

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 |
| SMG Brands, Inc. | | 08/10/2006 | CORPORATION: DELAWARE |
| RECEIVING PARTY DATA | | | |
| Name: | OMS Investments, Inc. | | |
| Street Address: | 10250 Constellation Boulevard, Suite 2800 | | |
| City: | Los Angeles | | |
| State/Country: | CALIFORNIA | | |
| Postal Code: | 90067 | | |
| Entity Type: | CORPORATION: DELAWARE | | |
| PROPERTY NUMBERS Total: 1 | | | |
| Property Type | Number | Word Mark | |
| Serial Number: | 78799595 | SELECT TURF | |
| CORRESPONDENCE DATA | | | |
| Fax Number: | (650)213-0260 | | |
| | <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> | | |
| Email: | patrademarks@manatt.com | | |
| Correspondent Name: | Susan E. Hollander, Esq. | | |
| Address Line 1: | 1001 Page Mill Road, Building 2 | | |
| Address Line 4: | Palo Alto, CALIFORNIA 94304 | | |
| ATTORNEY DOCKET NUMBER: | 28405.035.045 SELECT TURF | | |
| NAME OF SUBMITTER: | Kimberley J. Thompson, Paralegal | | |
| Signature: | /Kimberley J. Thompson/ | | |
| Date: | 08/11/2006 | | |

CH \$40.00 78799595

Total Attachments: 2

900055513

**TRADEMARK
 REEL: 003367 FRAME: 0737**

source=Trademark Assignment - SELECT TURF (CI 31)#page1.tif
source=Trademark Assignment - SELECT TURF (CI 31)#page2.tif

TRADEMARK ASSIGNMENT

This Trademark Assignment is made on this 10 day of August, 2006 (“**Effective Date**”), by and between SMG Brands, Inc. a Delaware corporation located at 1105 N. Market Street, Suite 1300 Wilmington, 19801 (“**Assignor**”) and OMS Investments, Inc., a Delaware corporation located at 10250 Constellation Boulevard, Suite 2800 Los Angeles, California 90067 (“**Assignee**”).

WHEREAS, Assignor has adopted the SELECT TURF trademark (“**Trademark**”) and has filed a corresponding application for obtaining federal registration of this trademark in the United States Patent and Trademark Office (“**Application**”):

| Trademark: | Services: | U.S. App. Serial No.: | Filing Date: | Date of First Use in Commerce: |
|--------------------|----------------------|------------------------------|---------------------|---------------------------------------|
| SELECT TURF | Class 31: Grass seed | 78/799595 | January 25, 2006 | April 30, 2006 |

AND WHEREAS Assignor has supported the Application by filing an Amendment to Allege Use to demonstrate actual use of the Trademark in commerce, which Amendment to Allege Use was approved by the United States Patent and Trademark Office on August 4, 2006;

AND WHEREAS the Application was allowed for registration on the Supplemental Register on August 4, 2006;


AND WHEREAS Assignor desires to assign the Trademark and the Application to Assignee;

NOW, THEREFORE, Assignor makes the following assignment:

Assignment. Assignor hereby assigns, transfers, and conveys, as of the Effective Date, all of Assignor’s right, title and interest in and to the Trademark, in and to the Application, and in and to all the business goodwill inherent in the Trademark and in the Application to Assignee.

IN WITNESS WHEREOF, Assignor has caused this Trademark Assignment to be duly executed and delivered as of the Effective Date, and Assignee has acknowledged the execution and delivery.

ASSIGNOR: SMG Brands, Inc.

By: 
(signature)

SUSAU T. Dubb
(name)

Assistant Secretary
(title)

Date: August 8, 2006

ASSIGNEE: OMS Investments, Inc.

By: 
(signature)

Luis Rodriguez
(name)

Assistant Treasurer
(title)

Date: 8/10/2006