Form PTO-1594 (Rev. 07/05)
OMB Collection 0651-0027 (exp.

04-30-2007

103400205

U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

OFFICE OF PATENT RECORDS

HEET
_Y

2007 APR 26 PM 2: 12

To the Director of the U. S. Pa

ched documents or the new address(es) below.

FINANCE SECTION

4.26.07

**1. Name of conveying party(ies):**

J. & P. Coats, Limited

☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation- State: Scotland
☐ Other

Citizenship (see guidelines)

Additional names of conveying parties attached? ☐ Yes ☐ No

**2. Name and address of receiving party(ies)**

Additional names, addresses, or citizenship attached? ☐ Yes ☒ No

Name: J. & P. Coats, Limited

Internal Address:

Street Address: 155 St. Vincent Street

City: Glasgow

State:

Country: Scotland Zip: G2 5PA

☐ Association Citizenship
☐ General Partnership Citizenship
☐ Limited Partnership Citizenship
☒ Corporation Citizenship Scotland
☐ Other Citizenship

If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☒ No
(Designations must be a separate document from assignment)

**3. Nature of conveyance )/Execution Date(s) :**

Execution Date(s)

☐ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other To correct error in previously recorded assignment

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

A. Trademark Application No.(s)

78/661360

B. Trademark Registration No.(s)

3,175,491

Additional sheet(s) attached? ☐ Yes ☒ No

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

BREAKDANCE

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

Name: Brian M. Davis

Internal Address: Alston & Bird LLP

Street Address: 101 S. Tryon Street
Suite 4000

City: Charlotte

State: North Carolina Zip: 28280-4000

Phone Number: 704-444-1000

Fax Number: 704-444-1111

Email Address: brian.davis@alston.com

**6. Total number of applications and registrations involved:** 1

**7. Total fee** (37 CFR 2.6(b)(6) & 3.41) $ 40.00

☒ Authorized to be charged by credit card
☐ Authorized to be charged to deposit account
☒ Enclosed

**8. Payment Information:**

a. Credit Card Last 4 Numbers
Expiration Date

b. Deposit Account Number

Authorized User Name

**9. Signature:** 4-23-07

Brian M. Davis Signature Date

Name of Person Signing

Total number of pages including cover sheet, attachments, and document: 12

**Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:**
**Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450**

04/27/2007 DBYRNE 00000006 78661360
01 FC:8521 40.00 OP

# TRADEMARK ASSIGNMENT

Electronic Version v1.1
Stylesheet Version v1.1

02/01/2007
900068274

| | |
|---|---|
| SUBMISSION TYPE: | CORRECTIVE ASSIGNMENT |
| NATURE OF CONVEYANCE: | Corrective Assignment to correct the Assignee Name needs to be change for the real owner/ representative. previously recorded on Reel 003290 Frame 0b19. Assignor(s) hereby confirms the Correct SN: 78/361360. |

**CONVEYING PARTY DATA**

| Name | Formerly | Execution Date | Entity Type |
|---|---|---|---|
| Marcos A. Perez | | 06/30/2006 | INDIVIDUAL: UNITED STATES |

**RECEIVING PARTY DATA**

| | |
|---|---|
| Name: | Alston & Bird LLP |
| Street Address: | 101 South Tryon Street |
| Internal Address: | Suite 4000 |
| City: | Charlotte |
| State/Country: | NORTH CAROLINA |
| Postal Code: | 28280 |
| Entity Type: | LLP: UNITED STATES |

**PROPERTY NUMBERS** Total: 1

| Property Type | Number | Word Mark |
|---|---|---|
| Serial Number: | 78661360 | BREAKDANCE |

OP $40.00 78661360

**CORRESPONDENCE DATA**

Fax Number: (704)444-1111
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*
Phone: 704-444-1000
Email: Elaine.Hunt@alston.com
Correspondent Name: Elaine Hunt
Address Line 1: 101 South Tryon Street
Address Line 2: suite 4000
Address Line 4: Charlotte, NORTH CAROLINA 28280

| | |
|---|---|
| NAME OF SUBMITTER: | Marcos Perez |
| Signature: | /Marcos Perez/ |



Exhibit C

TO:ELAINE HUNT COMPANY:101 SOUTH TRYON STREET

| | |
|---|---|
| Date: | 02/01/2007 |

Total Attachments: 3
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AFFIDAVIT

Re: BREAKDANCE, Reg. #3,175,491
Applicant: J. & P. Coats, Limited
155 St. Vincent St.
Glasgow, Scotland

Applicant, J. & P. Coats, Limited. does hereby affirm that the above-referenced registration has been erroneously assigned to a third party and does hereby respectfully request that the records of the United States Patent and Trademark Office be corrected to reflect J. & P. Coats, Limited. as the owner of Registration #3,175,491.

Applicant hereby affirms the following:

1. J. & P. Coats, Limited filed an application for the mark BREAKDANCE on June 30, 2005. The Serial Number assigned to the mark was SN#78/661,360. A copy of the Filing Receipt is attached as Exhibit A.

2. On 1/24/06, an assignment from CM Systems International Distributors, LLC to Marcos Perez was recorded at Reel #003290, Frame 0619, incorrectly referencing Serial #78/661,360 instead of #78/361,360 on the Trademark Cover Page. The records of the UPSTO were changed to reflect Marcos Perez as the owner of Serial #78/661,360. A copy of the assignment is attached as Exhibit B.

3. On 2/1/07, in an effort to correct the records, Marcos Perez recorded a corrective assignment at Reel #003472, Frame 0779 in which he incorrectly changed the Assignee Name to Alston & Bird, LLP. He also incorrectly referenced the Reel and Frame number of the original assignment as Reel #003290, Frame 0B19, instead of Frame 0619. He did, however state that the correct Serial Number of the original assignment should have been 78/361,360. A copy of the Corrective Assignment is attached as Exhibit C.

4. Applicant has contacted Marcos Perez in an effort to have him file another corrective assignment to clear the title to this Registration, but he is unwilling to do so.

5. J. & P. Coats, Limited has been and continues to be the owner of Registration #3,175,491. Applicant respectfully requests that the records of the United States Patent and Trademark Office be amended to delete any reference to Marcos Perez and to correctly reflect the Owner of said Registration #3,175,491 (SN#78/661,360) to be J. & P. Coats, Limited. Applicant also request that a new Certificate of Registration be issued reflecting the correct owner.

6. The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of this registration, declares that all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

Date: 4-23-07

Brian M. Davis
Attorney for Applicant



LEGAL02/30262107v1

**Stewart, Gail** Exhibit A

**From:** TEAS@uspto.gov
**Sent:** Thursday, June 30, 2005 8:58 AM
**To:** Stewart, Gail
**Subject:** Trademark Application Serial No. 78661360 Received

<MARK> BREAKDANCE (standard characters)

The mark is presented in standard characters without claim to any particular font style, size or color.

We have received your application and assigned serial number '78661360' to your submission. The summary of the application data below serves as your official filing receipt. For electronically-submitted applications, the USPTO will no longer mail a paper filing receipt. If the USPTO later determines that no filing date was justified, your submission will be returned, and your filing fee will be refunded. You could then, if possible, cure the deficiency, and re-file the application.

If you determine that you made an error in the information you entered, you may file a preliminary amendment electronically, stating your proposed correction, at http://eteas.uspto.gov/V2.0/pa250/WIZARD.htm.
NOTE: You cannot file a Preliminary Amendment until at least 30 days after initial filing of the application. Prior to that time, the serial number will not appear in the USPTO database (even though the number was assigned at the time of filing), preventing the uploading of new data.

The examining attorney will determine whether the change proposed in the amendment is permissible, within the normal course of his or her review of the application. Please note that not all errors may be corrected; for example, if you submitted the wrong mark or the incorrect goods and/or services, if the proposed correction would be considered a material alteration to your original filing, this will NOT be accepted. Unfortunately, your only recourse in that event is to re-file - your fee would NOT be refunded. Once you submit an application, either electronically or through the mail, we will not cancel the filing or refund your fee, unless the application fails to satisfy minimum filing requirements. The fee is a processing fee, which we do not refund even if we cannot issue a registration after our substantive review.

In approximately 7 months, you will hear from the assigned examining attorney.

NOTE: If you have a question, comment or technical concern about your specific application or TEAS in general, please send that question to teaskey.uspto.gov. NOTE: To check status information, please use either http://tarr.uspto.gov, or call 703-305-8747 (M-F, 6:30 a.m. to 12 midnight, EST). However, do NOT attempt to check status until at least 45 days after submission, to allow sufficient time for our databases to be updated.

The applicant, J. & P. Coats, Limited, a corporation of Great Britain, residing at 155 St. Vincent Street, Glasgow, , Scotland, , requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended.

* Classification and Listing of Goods/Services:

Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services. (15 U.S.C. Section 1051(b)).

International Class 023: HANDKNITTING YARNS

*Correspondence Information

The applicant hereby appoints Brian M. Davis and Martha Gayle Barber, John L. Sullivan,

Jr., and Michael G. Mosier c. Alston & Bird LLP, 101 South Tryon Street, Suite 4000, Charlotte, United States, 28280-4000 to submit this application on behalf ofthe applicant. The attorney docket/reference number is 45160/294170.

*Representative Information

The applicant hereby appoints Brian M. Davis of Alston & Bird LLP, 101 South Tryon Street, Suite 4000, Charlotte, North Carolina, USA, 28280-4000 as applicant's representative upon whom notice or process in the proceedings affecting the mark may be served.

* Fees

A fee payment in the amount of $325 will be submitted with the application, representing payment for 1 class(es).

*Declaration Signature

Signature:/Brian M. Davis/ Date: 06/30/2005
Signatory's Name: Brian M. Davis
Signatory's Position: Attorney for Applicant

==========

==========TEAS XML APPLICATION==========


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<street>101 South Tryon Street, Suite 4000</street>
<city>Charlotte</city>
<state>North Carolina (NC)</state>
<postal-code>28280-4000</postal-code>
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TEAS support team
Thu Jun 30 08:57:54 EDT 2005

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RE

Form PTO-1594 (Rev. 07/05)
OMB Collection 0651-0027 (exp. 6/30/2008)

01-24-2006

. DEPARTMENT OF COMMERCE
tates Patent and Trademark Office

1/20/06

RECOR
TR

103163475

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

**1. Name of conveying party(ies):**
CM SYSTENS INTERNATIONAL DISTRIBUTORS, LLC

☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☑ Corporation- State: FLORIDA
☐ Other

Citizenship (see guidelines)
Additional names of conveying parties attached? ☐ Yes ☐ No

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

Name: MARCOS PEREZ
Internal Address: SUITE 700
Street Address: 2655 LE JEUNE ROAD
City: CORAL GABLES
State: FLORIDA
Country: U.S.A. Zip: 33134
☐ Association Citizenship
☐ General Partnership Citizenship
☐ Limited Partnership Citizenship
☐ Corporation Citizenship
☑ Other INDIVIDUAL Citizenship U.S.
If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☐ No
(Designations must be a separate document from assignment)

**3. Nature of conveyance )/Execution Date(s) :**
Execution Date(s) AUGUST 10, 2004
☑ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

**4. Application number(s) or registration number(s) and identification or description of the Trademark.**
A. Trademark Application No.(s)
786-613-60
B. Trademark Registration No.(s)
Additional sheet(s) attached? ☐ Yes ☑ No
C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):
INTERNAL CLASS 003 SKIN CARE PRODUCTS, NAMELY UNMEDICATED SKIN CARE.

**5. Name & address of party to whom correspondence concerning document should be mailed:**
Name: ADRIANA PEREZ
Internal Address: SUITE 700
Street Address: 2655 LE JEUNE ROAD
City: CORAL GABLES
State: FLORIDA Zip: 33134
Phone Number: 305-777-0510
Fax Number: 305-774-6703
Email Address: aperez@westinternationalconsulting.com

**6. Total number of applications and registrations involved:** 1

**7. Total fee** (37 CFR 2.6(b)(6) & 3.41) $ 40.00
☐ Authorized to be charged by credit card
☐ Authorized to be charged to deposit account
☑ Enclosed

**8. Payment Information:**
a. Credit Card Last 4 Numbers
Expiration Date
b. Deposit Account Number
Authorized User Name

**9. Signature:**
Signature Date
MARCOS PEREZ
Name of Person Signing
Total number of pages including cover sheet, attachments, and document: 4

**Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:**
**Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450**

Exhibit B

**TRADEMARK**
**REEL: 003290 FRAME: 0619**

**TRADEMARK**
**REEL: 003534 FRAME: 0118**

10/05/2005
700215617

Form PTO-1594 (Rev. 07/05)
OMB Collection 0651-0027 (exp. 6/30/2008)

U. S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

# RECORDATION FORM COVER SHEET
# TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

**1. Name of conveying party(ies):**

CM SYSTEMS INTERNATIONAL DISTRIBUTORS, LLC

☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation- State: FLORIDA
☐ Other

Citizenship (see guidelines)

Additional names of conveying parties attached? ☐ Yes ☐ No

**2. Name and address of receiving party(ies)**

Additional names, addresses, or citizenship attached? ☐ Yes ☐ No

Name: MARCOS PEREZ
Internal Address:
Street Address: 2655 LEJUNE ROAD, 3700
City: CORAL GABLES
State: FLORIDA
Country: U.S.A. Zip: 33134

☐ Association Citizenship
☐ General Partnership Citizenship
☐ Limited Partnership Citizenship
☐ Corporation Citizenship
☒ Other INDIVIDUAL Citizenship U.S.

If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☐ No
(Designations must be a separate document from assignment)

**3. Nature of conveyance /Execution Date(s):**

Execution Date(s) AUGUST 10, 2004

☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

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

A. Trademark Application No.(s)

783-613-60

B. Trademark Registration No.(s)

Additional sheet(s) attached? ☐ Yes ☒ No

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

INTERNATIONAL CLASS: 003
SKIN CARE PRODUCTS, NAMELY UNMEDICATED SKIN CARE.

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

Name: ADRIANA PEREZ
Internal Address:
Street Address: 2655 LE JUNE RD. - SUITE 700
City: CORAL GABLES
State: FLORIDA Zip: 33134
Phone Number: 305-777-0510
Fax Number: 305-774-6703
Email Address: APEREZ@WESTINTERNATIONAL.COM

**6. Total number of applications and registrations involved:** 1

**7. Total fee (37 CFR 2.6 b)(6) & 3.41)** $ 40.00

☒ Authorized to be charged by credit card
☐ Authorized to be charged to deposit account
☐ Enclosed

**8. Payment Information:**

a. Credit Card Last 4 Numbers 1003
Expiration Date 11/05

b. Deposit Account Number

Authorized User Name

**9. Signature:**

10/03/05
Date

Signature

ADRIANA PEREZ
Name of Person Signing

Total number of pages including cover sheet, attachments, and document: 6

Documents to be recorded (including cover sheet) should be faxed to (571) 273-1140, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

# ASSIGNMENT OF TRADEMARK REGISTRATION

U.S PATENT AND TRADEMARK OFFICE
ASSIGNMENT DIVISION
BOX ASSIGNMENTS
CG-4
1213 JEFFERSON DAVIS HWY
SUITE 320
WASHINGTON, D.C. 20231

**Re: Documents ID No.: 900021591**

State of Florida
County of Miami-Dade

**WHEREAS** CM Systems International Distributors, LLC of 2655 Le Jeune Rd., Suite 700, Coral Gables, Florida 33134 has adopted, used and is using the mark which is currently being registered with the U.S. Patent and Trademark Office, Serial Number 78361360; and

**WHEREAS** Marcos Perez of 2655 Le Jeune Rd., Suite 700, Coral Gables, Florida 33134 is desirous of acquiring said mark and registration thereof;

**NOW, THEREFORE**, for good and valuable consideration, receipt of which is hereby acknowledged said CM Systems International Distributors, LLC does hereby assign unto said Marcos Perez all right, title and interest in and to said mark together with the good will of the business in which the trademark is used (or that part of the good will of the business connected with the use of and symbolized by the trademark) and the Serial Number 78361360 thereof.

Assignor

By: Director

Subscribed and sworn to before me this 21 day of JUNE, 2005.

Notary Public

My Commission Expires: JUNE 16, 2008

Osvaldo Suppes
Commission # DD329868
Expires: JUNE 16, 2008
AARONNOTARY.com