

06-20-2007



SHEET
1 OF 1

103418034

To the Director of the U. S. Patent and Trademark Office

attached documents or the new address(es) below.

1. Name of conveying party(ies):

James J. Patti

- Individual(s) Association
- General Partnership Limited Partnership
- Corporation- State: _____
- Other _____

Citizenship (see guidelines) USA

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: Whitlock Packaging Corporation

Internal Address: _____

Address: _____

Street Address: 6120 South Yale, Suite 1250

City: Tulsa

State: Oklahoma

Country: USA Zip: 74136

- Association Citizenship _____
- General Partnership Citizenship _____
- Limited Partnership Citizenship _____
- Corporation Citizenship _____
- 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) May 22, 2007

- Assignment Merger
- Security Agreement Change of Name
- Other Journal Entry of Judgment

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,747,704

Additional sheet(s) attached? Yes No

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

40.00 OP

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

Name: Mark G. Kachigian

Internal Address: Head, Johnson & Kachigian

Street Address: 228 West 17th Place

City: Tulsa

State: Oklahoma Zip: 74119

Phone Number: (918) 587-2000

Fax Number: (918) 584--1718

Email Address: mkachigian@hjkllaw.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

Mark G. Kachigian

Name of Person Signing

6/14/07

Date

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

3

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

TRADEMARK
REEL: 003565 FRAME: 0630

6-18-07

06/19/2007
01 FC:8521

DISTRICT COURT
FILED

MAY 23 2007

IN THE DISTRICT COURT IN AND FOR TULSA COUNTY
STATE OF OKLAHOMA

SALLY HOWE SMITH, COURT CLERK
STATE OF OKLA. TULSA COUNTY

WHITLOCK PACKAGING CORPORATION,)
)
 Plaintiff,)
)
 v.)
)
 JAMES J. PATTI,)
)
 Defendant.)

Case No. CJ-2007-1540
Hon. Thomas P. Thornbrugh

FINAL JOURNAL ENTRY OF JUDGMENT

NOW on this 22 day of May, 2007, this matter comes before the Court for entry of Final Judgment. The Court finds that the Defendant, James Patti, was served with process in this matter on April 28, 2007. The Court further finds that the Defendant, James Patti, was required to file an answer or otherwise plead to Plaintiff's Petition on or before May 18, 2007. The Court further finds that the Defendant, James Patti, has failed to answer or otherwise plead within the time proscribed by OKLA. STAT. ANN: tit. 12, §2012(A). The Court further finds that the allegations contained in Plaintiff's Petition are well pleaded and that the same should be taken as true as a result of the default of the Defendant, James Patti.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that Plaintiff, Whitlock Packaging Corporation, have and recover judgment against the Defendant, James Patti, *in personam*, in the principal amount of \$75,000, with interest thereon at the simple rate of 12% per annum from the 26th day of June, 2003 to the 26th day of June 2004 and interest thereon at the simple rate of 18% per annum (\$36.99 per diem) from the 27th day of June 2004, for a total amount due of \$120,361.27 as of March 7, 2007 (the date of filing of Plaintiff's Petition herein) until all sums due thereunder are

paid in full.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Plaintiff has a valid and perfected security interest in the following described collateral:

that certain trademark styled as 'X ADE XTREME THIRST QUENCHER GET IT BACK!' federal serial number 75935855 and/or any variations thereof and all accompanying good will together with all products, proceeds of, and all replacements of the Collateral whether now owned or hereafter acquired (the "Collateral")

and that Plaintiff perfected its security interest in the Collateral by properly recording an Assignment in the United States Patent and Trademark Office on September 15, 2003 at Reel 2825, Frame 0987.

Plaintiff further perfected its security interest in the Collateral by filing a UCC-1 Financing Statement with the Florida Secured Transaction Registry, Document No. 200704915802.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as a result of the Defendant's default under the terms of the Note and Security Agreement, Plaintiff is entitled to foreclose its security interest in the Collateral and is hereby granted judgment for immediate possession of the Collateral, to sell or otherwise dispose of the Collateral, and apply the proceeds of such disposition to the indebtedness owed under the Note.

For all of which let execution issue.

P. THOMAS THORNBRUGH

JUDGE OF THE DISTRICT COURT

5-22-07

Prepared and submitted by:

Robert P. Skeith, OBA# 16307
Riggs, Abney, Neal, Turpen, Orbison & Lewis
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502 West Sixth Street
Tulsa, Oklahoma 74119-1010
918.587.3161 (telephone)
918.587.2150 (facsimile)
ATTORNEYS FOR PLAINTIFF

I, Sally Howe Smith, Court Clerk, for Tulsa County, Oklahoma, hereby certify that the foregoing is a true, correct and full copy of the instrument herewith set out as appears or record in the Court Clerk's Office of Tulsa County, Oklahoma.

MAY 23 2007

By Sally Howe Smith
Deputy

HEAD, JOHNSON & KACHIGIAN

A Professional Corporation
Patent, Trademark & Copyright Attorneys
Moore Manor
228 West 17th Place
Tulsa, Oklahoma 74119

Mark G. Kachigian
E-Mail - mkachigian@hjkllaw.com

Telephone (918) 587-2000
Facsimile (918) 584-1718

June 14, 2007

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

Re: Assignment/Journal Entry of Judgment
for U.S. Trademark Registration No. 2,747,704
X ADE XTREME THIRST QUENCHER GET IT BACK
Our File No. WHI995-20/03064

Dear Sir:

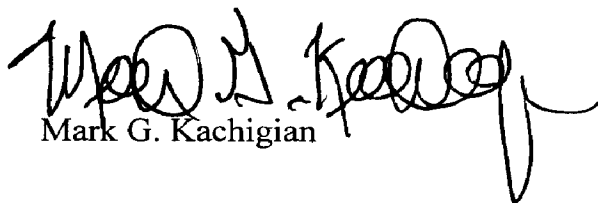
Enclosed for recordation is an Assignment/Journal Entry of Judgment from James J. Patti to Whitlock Packaging Corporation for the referenced trademark registration.

Also enclosed is a check in the amount of \$40.00 to cover the recording fees. Please direct any correspondence in connection with this matter to the undersigned.

Please charge any fee deficiencies during the pendency of this application to Deposit Account No. 08-1500, unless otherwise notified.

Sincerely yours,

HEAD, JOHNSON & KACHIGIAN


Mark G. Kachigian

MGK:th
Enclosure

RECORDED: 06/18/2007

TRADEMARK
REEL: 003565 FRAME: 0633