

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Cott Corporation		05/12/2005	CORPORATION: CANADA
RECEIVING PARTY DATA			
Name:	Harris Teeter, Inc.		
Street Address:	701 Crestdale Drive		
City:	Matthews		
State/Country:	NORTH CAROLINA		
Postal Code:	28105		
Entity Type:	CORPORATION: NORTH CAROLINA		
PROPERTY NUMBERS Total: 4			
Property Type	Number	Word Mark	
Registration Number:	2634179	MOUNTAIN ROAR	
Registration Number:	2648225	DR. EXTREME	
Registration Number:	2667021	TWICE UP	
Registration Number:	2754926	SIMPLY CLEAR	
CORRESPONDENCE DATA			
Fax Number:	(704)343-2300		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	(704) 343-2000		
Email:	gina.eikenberry-wray@hmw.com		
Correspondent Name:	Gina Eikenberry-Wray, Paralegal		
Address Line 1:	201 North Tryon Street, P.O. Box 31247		
Address Line 4:	Charlotte, NORTH CAROLINA 28231		
NAME OF SUBMITTER:	Christopher S. Nesbit		
Signature:	/christopher s nesbit/		

CH \$115.00 2634179

Date:

05/25/2005

Total Attachments: 2

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TRADEMARK ASSIGNMENT

THIS TRADEMARK ASSIGNMENT (this "Assignment") is made by and between Cott Corporation, a Canadian corporation with a principal place of business at 207 Queens Quay West, Suite 340, Toronto, Ontario, Canada M5J 1A7, ("Assignor") and Harris Teeter, Inc., a North Carolina corporation, with a principal place of business at 701 Crestdale Drive, Matthews, North Carolina 28105 ("Assignee").

WHEREAS, Assignor is the owner of the marks shown on the attached Schedule A (the "Marks"), the goodwill of the business symbolized thereby, and the registrations thereof; and

WHEREAS, Assignee is desirous of acquiring right, title and interest in and to the Marks, including the goodwill associated therewith and the registrations therefor.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which the parties hereby acknowledge:

Assignor hereby assigns to Assignee all of its right, title and interest in and to the Marks, including the registrations therefor and the goodwill of the business symbolized thereby.

Assignor further assigns to Assignee all of its right to sue for, to receive and to hold damages and profits accruing from past infringement of the Marks.

This Assignment shall be binding upon Assignor, Assignor's successors and assigns, and upon all others acting by, through, with or under Assignor's direction or control, and all those in privity therewith.

IN WITNESS WHEREOF, the parties have caused this Assignment to be executed on this 12 day of May 2005.

COTT CORPORATION

HARRIS TEETER, INC.

By: X Robert J. Herbert

By: [Signature]

Title: EXECUTIVE VICE PRESIDENT

Title: SVP Finance

Date: MARCH 14, 2005

Date: May 12, 2005

SCHEDULE A

<u>Reg. No.</u>	<u>Mark</u>	<u>Reg. Date</u>
2,634,179	MOUNTAIN ROAR	October 15, 2002
2,648,225	DR. EXTREME	November 12, 2002
2,667,021	TWICE UP	December 24, 2002
2,754,926	SIMPLY CLEAR	August 26, 2003