

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	a declaration to correct an error made in a previously recorded document that erroneously affects Registration No. 907,910

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Lindy-Little Joe, Inc.		02/12/2008	CORPORATION: MINNESOTA

RECEIVING PARTY DATA

Name:	Lindy-Little Joe, Inc.
Street Address:	1110 Wright Street
Internal Address:	Box 973
City:	Brainerd
State/Country:	MINNESOTA
Postal Code:	56401
Entity Type:	CORPORATION: MINNESOTA

PROPERTY NUMBERS Total: 1

Property Type	Number	Word Mark
Registration Number:	0907910	LINDY RIG

CORRESPONDENCE DATA

Fax Number: (612)340-8856
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Phone: (612) 343-7922
 Email: ip.docket@dorsey.com
 Correspondent Name: Jamie Nafziger
 Address Line 1: 50 South Sixth Street
 Address Line 2: Suite 1500
 Address Line 4: Minneapolis, MINNESOTA 55402-1498

ATTORNEY DOCKET NUMBER:	6242
NAME OF SUBMITTER:	Jamie Nafziger
Signature:	/Jamie Nafziger/

CH \$40.00 0907910

Date:

02/13/2008

Total Attachments: 4

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Trademark Registration owned by
Lindy-Little Joe, Inc.

Reg. No. 907,910

Registered: February 16, 1971

Mark: **LINDY RIG (Stylized)**

DECLARATION

I, Ted Takasaki, do hereby declare as follows:

1. I am the President of Registrant, Lindy-Little Joe, Inc. ("Lindy-Little Joe"). I am authorized to execute this instrument on behalf of Registrant.
2. Based on my review of the assignment records available online at the U.S. Patent and Trademark Office's ("PTO") website, I have discovered that a security interest was erroneously recorded against Registration Number 907,910 for the mark **LINDY RIG (Stylized)**. The security interest was executed on August 31, 1989 and is recorded at Reel/Frame 0747/0301. The document was recorded at the PTO on July 12, 1990 by Chemical Bank. The assignors of the security interest are listed as: Exide Corporation, General Battery Corporation, ESB Puerto Rico Corp., and Dixie Battery Company.
3. Based on my review of the assignment records available online at the U.S. Patent and Trademark Office's ("PTO") website and Registrant's corporate records, the correct chain of title is as follows:
 - a. The original registrant, Lindy's Manufacturing Corporation, obtained registration of the **LINDY RIG (Stylized)** mark on February 16, 1971.

b. On February 10, 1977, Lindy's Manufacturing Corporation assigned its entire interest in the **LINDY RIG (Stylized)** mark to ESB Incorporated. This assignment was recorded on February 14, 1977 at Reel/Frame 0302/0445.

c. On January 23, 1979, ESB Incorporated assigned its entire interest in the **LINDY RIG (Stylized)** mark to Lindy-Little Joe. This assignment was recorded on March 14, 1979 at Reel/Frame 0344/0558.

4. A printout from the PTO's online assignment page for the **LINDY RIG (Stylized)** trademark registration is attached hereto as **Exhibit A**.

5. Since January 23, 1979, Lindy-Little Joe has been and continues to be the true and correct owner of the **LINDY RIG (Stylized)** registration.

6. Based on the foregoing correct chain of title set forth in ¶ 3, none of the assignors of the security interest to Chemical Bank had any title or right to the **LINDY RIG (Stylized)** mark on August 31, 1989, the date of the purported assignment to Chemical Bank. Thus, the security interest was improperly recorded. Accordingly, the PTO should correct the assignment history for the **LINDY RIG (Stylized)** registration to reflect Lindy-Little Joe's full ownership of the mark not subject to any security interest.

7. All statements made in this Declaration of my own knowledge are true, and all statements made on information and belief are believed to be true.

8. I make this Declaration knowing that any willful false statements and the like made herein are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the **LINDY RIG (Stylized)** registration.

LINDY-LITTLE JOE, INC., Registrant

Date:

2/12/08

By:


Ted Takasaki
President



United States Patent and Trademark Office

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Assignments on the Web > Trademark Query

Trademark Assignment Abstract of Title

Total Assignments: 3

Serial #: 72358661

Filing Dt: 05/04/1970

Reg #: 907910

Reg. Dt: 02/16/1971

Registrant: LINDY'S MANUFACTURING CORPORATION

Mark: LINDY RIG

Assignment: 1

Reel/Frame: 0302/0445

Received:

Recorded: 02/14/1977

Pages: 2

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Assignor: LINDY'S MANUFACTURING CORPORATION

Exec Dt: 02/10/1977

Entity Type: CORPORATION

Citizenship: MINNESOTA

Entity Type: CORPORATION

Citizenship: DELAWARE

Assignee: ESR INCORPORATED

5 PENN CENTER PLAZA

PHILADELPHIA, PENNSYLVANIA 19101

Correspondent: DORSEY, WINDHORST, ET AL

2300 FIRST NATIONAL BANK BLDG.

MINNEAPOLIS, MN 55402

Assignment: 2

Reel/Frame: 0344/0558

Received:

Recorded: 03/14/1979

Pages: 3

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Assignor: ESR INCORPORATED

Exec Dt: 01/23/1979

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: MINNESOTA

Assignee: LINDY-LITTLE JOE, INC.

BOX 27

ISLE, MINNESOTA 56342

Correspondent: DORSEY, WINDHORST ET AL

2300 FIRST NATIONAL BANK BLDG.

MINNEAPOLIS, MN 55402

Assignment: 3

Reel/Frame: 0747/0301

Received:

Recorded: 07/12/1990

Pages: 0

Conveyance: SECURITY INTEREST

Assignors: EXIDE CORPORATION

Exec Dt: 08/31/1989

Entity Type: UNKNOWN

Citizenship: NONE

Exec Dt: 08/31/1989

Entity Type: UNKNOWN

Citizenship: NONE

Exec Dt: 08/31/1989

Entity Type: UNKNOWN

Citizenship: NONE

Exec Dt: 08/31/1989

Entity Type: UNKNOWN

Citizenship: NONE

Entity Type: A BANKING CORP.

GENERAL BATTERY CORPORATION

ESR PUERTO RICO CORP.

DIXIE BATTERY COMPANY

Assignee: CHEMICAL BANK

LINDY LITTLE JOE

ID:2188295426

USPTO Assignments on the Web

277 PARK AVENUE
NEW YORK, NEW YORK 10172

Citizenship: NEW YORK

Correspondent: WILMER, CUTLER & PICKERING
ALLEN H. HARRISON, JR.
2445 M STREET, N.W.
WASHINGTON, DC 20037-1420

Search Results as of: 02/05/2008 09:48 AM

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 877-272-3350, v.2.0.1
Web interface last modified: April 20, 2007 v.2.0.1

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RECORDED: 02/13/2008

**TRADEMARK
REEL: 003718 FRAME: 0824**