

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	06/01/2006

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
American Food and Drug, Inc.		06/01/2006	CORPORATION: DELAWARE

**RECEIVING PARTY DATA**

Name:	American Food and Drug LLC
Street Address:	250 E. Parkcenter Blvd.
City:	Boise
State/Country:	IDAHO
Postal Code:	83706
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE

**PROPERTY NUMBERS Total: 6**

Property Type	Number	Word Mark
Registration Number:	1446938	3'S A CROWD
Registration Number:	0931453	LADY LEE
Registration Number:	1543066	LUCKY
Registration Number:	1469513	LUCKY PRODUCE 100% FRESH 100% GUARANTEED
Registration Number:	1320986	MAGNA PAK
Registration Number:	1409990	THE CALIFORNIA COLLECTION OF FINE WINE

**CORRESPONDENCE DATA**

Fax Number: (503)595-5301  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: (503) 595-5300  
 Email: ptotmdocket@klarquist.com  
 Correspondent Name: Richard J. Polley  
 Address Line 1: 121 SW Salmon Street  
 Address Line 2: One World Trade Center, Suite 1600

CH \$165.00 1446938

Address Line 4: Portland, OREGON 97204

ATTORNEY DOCKET NUMBER: 7347-76117-01/RJP

NAME OF SUBMITTER: Richard J. Polley

Signature: /Richard J. Polley/

Date: 11/14/2006

Total Attachments: 3  
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# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"AMERICAN FOOD AND DRUG, INC.", A DELAWARE CORPORATION, WITH AND INTO "AMERICAN FOOD AND DRUG LLC" UNDER THE NAME OF "AMERICAN FOOD AND DRUG LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE FIRST DAY OF JUNE, A.D. 2006, AT 2:33 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

4166011 8100M

060528335



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State  
AUTHENTICATION: 4789915

DATE: 06-01-06

TRADEMARK  
REEL: 003427 FRAME: 0919

State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 02:30 PM 06/01/2006  
FILED 02:33 PM 06/01/2006  
SRV 060528335 - 4166011 FILE

**CERTIFICATE OF MERGER**  
**OF**  
**AMERICAN FOOD AND DRUG, INC.**  
**INTO**  
**AMERICAN FOOD AND DRUG LLC**

Pursuant to Title 8, Section 264(c) of the Delaware General Corporation Law (the "DGCL") and Title 6, Section 18-209 of the Limited Liability Company Act (the "Act"), the undersigned limited liability company executed the following Certificate of Merger:

- FIRST:** The name of the surviving limited liability company is American Food and Drug LLC and its jurisdiction of formation is Delaware and the name of the corporation being merged into this surviving limited liability company is American Food and Drug, Inc. and its jurisdiction of organization is Delaware.
- SECOND:** The Agreement of Merger has been approved, adopted, certified, executed and acknowledged by the surviving limited liability company and the merging corporation in accordance with Section 264(c) of the DGCL and Section 18-209 of the Act and, with respect to the merging corporation, Section 228 of the DGCL.
- THIRD:** The name of the surviving limited liability company is American Food and Drug LLC.
- FOURTH:** The Agreement of Merger is on file at 250 Parkcenter Boulevard, P.O. Box 20, Boise, Idaho, the place of business and an office of the surviving limited liability company.
- FIFTH:** A copy of the Agreement of Merger will be furnished by the surviving limited liability company on request, without cost, to any member of the constituent limited liability company or stockholder of the constituent corporation.

IN WITNESS WHEREOF, said limited liability company has caused this certificate to be signed by an authorized person, this first day of June, 2006.

AMERICAN FOOD AND DRUG LLC

By: /s/ Paul G. Rowan  
Paul G. Rowan  
Authorized Person