

TRADEMARK ASSIGNMENT

06-12-2007

Electronic Version v1.1
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6-7-07

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Submission to correct erroneously recorded Merger Document previously recorded at Reel 0701 and Frame 0108 on 5/22/1989

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Electro-Matic Products Co.		06/07/2007	CORPORATION: ILLINOIS

RECEIVING PARTY DATA

Name:	Electro-Matic Products Co.
Street Address:	2234 N. Knox Ave.
City:	Chicago
State/Country:	ILLINOIS
Postal Code:	60639
Entity Type:	CORPORATION: ILLINOIS

PROPERTY NUMBERS Total: 1

Property Type	Number	Word Mark
Registration Number:	1565505	ELMATCO

CORRESPONDENCE DATA

Fax Number: (312)704-3001
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone: 312-704-3336
 Email: kmulcahy@hinshawlaw.com
 Correspondent Name: Kourtney Mulcahy
 Address Line 1: Hinshaw & Culbertson LLP
 Address Line 2: 222 N. LaSalle Street, Suite 300
 Address Line 4: Chicago, ILLINOIS 60601

ATTORNEY DOCKET NUMBER:	874152
NAME OF SUBMITTER:	Kourtney Mulcahy
Signature:	/kourtney mulcahy/

CH \$40.00 1565505

Date:

06/11/2007

Total Attachments: 16

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AFFIDAVIT OF ROBIN C. GROTH

I, Robin C. Groth, Vice President and Secretary of Electro-Matic Products Co., hereby state that I have personal knowledge of the facts listed below and state that these facts are true and correct as stated.

1. I have been employed by Electro-Matic Products Co. since 1974.
2. Electro-Matic Products Co. has not changed its corporate name and remains a corporation in good standing under the laws of the State of Illinois.
3. Electro-Matic Products Co. is the original registrant of US Reg. No. 1565505 for the TM: ELMATCO issued on November 14, 1989. To date, Electro-Matic Products Co. has not assigned Reg. No. 1565505 to any other party, nor does any other party retain a security interest in this registration and should be listed as the true and correct owner of this registration with the US Patent and Trademark Office.
4. On May 18, 1989 Tonka Corporation submitted a Certificate of Merger of Kenner Parker Toys Inc. and Tonka Corporation together with attached Schedule for recordal to the Assignment Branch of the US Patent and Trademark Office. Tonka Corporation's said Schedule erroneously listed Electro-Matic Products Co.'s Reg. No. 1565505 as one of its properties and requested recordal of the Merger document against this registration.
5. On May 22, 1989, the Merger document and attached schedule were duly recorded with the US Patent and Trademark Office at Reel 0701 and Frames 0108-0121.
6. Electro-Matic Products Co. became aware of Tonka's Assignment error on or about August 3, 2006.
7. On or about January 1, 1996, Tonka Corporation merged with Hasbro, Inc. The document related to the merger of these two corporations was recorded with the US Patent and Trademark Office on March 22, 1996. The new owner of record for all Tonka Corporation trademarks is now Hasbro Inc.
8. Electro-Matic Products Co. and its attorneys have repeatedly tried to contact Tom Barry, counsel for new owner Hasbro Corporation to request correction of this erroneous assignment of Reg. No. 1565505 and to date has received no response.

In light of the facts and circumstances, Electro-Matic Products Co. respectfully requests that the US Patent and Trademark Office correct the ownership records of Reg. No. 1565505 to reflect Electro-Matic Products Co. as the true and correct owner of this registration.

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

Dated: June 7, 2007


Robin C. Groth



Tonka

Tonka Corporation
6000 Clearwater Drive
Minnetonka, Minnesota 55343

Telephone: 612/836-3300
Fax: 612/836-3338

May 30, 1989

Hon. Commissioner of Patents
and Trademarks
Attn: Assignment Branch
Washington, D.C. 20231

Re: Recordation of Merger of Kenner Parker Toys Inc. and Tonka
Corporation

Dear Sir:

By letter dated May 18, 1989, I requested that the referenced merger be recorded against certain registrations, including those set forth in the attached Schedule A. I made an error in including those registrations as the merger and subsequent assignment of those registrations have already been recorded by your office. Accordingly, please substitute the attached Schedule for the one enclosed with my May 18, 1989 letter.

For your easy reference, I have attached photocopies of my earlier correspondence.

Please accept my apologies for any inconvenience resulting from this oversight.

Sincerely,

Kari J. Wangensteen

Kari J. Wangensteen
Associate Counsel

llm
Attachments

TRADE-MARK

REEL 0701 FRAME 109



Tonka

Tonka Corporation
6000 Clearwater Drive
Minnetonka, Minnesota 55343
Telephone: 612/936-3300
Fax: 612/936-3336

4,664.00 - 4050

May 18, 1989

Hon. Commissioner of Patents
and Trademarks
Attn: Assignment Branch
Washington, D.C. 20231

1291, 332

Re: Recordation of Merger of Kenner Parker Toys Inc. and Tonka Corporation

Dear Sir:

Please record the enclosed Certificate of Merger of Kenner Parker Toys Inc. and Tonka Corporation against those registrations set forth in the attached schedule. When the records have taken place, the registrations should stand in the name of Tonka Corporation. Please return the document to me as recorded identifying the reel and frame number.

Enclosed is a check in the amount of \$4,640 to cover the fees for recording the merger.

Thank you for your assistance.

Sincerely,

Kari Wangensteen
Kari J. Wangensteen
Associate Counsel

llm
Enclosures

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REEL 0701 FRAME 108

NEW SCHEDULE

Registrations Against Which the Merger
be Recorded

May 30, 1989

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State of Minnesota

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SECRETARY OF STATE

Certificate of Merger

I, Joan Anderson Grove, Secretary of State of Minnesota, do certify that: An Agreement and Plan of Merger between the following corporations has been approved pursuant to the procedures required by this chapter indicated. The Agreement and Plan of Merger was filed in this office on this date. Each of the merging corporations have been merged into the surviving corporation listed below on the effective date listed below.

Merger Filed Pursuant to Minnesota Statutes, Chapter: 302A

State of Incorporation and Names of Merging Corporations:

DE: Kenner Parker Toys, Inc.

MN: Tonka Corporation

State of Incorporation and Name of Surviving Corporation:

MN: Tonka Corporation

Effective Date of Merger: July 5, 1988

Name of Surviving Corporation After Effective Date of Merger:

Tonka Corporation

The surviving corporation, if a non-Minnesota corporation qualified to do business in Minnesota.

This certificate has been issued on: July 5, 1988



Joan Anderson Grove
Secretary of State.

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CERTIFICATE OF OWNERSHIP
AND MERGER

MERGING

KENNER PARKER TOYS INC., a Delaware corporation,
INTO
TONKA CORPORATION, a Minnesota corporation.

Pursuant to Section 253 of the General Corporation Law of the State of Delaware and Section 302A.621 of the Business Corporation Act of the State of Minnesota (the "Minnesota BCA"), Tonka Corporation, a corporation of the State of Minnesota hereinafter sometimes referred to as "Tonka," owning 100 percent of the outstanding capital stock of Kenner Parker Toys Inc., a corporation of the State of Delaware hereinafter sometimes referred to as "Kenner Parker," hereby adopts the following Certificate of Ownership and Merger and certifies as follows:

FIRST: The names of the corporations participating in the merger are Tonka Corporation, which was incorporated on September 19, 1946 under the laws of the State of Minnesota, and Kenner Parker Toys Inc., which was incorporated on January 17, 1964 under the laws of the State of Delaware.

SECOND: The name of the surviving corporation is Tonka Corporation, and such corporation is to be governed by the laws of the State of Minnesota.

THIRD: Tonka owns of record one thousand (1,000) of the outstanding shares of Common Stock, \$1.00 par value, of Kenner Parker (the "Kenner Parker Common Stock"), which shares constitute 100 percent of the outstanding Kenner Parker Common Stock. The Kenner Parker Common Stock constitutes the sole outstanding class of capital stock of Kenner Parker.

FOURTH: The laws of both Minnesota and Delaware permit a Delaware subsidiary corporation to be merged with and into a Minnesota parent corporation.

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FIFTH: The Board of Directors of Tonka, by the unanimous written consent of the members thereof, filed with the minutes of the Board pursuant to Section 302A.239 of the Minnesota BCA, duly adopted the following resolutions as of July 1, 1988, which resolutions have not been amended or rescinded and are now in full force and effect:

WHEREAS, this Corporation is the legal and beneficial owner of one hundred percent (100%) of the outstanding shares of common stock, \$1.00 par value (the "Kenner Parker Common Stock"), of Kenner Parker Toys Inc., a Delaware corporation ("Kenner Parker");

WHEREAS, said Kenner Parker Common Stock is the only issued and outstanding class of capital stock of Kenner Parker; and

WHEREAS, this Corporation desires to adopt and approve a Plan of Merger to merge Kenner Parker with and into this Corporation.

NOW, THEREFORE, BE IT

RESOLVED, that Kenner Parker be merged with and into this Corporation (hereinafter sometimes referred to as the "Surviving Corporation") and that the Surviving Corporation assume all of the obligations of Kenner Parker (the "Merger");

RESOLVED, that the terms and conditions of the Merger are as follows: At the Effective Time (as defined below) each outstanding share of Kenner Parker Common Stock shall be cancelled and cease to exist, without any consideration being payable therefor;

RESOLVED, that the President or any Vice President of this Corporation shall duly execute and acknowledge, and the Secretary or Assistant Secretary of this Corporation shall duly attest, a Certificate of Ownership and Merger (the "Merger Filing"), pursuant to Section 253 of the General Corporation Law of the State of Delaware and Sections 302A.621

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and 302A.651 of the Business Corporation Act of the State of Minnesota, setting forth a copy of these resolutions to merge Kenner Parker with and into this Corporation, and the date of adoption thereof, and shall duly file the same in the office of the Secretary of State of the States of Delaware and Minnesota, respectively, and a certified copy thereof in the office of the Record of Deeds of New Castle County, Delaware; and that the Merger shall be effective upon the filing of the Merger Filing with the office of each such Secretary of State (the "Effective Time");

RESOLVED, that the appropriate officers of this Corporation be and each hereby is authorized to do all acts and things whatsoever, whether within or without the States of Delaware and Minnesota, which in any way may be necessary or appropriate to effect the Merger.

SIXTH: Tonka, being the sole stockholder of Kenner Parker, has waived in writing the necessity of mailing of a copy of the Plan of Merger for the merger of Kenner Parker with and into Tonka (the "Merger") to it, and no such mailing has been made.

SEVENTH: Tonka, as the corporation surviving the Merger, agrees that it may be served with process in the State of Delaware in any proceeding for enforcement of any obligation of Kenner Parker as well as for enforcement of any obligation of Tonka arising from the Merger, including any suit or other proceeding to enforce the right of any stockholder as determined in appraisal proceedings pursuant to the provisions of Section 262 of Title 8 of the Delaware Code of 1953, and Tonka does hereby irrevocably appoint the Secretary of State of Delaware as its agent to accept service of process in any such suit or other proceeding. The address to which a copy of such process shall be mailed

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by the Secretary of State of Delaware is Tonka Corporation, 6000 Clearwater Drive, Minnetonka, Minnesota 55343, until Tonka shall have hereafter designated in writing to the said Secretary of State a different address for such purpose.

IN WITNESS WHEREOF, Tonka Corporation has caused its corporate seal to be affixed to this Certificate of Ownership and Merger and has caused it to be signed by Stephen G. Shank, its President, and attested by Joseph M. Joyce, its Secretary, this 2nd day of July, 1988.

TONKA CORPORATION

BY: *Stephen G. Shank*
STEPHEN G. SHANK
President

ATTEST:

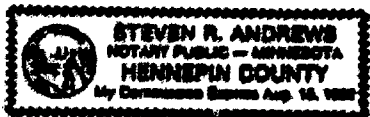
By: *Joseph M. Joyce*
Joseph M. Joyce
Secretary
TONKA CORPORATION

STATE OF MINNESOTA
County of Hennepin

The foregoing instrument was acknowledged before me this 2nd day of July, 1988.

Steven R. Andrews
Notary Public

(Notarial Seal)



STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

JUL 5 1988

Steven R. Andrews
Secretary of State

REG. 0638 REG. 026

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REG. 0701 REG. 115

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HINSHAW

& CULBERTSON LLP

Feb 2, 1989: recorded
2/6/89 @ Reel 0638/
Frame 0022



Tonka

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Arizona California Florida Illinois Indiana
Minnesota Missouri New York Oregon Wisconsin

Hon. Commissioner of Patents
and Trademarks
Attn: Assignment Division
Washington, D.C. 20231

Dear Sir:

Enclosed is a certified copy of the Certificate of Merger of
Tonka Corporation and Kenner Parker Toys Inc. Please record this
merger against those trademarks set forth in Schedule A attached
to the enclosed certificate.

I have also enclosed a photocopy of the assignment from Tonka
Corporation to QuinCrafts Corporation of those marks set forth in
Schedule A. The photocopy has been certified by an officer of
Tonka Corporation to be true and correct. Please record this
assignment against those marks. The title to all of the
registrations in Schedule A should then stand in the name of
QuinCrafts Corporation.

Enclosed is a check in the amount of ^{400.00} ~~200.00~~ to cover the
recordation fees.

Thank you for your assistance.

Sincerely,
Kari J. Wangenstein
Kari J. Wangenstein
Staff Attorney

llm
Enclosures

REEL 0701 FRAME 116
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060 02/07/89 934823	2 406	300.00 CK

EXHIBIT B

ASSIGNMENT

WHEREAS, TONKA CORPORATION, a Minnesota corporation located at 6000 Clearwater Drive, Minnetonka, Minnesota 55343, has adopted and used the Trademarks set forth in Schedule A attached hereto and incorporated herein by reference; and

WHEREAS, TONKA CORPORATION is the owner of the Patents set forth in Schedule A attached hereto and incorporated herein by reference; and

WHEREAS, QUINCRAFTS CORPORATION, a Massachusetts corporation located at 51 Dwight St. Reading, MA is desirous of acquiring said Trademarks, Patents and the registrations thereof; and

WHEREAS, QUINCRAFTS CORPORATION has in consideration of this Assignment executed a Promissory Note of even date herewith, payment of which shall be secured by a continuing security interest of Tonka Corporation in the Patents and Trademarks assigned herein until payment in full of the balance of the note is made.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, the parties hereby agree as follows:

1. Said TONKA CORPORATION does hereby assign unto the said QUINCRAFTS CORPORATION all of its right, title and interest in and to the said Trademarks and Patents, together with the good will of the business symbolised by the marks, and the registrations thereof identified in Schedule A.

2. Said QUINCRAFTS CORPORATION hereby grants to TONKA CORPORATION a security interest in the Trademarks and Patents set forth in Schedule A, which security interest shall extend until the payment in full of the Promissory Note of even date herewith by QUINCRAFTS CORPORATION to TONKA CORPORATION at which time the security interest therein shall terminate and Tonka Corporation shall file and record evidence of the same.

TONKA CORPORATION

By Peter G. Hill
Peter G. Hill
Assistant Secretary

Dated: 12/22/86

QUINCRAFTS CORPORATION

By Chas. D. Sullivan - Esq.
Title Chas. President
Its Chas. President

[corporate seal]

[corporate seal]

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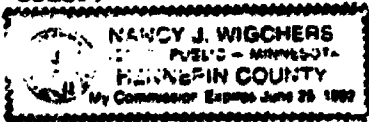
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STATE OF MINNESOTA)
) ss.
COUNTY OF HENNEPIN)

On the 28th day of December, 1988, before me personally came Peter G. Hill, to me known, who, being by me duly sworn, did depose and say that he is the Assistant Secretary of TOMKA CORPORATION, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; and that he signed his name thereto by like order.



Nancy J. Wighers
Notary Public

[notarial seal]

STATE OF MASSACHUSETTS)
) ss.
COUNTY OF NORFOLK)

On the 30 day of December, 1988, before me personally came Nancy A. Volcan / Bize, to me known, who, being by me duly sworn, did depose and say that s/he is the vice president of QUINCRAPTS CORPORATION, the corporation described in and which executed the foregoing instrument; that s/he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; and that he signed her/his name thereto by like order.

Commission Expires
Oct 28th, 1992

[Signature]
Notary Public

[notarial seal]

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RR 0701 RME118

SCHEDULE A

Registered Trademarks

United States

<u>Trademark</u>	<u>Country</u>	<u>Reg.No.</u>	<u>Reg.Date</u>
ANOTHER FINE SUNCATCHER PRODUCT	USA	1049294	September 28, 1976
BAKIT BY NUMBER	USA	1042233	June 29, 1976
MAKIT & BAKIT	USA	870205	May 27, 1969
MAKIT GLO	USA	1025749	November 20, 1975
MAKIT HANG	USA	1027385	December 16, 1975
SUNSCENTS	USA	1300726	October 16, 1984

Foreign

<u>Trademark</u>	<u>Country</u>	<u>Reg.No.</u>	<u>Reg.Date</u>
MAKI BAKI	Great Britain	B1034278	October 27, 1976
MAKIT & BAKIT	Benelux	389268	March 22, 1983
MAKIT & BAKIT	Canada	206975	May 9, 1975
MAKIT & BAKIT	Denmark	3410/1983	September 30, 1983
MAKIT & BAKIT	Dominican Rep.	36469	November 30, 1983
MAKIT & BAKIT	France	1275292	July 15, 1974
MAKIT & BAKIT	Massachusetts	27065	October 24, 1966
MAKIT & BAKIT	Mexico	292457	September 19, 1983
MAKIT & BAKIT	Norway	116361	April 26, 1984
MAKIT & BAKIT	Panama	035199	November 8, 1984
MAKIT & BAKIT	Sweden	185878	March 25, 1983
MAKIT & BAKIT (Stylized)	Argentina	1.077.097	April 25, 1984

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MAKIT & BAKIT	West Germany	954823	February 14, 1977
MAKIT & BAKIT	Japan	1998242	November 20, 1987
MAKIT & BAKIT	New Zealand	B145694	January 26, 1983
MAKIT & BAKIT	Venezuela	119.333	April 24, 1986

United States Patent Applications

<u>Registration No.</u>	<u>Date</u>	<u>Title</u>
4563573	January 7, 1986	Toy Electric Oven
D-282942	March 11, 1986	Toy Oven

Canadian Patent Application

<u>Serial No.</u>	<u>Filing Date</u>	<u>Title</u>
470,794	December 12, 1984	Toy Electric Oven

Foreign Patents

<u>Country</u>	<u>Patent No.</u>
Canada	D-53,572
Great Britain	D-1,020,119

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PATENT & TRADEMARK OFFICE

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CERTIFICATION

[Signature]
COMMISSIONER OF PATENTS
AND TRADEMARKS OFFICE

I, Peter G. Hill, Assistant Secretary of Tonka Corporation,
do hereby certify that the attached is a true and correct
copy of the Assignment, dated December 28, 1988, from Tonka
Corporation to Quincrafts Corporation of certain trademarks.

[Signature]
Peter G. Hill
Assistant Secretary

ENL 0630 032

STATE OF MINNESOTA)
)SS
COUNTY OF HENNEPIN)

Subscribed and sworn to
before me this 12th day
of January, 1989.

[Signature]
Colleen K. Franklin
Notary Public

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