

10-19-2005



103103332

To the Director of the U.S. Patent and Trademark Office Documents or the new address(es) below:

Re 10-17-05

1. **Name of conveying party(ies)/Execution Date(s):**  
 Wilbert, Inc.

Individual(s)                       Association  
 General Partnership               Limited Partnership  
 Corporation-State Illinois  
 Other \_\_\_\_\_

Citizenship (see guidelines) \_\_\_\_\_  
 Execution Date(s) April 27, 2005  
 Additional name(s) of conveying party(ies) attached?  Yes  No

2. **Name and address of receiving party(ies)**  
 Additional names, addresses, or citizenship attached?  Yes  No

Name: Wilbert Funeral Services, Inc.  
 Internal \_\_\_\_\_  
 Address: \_\_\_\_\_  
 Street Address: P.O. Box 147  
 City: Forest Park State: IL Zip: 60130

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

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
 (Designation must be a separate document from assignment)  
 Additional name(s) & address(es) attached?  Yes  No

3. **Nature of conveyance:**

Assignment                       Merger  
 Security Agreement               Limited Partnership  
 Other \_\_\_\_\_

4. **Application number(s) or registration number(s) and identification or description of the Trademark.**

A. Trademark Application No.(s) \_\_\_\_\_

B. Trademark Registration No.(s) 2,270,127

Additional number(s) attached  Yes  No

C. Identification of Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

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

Name: Scott J. Slavick  
 Internal/Address: \_\_\_\_\_  
 Street Address: P.O. Box 10395  
 City: Chicago  
 State: IL Zip: 60610  
 Phone Number: 312-321-4200  
 Fax Number: 312-321-4299  
 Email Address: officeactions@brinkshofer.com

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  
 Authorized to be charged by credit card

8. **Payment Information:**  
 a. Credit Card Last 4 Numbers \_\_\_\_\_  
 Expiration Date \_\_\_\_\_  
 b. Deposit Account Number 23-1925  
 Authorized User Name Scott J. Slavick

9. **Signature.** Scott Slavick  
 \_\_\_\_\_  
 Signature

Scott Slavick  
 Name of Person Signing

10/11/05  
 \_\_\_\_\_  
 Date

Total number of pages including cover sheet, attachments, and document: 2

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5996, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

05-18-2005



103005442

5.16.05

R

To the Director of the U.S. Patent and Trademark Office

Transmitted documents or the new address(es) below:

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 Wilbert, Inc.

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 Corporation-State Illinois  
 Other \_\_\_\_\_

Citizenship (see guidelines) \_\_\_\_\_  
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 Limited Partnership \_\_\_\_\_  
 Corporation-State Illinois  
 Other \_\_\_\_\_

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 (Designation must be a separate document from assignment)  
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 Authorized User Name Scott J. Slavick

9. **Signature** Scott Slavick  
 Signature \_\_\_\_\_ Date 5/11/05  
 \_\_\_\_\_  
 Name of Person Signing

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05/17/2005 ECOOPER 00000231 231925 2270127

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TRADEMARK  
REEL: 003237 FRAME: 0294

**NUNC PRO TUNC TRADEMARK ASSIGNMENT**

**WHEREAS**, Wilbert, Inc., a corporation formed under the laws of the State of Illinois ("Assignor"), has adopted, owns and is using the Rose Emblem Design mark ("the Mark") in connection with concrete burial vaults; and

**WHEREAS**, Assignor owns a federal trademark registration for the Mark registered in the United States Patent and Trademark Office in connection with the goods identified therein, Registration No. 2,270,127; and

**WHEREAS**, Wilbert Funeral Services, Inc., a corporation formed under the laws of the State of Illinois ("Assignee"), desires to acquire the Mark;

**NOW, THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns and transfers to Assignee all right, title and interest in and to the Mark, including the trademark registration and any rights arising out of that registration, together with the goodwill symbolized by the Mark, *nunc pro tunc*, effective as of January 31, 1997.

Wilbert, Inc.

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

*[Handwritten Signature]*  
*[Handwritten Name: C. J. ZAMBE]*  
*[Handwritten Title: 4/27/05 CEO]*

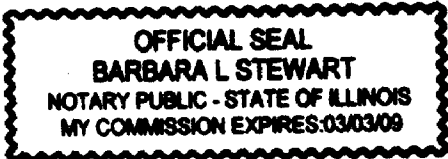
Dated: 27-April-2005

SUBSCRIBED and SWORN to

before me this 27<sup>th</sup> of April,  
2005.

Barbara L Stewart  
Notary Public

My Commission Expires: March 3, 2009



Scott J. Slavick  
sslavick@usebrinks.com  
312.321.4245

BRINKS  
HOFER  
GILSON  
& LIONE®

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to:

U.S. Patent and Trademark Office  
Assignment Services Division  
P.O. Box 1450  
Alexandria, VA 22313, on

October 11, 2005

U.S. Patent and Trademark Office  
Assignment Services Division  
P.O. Box 1450  
Alexandria, VA 22313

October 11, 2005

(date of deposit)

Scott Slavick

(name)

Scott Slavick

(signature)

October 11, 2005

(date of signature)

Re: DOCUMENT ID NO.: 103005442

Dear Sir/Madam:

The enclosed document has been examined and found non-recordable by the Assignment Division of the U.S. Patent and Trademark Office. The reason for non-recording is that the original cover sheet submitted for recording was not acceptable because the execution date was not indicated for each conveying party. Pursuant to instructions, enclosed please find a new cover sheet reflecting the correct information.

The Commissioner is hereby authorized to charge any additional fees, which may be required, or credit any overpayment, to the Deposit Account No. 23-1925. A duplicate copy of this correspondence is attached.

Very truly yours,



Scott J. Slavick

SJS/jlc  
Enclosures