

U.S. PATENT AND TRADEMARK OFFICE

Docket No. 41030.0001

04-02-2004

TRADEMARK



2 SHEET

TO: The Commissioner of Patents and Trademarks

Original document(s) or copy(ies).

Submission Type

3/30/04

- New
- Resubmission (Non-Recordation)  
Document ID # \_\_\_\_\_
- Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_
- Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

102711231

Conveyance Type

- Assignment
- Security Agreement
- Merger
- Change of Name
- Other \_\_\_\_\_
- License
- Nunc Pro Tunc Assignment  
Effective Date  
Month Day Year  
**August 23, 2003**

Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year  
March 25, 2004

Name Fleming Companies, Inc.

Formerly \_\_\_\_\_

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Oklahoma

Receiving Party

Mark if additional names of receiving parties attached

Name Surry Licensing LLC

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 7 Corporate Drive

Address (line 2) \_\_\_\_\_

Address (line 3) Keene

City

New Hampshire

State/Country

03431

Zip Code

- Individual
- Corporation
- Other Limited liability company
- General Partnership
- Association
- Limited Partnership
- If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)
- Citizenship/State of Incorporation/Organization New Hampshire

FOR OFFICE USE ONLY

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

04/01/2004 191565

40.00 DA  
725.00 DM

01 FC:6521  
02 FC:6522

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name \_\_\_\_\_  
 Address (line 1) \_\_\_\_\_  
 Address (line 2) \_\_\_\_\_  
 Address (line 3) \_\_\_\_\_  
 Address (line 4) \_\_\_\_\_

**Correspondent Name and Address**

Area Code and Telephone Number 202.663.8000

Name Kathy J. McKnight  
 Address (line 1) ShawPittman LLP  
 Address (line 2) 2300 N. Street, NW  
 Address (line 3) Washington, D.C. 20037-1128  
 Address (line 4) \_\_\_\_\_

**Pages** Enter the total number of pages of the attached conveyance document including any attachments. # 2

**Trademark Application Number(s) or Registration Number(s)**  Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		
_____	_____	_____	<u>792669</u>	<u>858036</u>	<u>868738</u>
_____	_____	_____	<u>877121</u>	<u>877851</u>	<u>885570</u>
_____	_____	_____	<u>885977</u>	<u>987474</u>	<u>990577</u>

**Number of Properties** Enter the total number of properties involved. # 30

**Fee Amount** Fee Amount for Properties Listed (37 CFR 3.41): \$ 765

Method of Payment: Enclosed  Deposit Account

Deposit Account  
 (Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number: # 19-1565

Authorization to charge additional fees: Yes  No

**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. Charges to deposit account are authorized, as indicated herein.*

Kathy J. McKnight  
 Name of Person Signing

Kathy McKnight  
 Signature

3/30/04  
 Date Signed

## Additional Reg. Nos.

1,002,960	HYDE PARK	January 28, 1975
1,003,799	HYDE PARK	February 4, 1975
1,003,810	HYDE PARK	February 4, 1975
1,003,814	HYDE PARK	February 4, 1975
1,003,820	HYDE PARK	February 4, 1975
1,004,330	HYDE PARK	February 11, 1975
1,004,883	HYDE PARK	February 18, 1975
1,005,880	HYDE PARK	March 4, 1975
1,006,973	HYDE PARK	March 18, 1975
1,008,299	HYDE PARK	April 8, 1975
1,008,463	HYDE PARK	April 8, 1975
1,021,638	HYDE PARK	September 30, 1975
1,022,770	HYDE PARK	October 14, 1975
1,037,766	HYDE PARK	April 13, 1976
1,038,237	HYDE PARK	April 20, 1976
1,046,358	HYDE PARK	August 17, 1976
1,256,269	HYDE PARK & Shield Design	November 1, 1983
1,445,822	MARQUEE & Design	July 7, 1987
1,445,823	MARQUEE	July 7, 1987
1,526,354	HYDE PARK	February 28, 1989
2,183,727	MARQUEE PREMIUM DIVINO THE ITALIAN WORD FOR DIVINE & Design	August 25, 1998

ASSIGNMENT

WHEREAS, FLEMING COMPANIES, INC., a corporation of Oklahoma, having an address of 1945 Lakepointe Drive, Lewisville, Texas 75029 (hereinafter "FLEMING") adopted and used the marks listed on Appendix A hereto and is the record owner of the United States Federal Registrations of said marks, as listed on Appendix A.

WHEREAS, SURRY LICENSING LLC, a limited liability company of New Hampshire, having an address of 7 Corporate Drive, Keene, New Hampshire 03431 has acquired all rights, title and interest in and to the marks listed on Appendix A hereto, the goodwill symbolized thereby, and the United States Registrations of said marks, and is desirous of making said acquisition of record.

NOW, THEREFORE, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby mutually acknowledged, FLEMING confirms that it has sold, assigned, transferred and conveyed and does hereby sell, assign, transfer and convey to SURRY all rights, title and interest in and to the marks listed on Appendix A hereto, the goodwill symbolized thereby and the United States Registrations, *nunc pro tunc* as of August 23, 2003.

FLEMING COMPANIES, INC.

By: Kristen E. Runt

Title: VP

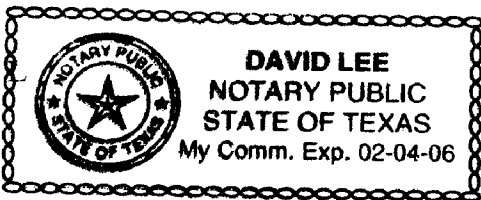
STATE OF TEXAS )  
                              :  
COUNTY OF DENTON )        ss:-

Signed before me this 25 day of MARCH, 2004.

David Lee  
Notary Public

My commission expires: 02/04/06

SEAL



**APPENDIX A**

<b>Registration No.</b>	<b>Mark</b>	<b>Issue Date</b>
792,669	HYDE PARK & Oval Design	July 13, 1965
858,036	HYDE PARK, Stylized	October 1, 1968
868,738	HYDE PARK & Oval Design	April 29, 1969
877,121	HYDE PARK, Stylized	September 16, 1969
877,851	HYDE PARK, Stylized	September 30, 1969
885,570	HYDE PARK, Stylized	February 3, 1970
885,977	HYDE PARK, Stylized	February 10, 1970
987,474	HYDE PARK	July 2, 1974
990,577	HYDE PARK	August 13, 1974
1,002,960	HYDE PARK	January 28, 1975
1,003,799	HYDE PARK	February 4, 1975
1,003,810	HYDE PARK	February 4, 1975
1,003,814	HYDE PARK	February 4, 1975
1,003,820	HYDE PARK	February 4, 1975
1,004,330	HYDE PARK	February 11, 1975
1,004,883	HYDE PARK	February 18, 1975
1,005,880	HYDE PARK	March 4, 1975
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