

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
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NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL
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CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Fii Footwear Management Limited		07/06/2004	COMPANY: UNITED KINGDOM

RECEIVING PARTY DATA	
Name:	D. Jacobson & Sons Limited
Street Address:	Clough Fold, Bacup Road, Rawtenstall, Rossendale
City:	Lancashire
State/Country:	UNITED KINGDOM
Postal Code:	BB4 7PA
Entity Type:	COMPANY: UNITED KINGDOM

PROPERTY NUMBERS Total: 3		
Property Type	Number	Word Mark
Serial Number:	75490834	LOTUS OF ENGLAND SKILL & INTEGRITY SINCE 1759
Serial Number:	78316911	LOTUS OF ENGLAND SKILL & INTEGRITY SINCE 1759
Serial Number:	78314450	FRANK WRIGHT

CORRESPONDENCE DATA	
Fax Number:	(303)863-0223
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Email:	mtrudell@sheridanross.com
Correspondent Name:	Miriam Trudell, Sheridan Ross P.C.
Address Line 1:	1560 Broadway, Suite 1200
Address Line 4:	Denver, COLORADO 80202

ATTORNEY DOCKET NUMBER:	4174FF-4
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DOMESTIC REPRESENTATIVE	
Name:	Sheridan Ross P.C.
Address Line 1:	1560 Broadway, Suite 1200
Address Line 4:	Denver, COLORADO 80202

CH \$90.00 75490834

NAME OF SUBMITTER:

Miriam Trudell

**Total Attachments: 7**

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DATED 6<sup>th</sup> July 2004

(1) FII FOOTWEAR MANAGEMENT LIMITED - IN ADMINISTRATION

- and -

(2) RICHARD JAMES PHILPOTT

MYLES ANTONY HALLEY

- and -

(3) D JACOBSON & SONS LIMITED

**TRADE MARK ASSIGNMENT**

CONTENTS

1. ....ASSIGNMENT 1  
2. .... EXCLUSION OF ADMINISTRATORS' PERSONAL LIABILITY 2  
3. ....GOVERNING LAW AND JURISDICTION 2  
SCHEDULE 1 ..... 4  
Trade Marks..... 4

THIS TRADE MARK ASSIGNMENT is made on *6<sup>th</sup> July* 2004  
 BETWEEN

- (1) **FII FOOTWEAR MANAGEMENT LIMITED - IN ADMINISTRATION** a company incorporated in England under company number 00416887 whose registered office is at 1 Waterloo Way, Leicester, LE1 ("Assignor"); and
- (2) **RICHARD JAMES PHILPOTT** of KPMG, 1 Waterloo Way, Leicester, LE1 and **MYLES ANTONY HALLEY** of KPMG, 1-2 Dorset Rise, London, EC4Y 8EN licensed insolvency practitioners the administrators of the Vendor ("the Administrators"); and
- (3) **D JACOBSON & SONS LIMITED** a company incorporated in England under company number 01647853 whose registered office is at Clough Fold, Bacup Road, Rawtenstall, Rossendale, Lancashire BB4 7PA ("Assignee")

#### BACKGROUND

- A The Assignor is the proprietor of the registered trade marks and the trade mark applications listed in schedule 1 of this agreement ("Trade Marks").
- B The Assignor has agreed to assign and transfer all its right, title and interest in and to the Trade Marks and all goodwill that may have accrued to the Assignor by its use of the Trade Marks to the Assignee and the Assignee has agreed to accept such assignment, subject to and in accordance with the terms of this assignment.
- C On 25 June 2004 the Administrators were appointed to be joint administrators of the Company by Barclays Bank plc pursuant to paragraph 14 of Schedule B1 of the Insolvency Act 1986.

#### 1. ASSIGNMENT

- 1.1 The Assignor hereby assigns to the Assignee:
  - 1.1.1 all its right title and interest in and to the Trade Marks including any common law rights and for the avoidance of doubt all goodwill attributable and associated with the Trade Marks; and
  - 1.1.2 the right to bring proceedings against any third party and sue for damages and/or obtain any other remedies in respect of any infringement of the Trade

Marks or for passing off whether occurring before of after the date hereof and to retain any damages of other awards obtained as a consequence of any such action.

2. **EXCLUSION OF ADMINISTRATORS' PERSONAL LIABILITY**

The Administrators have executed this deed as agents for the Assignor and neither they nor their firm or representatives shall incur any personal liability in respect of it or any document made to implement its terms or any collateral agreement which may exist or be implied in any way in respect of the assigned assets or rights.

3. **GOVERNING LAW AND JURISDICTION**

The construction validity and performance of this assignment shall be governed in all respects by the laws of England and the parties hereto irrevocably submit to the exclusive jurisdiction of the English courts over any claim or matter arising from or in connection with this assignment or the legal relationships established by or in connection with this assignment.

IN WITNESS whereof the parties have executed this assignment as a deed on the date first above written.

EXECUTED as a deed for and on behalf of FII )  
Footwear Management Limited acting by one of )  
the Joint Administrators, without personal liability, )  
in the presence of:

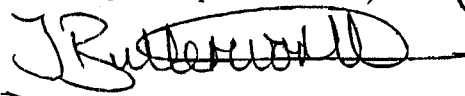
Witness (signature):

Name: JON BUTTERWORTH.  
Address: 8 BROOKVALE MEWS.  
SEELY PARK  
BIRMINGHAM B29 7HP.  
Occupation: ACCOUNTANT.

EXECUTED as a deed by Richard James Philpott )  
for and on behalf of the Joint Administrators, )  
acting without personal liability in the presence of: )



Witness (signature):



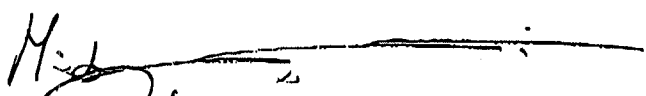
Name: JON BUTTERWORTH.

Address: 8 BROOKVALE MEWS  
SEELY PARK  
BIRMINGHAM B29 7HD

Occupation: ACCOUNTANT.

EXECUTED as a deed by D Jacobson & Sons )  
Limited acting by two directors or one director and )  
the secretary: )

Director



Director/Secretary



SCHEDULE 1

Trade Marks

LOTUS

Mark	Number	Territory	Class
1. LOTUS OF ENGLAND SKILL & INTEGRITY SINCE 1759 (design and Word)	75490834	USA	18
2. LOTUS OF ENGLAND SKILL & INTEGRITY SINCE 1759 (design and Word)	78316911	USA	25



FRANK WRIGHT

	Mark	Registered Proprietor	Number	Status	Renewal Date	Territory	Notes	Class
1.	FRANK WRIGHT (Design & words)	Fii Footwear Management Limited	78314450	Published for opposition	Not applicable	USA	Footwear and shoes	25

NB/MANDP/117609/120081/0805281