

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	07/13/2007

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Merrick Pet Care, Ltd.		07/11/2007	LIMITED PARTNERSHIP: TEXAS

RECEIVING PARTY DATA

Name:	Merrick Pet Care, Inc.
Street Address:	101 S.E. 11th Ave.
City:	Amarillo
State/Country:	TEXAS
Postal Code:	79101
Entity Type:	CORPORATION: TEXAS

PROPERTY NUMBERS Total: 3

Property Type	Number	Word Mark
Serial Number:	78943827	MERRICKPETCARE.COM
Registration Number:	3114011	MERRICK
Registration Number:	3161791	MERRICK TRADE MARK

CORRESPONDENCE DATA

Fax Number: (806)322-1252
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Phone: 806-322-1251
 Email: Chris@ChrisStewartLaw.com
 Correspondent Name: Christian D. Stewart
 Address Line 1: 301 S. Polk, Suite 700
 Address Line 4: Amarillo, TEXAS 79101

ATTORNEY DOCKET NUMBER:	MERRICK
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OP \$90.00 78943827

NAME OF SUBMITTER:	Christian D. Stewart
Signature:	/Christian D. Stewart/
Date:	10/30/2007
Total Attachments: 4 source=Certificate of Merger - Merrick Pet Care, Ltd. & 2007 Merrick Pet Care, Inc#page1.tif source=Certificate of Merger - Merrick Pet Care, Ltd. & 2007 Merrick Pet Care, Inc#page2.tif source=Certificate of Merger - Merrick Pet Care, Ltd. & 2007 Merrick Pet Care, Inc#page3.tif source=Certificate of Merger - Merrick Pet Care, Ltd. & 2007 Merrick Pet Care, Inc#page4.tif	

Form 622
(Revised 01/06)
Return in duplicate to:
Secretary of State
P.O. Box 13697
Austin, TX 78711-3697
512 463-5555
FAX: 512 463-5709
Filing Fee: see instructions



This space reserved for office use.

FILED
In the Office of the
Secretary of State of Texas

JUL 13 2007

**Certificate of Merger
Combination Merger
Business Organizations Code**

Corporations Section

Parties to the Merger

Pursuant to chapter 10 of the Texas Business Organizations Code, and the title applicable to each domestic filing entity identified below, the undersigned parties submit this certificate of merger.

The name, organizational form, state of incorporation or organization, and file number, if any, issued by the secretary of state for each organization that is a party to the merger are as follows:

Party 1

Merrick Pet Care, Ltd.

Name of Organization

The organization is a limited partnership

Specify organizational form (e.g., for-profit corporation)

It is organized under the laws of

Texas

USA

The file number, if any, is

800346616

Texas Secretary of State file number

Its principal place of business is

101 S.E. 11th Ave.

Amarillo

TX

Address

City

State

The organization will survive the merger. The organization will not survive the merger.

The plan of merger amends the name of the organization. The new name is set forth below.

Name as Amended

Party 2

2007 Merrick Pet Care, Inc.

Name of Organization

The organization is a Corporation

Specify organizational form (e.g., for-profit corporation)

It is organized under the laws of

Texas

USA

The file number, if any, is

800841966

Texas Secretary of State file number

Its principal place of business is

101 S.E. 11th Ave.

Amarillo

TX

Address

City

State

The organization will survive the merger. The organization will not survive the merger.

The plan of merger amends the name of the organization. The new name is set forth below.

Merrick Pet Care, Inc.

Name as Amended

Party 3

Name of Organization

The organization is a

Specify organizational form (e.g., for-profit corporation)

It is organized under the laws of

The file number, if any, is _____
State Country Texas Secretary of State file number

Its principal place of business is _____
Address City State

- The organization will survive the merger. The organization will not survive the merger.
 The plan of merger amends the name of the organization. The new name is set forth below.

Name as Amended

Plan of Merger

- The plan of merger is attached.

If the plan of merger is not attached, the following statements must be completed.

Alternative Statements

By checking the following boxes, each domestic filing entity certifies that:

- A signed plan of merger is on file at the principal place of business of each surviving, acquiring, or new domestic entity or non-code organization that is named in this form as a party to the merger or an organization created by the merger.
 On written request, a copy of the plan of merger will be furnished without cost by each surviving, acquiring, or new domestic entity or non-code organization to any owner or member of any domestic entity that is a party to or created by the plan of merger.

If a filing entity is to survive the merger, complete either A or B. If B is selected, provide relevant information in the space provided.

Amendments

- A. No amendments to the certificate of formation of any filing entity that is a party to the merger are effected by the merger.
 B. The plan of merger effected changes or amendments to the certificate of formation of
2007 Merrick Pet Care, Inc.

Name of filing entity effecting amendments

The changes or amendments to the filing entity's certificate of formation, other than the name change noted previously, are stated below.

Amendment Text Area

Organizations Created by Merger

The name, jurisdiction of organization, principal place of business address, and entity description of each entity or other organization to be created pursuant to the plan of merger are set forth below. The certificate of formation of each new domestic filing entity to be created is being filed with this certificate of merger.

NEW ORGANIZATION 1			
Name	Jurisdiction	Entity Type (See instructions)	
Principal Place of Business Address	City	State	Zip Code

NEW ORGANIZATION 2			
Name	Jurisdiction	Entity Type (See instructions)	
Principal Place of Business Address	City	State	Zip Code

NEW ORGANIZATION 3			
Name	Jurisdiction	Entity Type (See instructions)	
Principal Place of Business Address	City	State	Zip

Approval of the Plan of Merger

The plan of merger has been approved as required by the laws of the jurisdiction of formation of each organization that is a party to the merger and by the governing documents of those organizations.

The approval of the owners or members of _____
Name of domestic entity
 was not required by the provisions of the BOC.

Effectiveness of Filing (Select either A, B, or C.)

- A. This document becomes effective when the document is accepted and filed by the secretary of state.
 - B. This document becomes effective at a later date, which is not more than ninety (90) days from the date of signing. The delayed effective date is: _____
 - C. This document takes effect on the occurrence of the future event or fact, other than the passage of time. The 90th day after the date of signing is: _____
- The following event or fact will cause the document to take effect in the manner described below:
- _____
- _____

Tax Certificate

- Attached hereto is a certificate from the comptroller of public accounts that all taxes under title 2, Tax Code, have been paid by the non-surviving filing entity.
- In lieu of providing the tax certificate, one or more of the surviving, acquiring or newly created organizations will be liable for the payment of the required franchise taxes.

Execution

The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument.

Date: 7/11/07

Merrick Pet Care, Ltd.

Merging Entity Name

Garth Merrick president

Signature and title of authorized person Garth Merrick, President of Merrick Pet Care Management, LLC

2007 Merrick Pet Care, Inc.

Merging Entity Name

Garth Merrick president

Signature and title of authorized person Garth Merrick, President

Merging Entity Name

Signature and title of authorized person