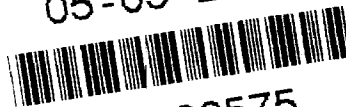




RF

05-05-2006



103232575

R

To the Director, U.S. Patent and Trademark Office. Please record the attached original documents or copy thereof.

9-0-8-1-1

<p>1. Name of conveying party(ies): (List using letters or numbers for multiple parties)</p> <p>Flathead Lake Monster, Inc.</p> <p><input type="checkbox"/> Individual <input type="checkbox"/> General Partnership <input type="checkbox"/> Association <input type="checkbox"/> Limited Partnership <input type="checkbox"/> Other: <input checked="" type="checkbox"/> Corporation of: Montana</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>Name: Hansen Beverage Company Internal Address: Street Address: 1010 Railroad Street City: Corona State: California ZIP: 92882-1947</p> <p><input type="checkbox"/> Individual <input type="checkbox"/> General Partnership <input type="checkbox"/> Association <input type="checkbox"/> Limited Partnership <input type="checkbox"/> Other: <input checked="" type="checkbox"/> Corporation of: Delaware</p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>3. Nature of conveyance:</p> <p><input type="checkbox"/> Assignment <input type="checkbox"/> Security Agreement <input type="checkbox"/> Merger <input type="checkbox"/> Change of Name <input checked="" type="checkbox"/> Other: Agreement</p> <p>Execution Date: (List as in section 1 if multiple signatures) FLATHEAD LAKE MONSTER, INC., 12/17/05 Hansen Beverage Co., 12/21/05</p>	<p>Additional name(s) and address(es) attached? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>4. Application number(s) or registration number(s): 78,550,387</p> <p>a. Trademark Application No(s):</p> <p>b. Trademark Registration No(s):</p> <p>Additional numbers attached? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>5. Party to whom correspondence concerning document should be mailed: Robert C. Lukes, Garlington, Lohn & Robinson, PLLP Address: PO Box 7909, Missoula, MT 59807 Return Fax: 406-523-2595 Attorney's Docket No.:</p>	<p>6. Total number of applications and registrations involved: 1</p> <p>7. Total fee (37 CFR 1.21(h)): \$ 40.00 <input checked="" type="checkbox"/> Enclosed</p>

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.

Robert C. Lukes *Robert C. Lukes* 13 JAN 06
Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments and exhibits: 3

Documents transmitted via Mail to be recorded with required cover sheet information: 40.00 OF

Mail Stop Assignment Recordation Services
Director, U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED BY: *4/24/06*
GARLINGTON, LOHN & ROBINSON, P.L.L.P.
199 WEST PINE
MISSOULA, MT 59802

TRADEMARK
REEL: 003336 FRAME: 0885

AGREEMENT

This "Agreement," effective as of the date of the last signature below, is made by and between Flathead Lake Monster, Inc., a Montana corporation, with its principal place of business at 333 Main Street, Suite 2, Kalispell, Montana ("Flathead Lake Monster"), on the one hand, and Hansen Beverage Company, a Delaware corporation doing business as Monster Beverage Company, with its principal place of business at 1010 Railroad Street, Corona, California ("Hansen"), on the other hand.

WHEREAS, Flathead Lake Monster has filed an application Serial No. 78-550,387 for the mark FLATHEAD LAKE MONSTER; and

WHEREAS, by a Settlement Agreement dated December 21, 2005, Flathead Lake Monster has agreed to amend its application Serial No. 78-550,387 for the mark FLATHEAD LAKE MONSTER to (i) modify the mark to the exact stylized form shown below, and (ii) revise the description of goods in said application to "sodas sold only in the state of Montana or via the internet; brewed malt-based alcoholic beverages in the nature of beer, expressly excluding energy supplements, energy drinks, sport drinks, or energy sodas, whether in liquid or powdered form;"

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Flathead Lake and Hansen agree as follows:

In connection with beverages, Flathead Lake Monster will use the FLATHEAD LAKE MONSTER mark which is the subject of its application Serial No. 78-550,387 only as follows:

1. always in the stylized form shown below:

Flathead Lake Monster

and;

2. only for
 - (a) sodas sold only in the state of Montana or via the internet; or
 - (b) brewed malt-based alcoholic beverages in the nature of beer, expressly excluding energy supplements, energy drinks, sports drinks, or energy sodas, whether in liquid or powdered form.

TRADEMARK

REEL: 003336 FRAME: 0886

Nothing in this Agreement shall adversely affect Flathead Lake Monster's ability to sell, advertise and market clothing under the trademark FLATHEAD LAKE MONSTER, as identified in its U.S. Trademark Registration No. 2297564, or restrict Flathead Lake Monster from adopting use of the FLATHEAD LAKE MONSTER trademark for use in conjunction with goods other than beverages.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the dates indicated below.

Date: December 17, 2005 Flathead Lake Monster, Inc.
By: Brian D. Beck
Print Name: Brian D. Beck
Title: President

Date: December 21, 2005 Hansen Beverage Company
By: [Signature]
Print Name: Ryan S. Searles
Title: Owner