

02-20-2008

Form PTO-1594 (Rev. 07/05)

OMB Collection 0651-0027 (exp. 6/30/2008)

DEPARTMENT OF COMMERCE
Patent and Trademark Office

RECORDATION

103483246

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):

DBD, INC.

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

Citizenship (see guidelines) _____

Additional names of conveying parties attached? ☐ Yes ☐ No

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

Execution Date(s) 02-06-08

- ☒ CORRECTIVE Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? ☐ Yes ☐ NoName: David's Bridal, Inc.

Internal _____

Address: _____

Street Address: 1001 Washington St.City: ConshohockenState: PACountry: USA Zip: 19428

- ☐ Association Citizenship _____
☐ General Partnership Citizenship _____
☐ Limited Partnership Citizenship _____
☒ Corporation Citizenship FLORIDA
☐ 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)

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)

2,426,973Additional sheet(s) attached? ☐ Yes ☐ No

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

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

Name: William Engelbrecht, Esq.

Internal Address: _____

David's Bridal, Inc.Street Address: 1001 Washington St.City: ConshohockenState: PAZip: 19428Phone Number: 610-943-6321Fax Number: 610-943-5046Email Address: WEngelbrecht@dbi.com

6. Total number of applications and registrations involved:

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

8. Payment Information:

a. Credit Card Last 4 Numbers 00000018 2426973
Expiration Date 02/20/2008 - 01/31/2009b. Deposit Account Number 81 FC-8521 48.00

Authorized User Name _____

9. Signature:

William Engelbrecht

Signature

2/13/2008
Date

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

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 22313-1450TRADEMARK
REEL: 003722 FRAME: 0503

2.14.08

CORRECTIVE ASSIGNMENT

WHEREAS, DAVID'S BRIDAL, INC., a Florida corporation having an office and a principal place of business at 1001 Washington Street, Conshohocken, PA 19428 (referred to herein as "David's Bridal") originally registered the mark "David's Bridal" as Trademark Registration number 2,426,973 on March 1, 2000; and

WHEREAS, **in error**, David's Bridal transferred to DBD, Inc., a Delaware corporation having an office located at 1001 Washington Street, Conshohocken, PA, 19428 a wholly owned subsidiary of David's Bridal (referred to herein as "DBD") said Trademark Registration number 2,426,973 on March 18, 2002; and

WHEREAS, based on such erroneous transfer DBD, is currently herein shown to be the owner of that certain trademark filed with the United States Patent and Trademark Office; and

WHEREAS, David's Bridal and DBD are desirous of correcting the previous error in transferring Trademark Registration number 2,426,973; and

WHEREAS, DBD is desirous of having the records corrected to remove DBD as the owner of the Trademark as of March 18, 2002 and reflect David's Bridal as the correct owner of Trademark Registration number 2,426,973; and

WHEREAS, David's Bridal is desirous of having the records corrected to reflect David's Bridal as the owner of Trademark Registration number 2,426,973 and remove DBD as the owner of the Trademark as of March 18, 2002.

NOW THEREFORE, for One Dollar (\$1.00) and other good and valuable considerations, receipt and adequacy of which is hereby acknowledged, DBD effective immediately, in order to correct a previous error made in an Assignments dated March 18, 2002 has assigned, effective March 18, 2002 (the "Effective Date"), unto David's Bridal, its successors and assigns, all of its right, title and interest in and to the above referenced Trademark, together with the goodwill symbolized by the Trademark, and all rights and remedies for any infringement of the Trademark.

IN WITNESS WHEREOF, DBD, INC. has caused this Corrective Assignment to be executed this 7th day of February, 2008.

DBD, INC.

By: _____

Gene Morphis

Executive Vice President / CFO

WMA 2/6/08

STATE OF PENNSYLVANIA

ss: Conshohocken

COUNTY OF MONTGOMERY

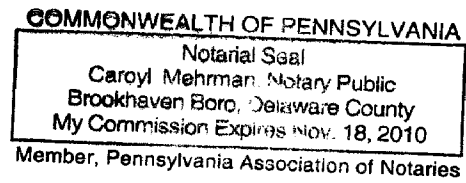
On the 6th day of February, 2008 personally appeared Gene Morphis,
Executive Vice President / CFO of David's Bridal, Inc. and acknowledged the foregoing to be
their free act and deed and the free act and deed of said corporation, before me.

Caroyl Mehrman

Caroyl Mehrman

Notary Public

My commission expires: 11/18/10



TRADEMARK

REEL: 003722 FRAME: 0505

UNITED STATES PATENT AND TRADEMARK OFFICE

REGISTRATION NO: 2,426,973

REGISTRANT: DBD, INC.

CORRESPONDENT ADDRESS:
WILLIAM ENGELBRECHT
DAVID'S BRIDAL, INC.
1001 WASHINGTON ST.
CONSHOHOCKEN, PA 19428

MARK: DAVID'S BRIDAL

CORRESPONDENT'S REFERENCE/DOCKET NO: N/A

CORRESPONDENT EMAIL ADDRESS:
ip_group@may-co.com

January 29, 2008



RETURN ADDRESS:
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Please provide in all correspondence:

1. Registration date, registration number, mark and registrant's name.
2. Date of this Office Action.
3. Examiner's name and Post Registration Division.
4. Your telephone number and e-mail address.

POST REGISTRATION OFFICE ACTION

RE: Registration Number 2,426,973

The Section 8 Affidavit, filed on April 19, 2007, is not accepted for the reason(s) set forth below.

The party who filed the Section 8 Affidavit must establish its ownership of the subject registration. Trademark Act Section 8 requires the current owner of the registration to file the Section 8 Affidavit. 15 U.S.C. §1058; 37 C.F.R. §§2.161(a) and 3.73(b); TMEP §1604.07(a). Office records do not show clear chain of title in the party who filed the Section 8 Affidavit.

Office records show clear chain of title to the registration in **DBD, INC.** However, the party who filed the Section 8 Affidavit is identified as **DAVID'S BRIDAL, INC.**

The party who filed the Section 8 Affidavit must establish its current ownership of the subject registration as of **April 9, 2007, the date the Section 8 Affidavit was signed.** 15 U.S.C. §1058; 37 C.F.R. §2.161(a); TMEP §1604.07(a). Ownership can be established by satisfying one of the following: (1) recording the appropriate documents with the Assignment Division of the Office; or (2) submitting actual evidence showing the transfer of title to the party who filed the Section 8 Affidavit. 37 C.F.R. §3.73(b); TMEP §§502.01 and 1604.07(b). More information about these two methods for establishing ownership of the subject registration appears directly below.

(1) If the present owner chooses to ***record the appropriate documents with the Assignment Division, the documents must be recorded before expiration of the time for filing a response.*** In addition, you must notify the undersigned when the documents have been recorded. For information regarding recording assignments, name changes and mergers, please visit the webpage <http://www.uspto.gov/web/trademarks/workflow/assign.htm> and see TMEP §§503 *et seq.* For specific questions, please contact the Assignment Division at 571-272-3350. To expedite recordation, the owner is encouraged to file requests for recordation through the Electronic Trademark Assignment System (ETAS) at <http://etas.uspto.gov>. There is a fee for recording ownership documents.

(2) If the present owner prefers to ***submit actual evidence of ownership*** directly to the undersigned paralegal, copies of the actual documents transferring title or a statement explaining the valid transfer of legal title must be submitted. If submitting a statement of facts explaining the transfer of title, this statement must be verified with an affidavit or a signed declaration under 37 C.F.R. §2.20. See 37 C.F.R. §3.73 and TMEP §502.

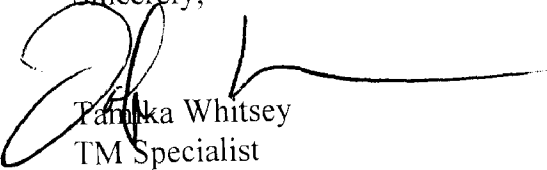
Please note that if the party who filed the Section 8 Affidavit submits sufficient evidence to establish ownership but the ownership documents are not recorded with the Assignment Division before expiration of the time to file a response, then the acceptance notice will issue in the name of the owner of record. 37 C.F.R. §3.85; TMEP §502.02.

However, if the **wrong party** filed the Section 8 Affidavit and there **is time remaining** in the statutory filing period, the current owner must file a new Section 8 Affidavit with a new fee or the registration will be cancelled. If the new Section 8 Affidavit is filed during the six-month grace period, the owner must pay the filing fee for the Section 8 Affidavit *and* the grace period fee. 15 U.S.C. §1058; 37 C.F.R. §§2.160 and 2.161; TMEP §1604.07(a)

If the **wrong party** filed the Section 8 Affidavit and there is **no time remaining** in the statutory filing period, the current owner cannot file a new Section 8 Affidavit. The registration will be cancelled. 15 U.S.C. §1058; 37 C.F.R. §2.164(b); TMEP §1604.07(a). This is not a deficiency that can be cured after the expiration of the grace period. See *In re Precious Diamonds, Inc.*, 635 F.2d 845, 208 USPQ 410 (C.C.P.A. 1980); *In re Media Central IP Corp.*, 65 USPQ2d 1637 (Dir USPTO 2002).

RESPONSE TIME DEADLINE: A complete response must be received within 6 months from the mailing date of this Office action. The owner must respond to all inquiries set forth in this Office action to avoid cancellation of the registration. 37 C.F.R. §2.163(b); TMEP §1604.16.

Sincerely,



Tami Whitsey
TM Specialist
Post Registration Division
571-272-4321 office
571-273-4321 fax

How to respond to this Office Action:

To respond formally via regular mail, your response should be sent to the mailing Return Address listed above and include the registration number, the words 'Post Registration' and the examiner's name on the upper right corner of each page of your response.

To check the status of your application at any time, visit the Office's Trademark Applications and Registrations Retrieval (TARR) system at <http://tarr.uspto.gov/>

FOR INQUIRIES OR QUESTIONS ABOUT THIS OFFICE ACTION, PLEASE CONTACT THE ASSIGNED EXAMINER.

DAVID'S BRIDAL

VIA UPS

February 13, 2008

Trademark Assistance
James Madison Building
East Wing
Concourse Level
600 Dulany Street
Alexandria, VA 22313

Attn: Tamika Whitsey

**RE: Corrective Trademark Assignment
DBD, Inc. ("Conveying Party") to
David's Bridal, Inc. ("Receiving Party")
Registration No.: 2,426,973**

Dear Ms. Whitsey:

Pursuant to our phone conversation, enclosed please find the Trademark Recordation Form, Corrective Assignment and Post Registration Office Action form pertaining to the above referenced matter along with our check number 478276 in the amount of \$40.00 for the filing fee.

Should you have questions regarding the contents of this letter, you may call me at (610) 943-6454.

Very truly yours,

DAVID'S BRIDAL, INC.

Kim Porter

Kim Porter
Paralegal

cc: William R. Engelbrecht, Esquire



02-14-2008

U.S. Patent & TM Office Mail Room #22

1000 N. STREET, CONSHOHOCKEN, PA 19428

RECORDED: 02/14/2008

TELEPHONE 610 • 943 • 5000

**TRADEMARK
REEL: 003722 FRAME: 0509**