

FORM PTO-1594 (Modified)  
(Rev. 10/02)  
OMB No. 0651-0027 (exp. 6/30/2005)  
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RECORDATION FORM COVER SHEET

TRADEMARKS / SERVICE MARKS ONLY

Docket No.:

004-T-34

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):

Salerno-Megowen Biscuit Company

- Individual(s)
- General Partnership
- Corporation-State Illinois
- Other

- Association
- Limited Partnership

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

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

Name: BURRY-LU, INC.

Internal Address:

Street Address: 891 Newark Avenue

City: Elizabeth

State: NJ ZIP: 07207

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Delaware
- 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

Cert. copy of merger filed in Execution Date: the office of the Secr. of State of Delaware on December 27, 1984

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

A. Trademark / Service Mark Application No.(s)

B. Trademark / Service Mark Registration No.(s)

0439154

Additional numbers  Yes  No

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

Name: Howard C. Miskin

Internal Address: Stoll, Miskin & Badie

Street Address: 350 Fifth Avenue, Suite 4710

City: New York State: NY ZIP: 10118

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

1

7. Total fee (37 CFR 3.41):.....\$ \$40.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

13-3731

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.

Howard C. Miskin  
Name of Person Signing

Howard C. Miskin  
Signature

January 27, 2005  
Date

Total number of pages including cover sheet, attachments, and

6

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

REEL: 003019 FRAME: 0423

700149303

CH \$40.00 133731 0439154

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CERTIFICATE OF MERGER  
OF  
SALERNO-MEGOWEN BISCUIT COMPANY  
INTO  
BURRY-LU, INC.

FILED

DEC 27 1984

10A

*Alvin C. ...*  
SECRETARY OF CLERK

\* \* \* \* \*

BURRY-LU, INC., a Delaware corporation (the Corporation"), pursuant to Section 252 of the General Corporation Law of the State of Delaware, DOES HEREBY CERTIFY:

FIRST: That the name and state of incorporation of each of the constituent corporations of the merger is as follows:

<u>NAME</u>	<u>STATE OF INCORPORATION</u>
BURRY-LU, INC.	Delaware
Salerno-Megowen Biscuit Company	Illinois

SECOND: That an agreement and plan of merger has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations in accordance with the requirements of Section 252(c) of the General Corporation Law of the State of Delaware.

THIRD: That the name of the surviving corporation of the merger is BURRY-LU, INC., a Delaware corporation.

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FOURTH: That the Certificate of Incorporation of BERRY-LU, INC., a Delaware corporation, shall be the Certificate of Incorporation of the surviving corporation.

FIFTH: That the executed agreement and plan of merger is on file at the principal place of business of the Corporation. The address of said principal place of business is 891 Newark Avenue, Elizabeth, New Jersey 07207.

SIXTH: That a copy of the agreement and plan of merger will be furnished by the Corporation on request and without cost to any stockholder of either constituent corporation.

SEVENTH: That the authorized capital stock of each foreign corporation which is a party to the merger is as follows:

<u>NAME</u>	<u>CLASS</u>	<u>NUMBER OF SHARES</u>	<u>PAR VALUE</u>
Salerno-Megowen Biscuit Company	Common Stock	50,000	No par value

EIGHTH: That this Certificate of Merger shall be effective on December 31, 1984.

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IN WITNESS WHEREOF, the Corporation has caused this certificate to be signed by its President and attested by its Secretary as of this 21st day of December, 1984.

BURRY-LU, INC.

By *Olivier N. Martin*  
Olivier N. Martin  
President

Attest:

By *John J. Trojan*  
John J. Trojan  
Secretary

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PLEASE RETURN TO  
THE CORPORATION TRUST COMPANY

INDEXED

STATE OF DELAWARE }  
KENT COUNTY }

RECORDED in the Office for the Recording of Deeds, Etc.  
at Dover, in and for the said County of Kent, in Corp.  
Record D Vol. 90 Page 270 Etc.  
the 28th day of November, A. D. 1907  
WITNESS my Hand and the Seal of said office.

*Robert J. Donawick*

Recorder

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# State of DELAWARE

## Office of SECRETARY OF STATE

I, Michael Harkins, Secretary of State of the State of Delaware,  
do hereby certify that the attached is a true and correct copy of  
Certificate of Merger  
filed in this office on December 27, 1984

*Handwritten signature*

JUN -9 1985

RECORDED  
INDEXED



*Michael Harkins*  
Michael Harkins, Secretary of State

BY: *H. Davis*

DATE: November 29, 1985

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