

# RECORDATION FORM COVER SHEET TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

To the Honorable Commissioner of Patent and Trademarks: Please record the attached original documents or copy thereof.


<p>1. Name of conveying party(ies):</p> <p>Lotito's Brooklyn Dairy Products, Inc.</p> <p><input type="checkbox"/> Individual(s)                      <input type="checkbox"/> Association  <input type="checkbox"/> General Partnership              <input type="checkbox"/> Limited Partnership  <input checked="" type="checkbox"/> Corporation - State of New York  <input type="checkbox"/> Other _____</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies):</p> <p>Lotito Foods, Inc. 240 Carter Drive Edison, NJ 08817</p> <p><input type="checkbox"/> Individual(s) citizenship _____  <input type="checkbox"/> Association _____  <input type="checkbox"/> General Partnership _____  <input type="checkbox"/> Limited Partnership _____  <input checked="" type="checkbox"/> Corporation - State of New Jersey  <input type="checkbox"/> Other _____</p> <p>Domestic representative is attached: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  Additional name(s) &amp; address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>3. Nature of conveyance:</p> <p><input checked="" type="checkbox"/> Assignment                      <input type="checkbox"/> Merger  <input type="checkbox"/> Security Agreement              <input type="checkbox"/> Change of Name  <input type="checkbox"/> Other _____</p> <p>Execution Date: December 8, 2000</p>	

<p>4. (A.) Trademark Application No.(s)</p>	<p>4. (B.) Trademark Registration No.(s)</p> <p>1,550,336</p> <p>Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
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<p>5. Correspondence should be mailed to:</p> <p><b>CONSTANCE GOLDEN ABELMAN, FRAYNE &amp; SCHWAB</b> 150 East 42nd Street New York, New York 10017</p>	<p>6. Total number of applications and registrations involved:..... <input type="text" value="1"/></p> <p>7. Total fee (37 CFT 3.41): ..... \$ 40.00</p> <p><input type="checkbox"/> Enclosed  (The said Deposit Account should be charged for any official fee not fully covered by the enclosed check)</p> <p><input checked="" type="checkbox"/> Authorized to be charged to deposit account  Deposit account number: 01-0035</p> <p>(Attach duplicate copy of this page if paying by deposit account)</p>
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DO NOT USE THIS SPACE

8. 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.*

\_\_\_\_\_  
VICTOR M. TANNENBAUM                                            2/1/05  
Name of Person Signing                      Signature                      Date

Total number of pages comprising cover sheet, attachments and documents:

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(Rev. 9-93)  
DATE No. DEC 1-2011 (SIP, 494)

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original document or copy thereof.

1. Name of conveying party(ies):  
Lotito's Brooklyn Dairy Products, Inc.

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

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Association
- Limited Partnership
- Merger
- Change of Name

Execution Date: January 7, 2005

2. Name and address of receiving party(ies)

Name: Lotito Foods, Inc.

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

Street Address: 240 Carter Drive

City: Edison State: NJ ZIP: 08817

- Individual(s) citizenship \_\_\_\_\_
- Association
- General Partnership
- Limited Partnership
- Corporation-State New Jersey
- Other

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

(Designations must be a separate document from assignment)

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

4. Application number(s) or patent number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,550,336

Additional numbers attached?  Yes  No

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

Name: Constance Golden

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

Abelman, Frayne & Schwab

150 East 42nd Street

Street Address: \_\_\_\_\_

City: New York State: NY ZIP: 10017

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: Abelman, Frayne & Schwab  
010035

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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.

Constance Golden  
Name of Person Signing

  
Signature

Jan. 10, 2005  
Date

Total number of pages including cover sheet, attachments, and document: 4

Mail documents to be recorded with required coversheet information to:  
Commissioner of Patents & Trademarks, Box 42668

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LOTITO

GOLDEN, S.

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ASSIGNMENT


WHEREAS, LOTITO'S BROOKLYN DAIRY PRODUCTS, INC., a corporation organized and existing under the laws of the State of New York, having an office at 1109 Utica Avenue, Brooklyn, New York ("Assignor"), is the owner of the Trademark THE BABY ITALIAN and Registration No. 1,550,338 therefor, registered August 1, 1989; and

WHEREAS, LOTITO FOODS, INC., a corporation organized and existing under the laws of the State of New Jersey, having an office at 240 Carter Drive, Edison, New Jersey 08817 ("Assignee"), is desirous of acquiring said Trademark and Trademark Registration;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, Assignor, LOTITO'S BROOKLYN DAIRY PRODUCTS, INC., does hereby sell, assign and transfer to the Assignee, LOTITO FOODS, INC., all rights, title and interest in and to said Trademark and registration, together with the goodwill of the business connected with and symbolized by said Trademark, and together with all the rights for recovery, damages and profits for past infringements, if any.

IN WITNESS WHEREOF, the Assignor, LOTITO'S BROOKLYN DAIRY PRODUCTS, INC., has caused this instrument to be executed by its duly authorized corporate officer this 7<sup>th</sup> day of January, 2005

LOTITO'S BROOKLYN DAIRY PRODUCTS

By:   
Name: CHRISTOPHER L. LOTITO  
Title: pres/ceo

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