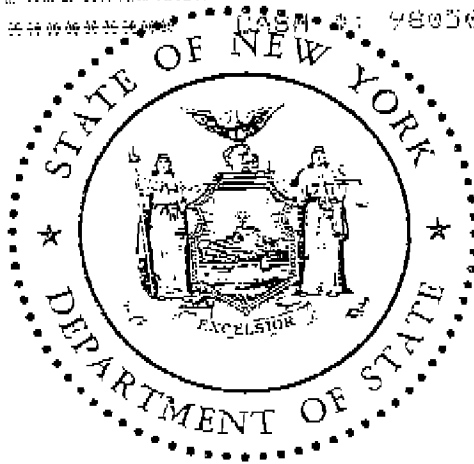
ADDRESS FOR PROCESS

EFFECT DATE

THE CORPORATION  
THE HERALD SQUARE  
BOSTON, MA 02106

03/08/1998

REGISTERED AGENT



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U. S. DEPARTMENT OF STATE  
BUREAU OF CORPORATIONS AND STATE RECORDS

ALBANY, NY 12231-0007

RECEIPT

CITY NAME : BOSTON HERALD, INC.

DOCUMENT TYPE : MERGER (CORP. BUSINESS)

SERVICE CODE: 07

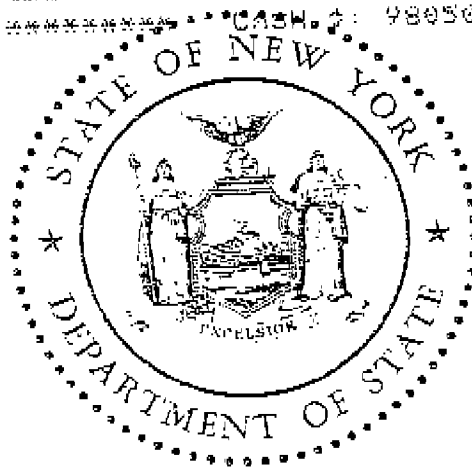
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CONSTITUENT NAME: (E) (L)

FILED: 03/08/1998 DURATION: \*\*\*\*\* CASH # 980500000323 FIRM #:

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