

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Submission to correct error made in previously recorded assignment that resulted in assignment being recorded against a registration to which the assignment did not apply by a party other than the true owner of the registration

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
YLI Corporation		05/29/2008	CORPORATION: UTAH

RECEIVING PARTY DATA

Name:	YLI Corporation
Street Address:	1439 Dave Lyle Blvd.
Internal Address:	Building 16C
City:	Rock Hill
State/Country:	NORTH CAROLINA
Postal Code:	29730
Entity Type:	CORPORATION: UTAH

PROPERTY NUMBERS Total: 1

Property Type	Number	Word Mark
Registration Number:	2464841	FISHHAWK

CORRESPONDENCE DATA

Fax Number: (216)241-0816
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Phone: 216.622.8854
 Email: ipdocket@calfee.com
 Correspondent Name: Raymond Rundelli
 Address Line 1: 800 Superior Avenue
 Address Line 2: Suite 1400
 Address Line 4: Cleveland, OHIO 44114

NAME OF SUBMITTER:	Raymond Rundelli
Signature:	/Raymond Rundelli/

900107581

**TRADEMARK
 REEL: 003786 FRAME: 0001**

CH \$40.00 2464841

Date:

05/29/2008

Total Attachments: 9

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**DECLARATION CONCERNING THE CHAIN OF TITLE OF A U.S. REGISTRATION
AGAINST WHICH AN ASSIGNMENT CONTAINING A TYPOGRAPHICAL ERROR
WAS IMPROPERLY FILED AND RECORDED BY A PERSON OTHER THAN THE
OWNER OF THE REGISTRATION**

1. On or about May 15, 2003, an associate of Calfee, Halter & Griswold LLP, Kristin J. Frost, submitted to documents for recordation by the Assignments Division against certain applications and registrations that were the subject of a trademark assignment from The Proctor & Gamble Company to The Proctor & Gamble Ohio Brands Company executed on May 30, 2002. Ms. Frost did so on behalf of the assignee party to that assignment, The Proctor & Gamble Ohio Brands Company. The documents submitted were recorded by the Assignments Division on May 19, 2003, at Reel 2735 Frame 0307. A true and correct copy of the cover sheet and the recorded documents is attached hereto as Attachment A.

2. As is apparent on the face of the documents recorded at Reel 2735 Frame 0307, the assignment transferred ownership of rights in certain expressly identified marks and corresponding applications to register or registrations from The Proctor & Gamble Company to The Proctor & Gamble Ohio Brands Company. One of the marks transferred was the mark SENSATIONS STATION. This mark was at the time of the assignment the subject of U.S. Registration No. 2,494,841. Unfortunately, because of a typographical error, this registration was incorrectly identified in the documents recorded at Reel 2735 Frame 0307 as U.S. Registration No. 2,464,841 instead of U.S. Registration No. 2,494,841.

3. As a result of the typographical error in the registration number for the registration of the mark SENSATIONS STATION, the assignment was improperly recorded against U.S. Registration No. 2,464,841, which is for the mark FISHHAWK and the of-record owner of which is identified in the records of the United States Patent & Trademark Office as

“YLI Corporation.” As is apparent on the face of the documents recorded at Reel 2735 Frame 0307, YLI Corporation was not a party to the assignment between The Proctor & Gamble Company and The Proctor & Gamble Ohio Brands Company that is recorded at Reel 2735 Frame 0307 and the FISHHAWK mark and registration were not part of the transfer that is the subject of that assignment. As a result, the assignment recorded at Reel 2735 Frame 0307 has had no actual effect and cannot have had any actual effect on the chain of title of U.S. Registration No. 2,464,841. Corroborating this is the fact that the records of the United States Patent & Trademark Office indicate that in 2007 YLI Corporation’s Section 8 maintenance filing was accepted and acknowledged without a post-registration office action concerning the assignment recorded at Reel 2735 Frame 0307.

4. After The Proctor & Gamble Ohio Brands Company acquired ownership of rights in the mark SENSATIONS STATION and U.S. Registration No. 2,494,841, it merged with an entity identified as The J.M. Smucker Company, which subsequently assigned the rights in that mark and U.S. Registration No. 2,494,841 to yet another entity, which entity was subsequently merged with The J.M. Smucker Company. As a result, The J.M. Smucker Company is the successor-in-interest entity to the rights conveyed to The Proctor & Gamble Ohio Brands Company by virtue of the assignment recorded at Reel 2535 Frame 0307. A printout of the Trademark Assignment Abstract of Title showing the Reel and Frame and other particulars of the recordation of these events affecting the chain of title of the mark SENSATIONS STATION and U.S. Registration No. 2,494,841 is attached hereto As Attachment B.

5. Counsel for the YLI Corporation recently contacted Calfee, Halter & Griswold LLP concerning the improper recordation of the assignment between The Proctor & Gamble Company and The Proctor & Gamble Ohio Brands Company against U.S. Registration No.

2,464,841 and has requested that action be taken to clarify the chain of title for YLI Corporation's registered mark FISHHAWK. This request is consistent with TMEP 503.06(c), which directs the owner of a registration against which an assignment has been improperly recorded by a person other than the owner to contact the party that recorded papers with erroneous information and request the corrective papers be filed. It is also consistent with TMEP 503.06(b), which provides that an assignee in certain circumstances may submit an affidavit and request correction of a typographical error in a recorded assignment document.

6. Because Ms. Frost is no longer with Calfee, Halter & Griswold, the firm has asked me, a partner in the firm since 2001, to investigate and take the corrective action required to clarify the confusion caused with respect to the chain of title of U.S. Registration No. 2,464,841.

7. Since The J.M. Smucker Company is the successor in interest entity by way of merger, assignment and further merger to the party that recorded the papers with erroneous information concerning U.S. Registration No. 2,464,841, The J.M. Smucker Company requests pursuant to TMEP 503.06(b) and (c) that that the following documents be recorded against U.S. Registration No. 2,464,841 so as to clarify that that registration was not part of the assignment recorded at Reel 2735 Frame 0307 and to confirm that the chain of title for U.S. Registration No. 2,464,841 should not be considered altered as a result of the improper recordation against U.S. Registration No. 2,464,841 of the assignment between The Proctor & Gamble Company and The Proctor & Gamble Ohio Brands Company executed on May 30, 2002:

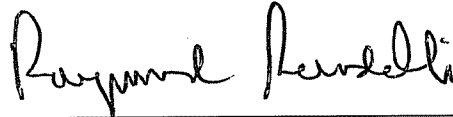
- (i) a completed cover sheet identifying U.S. Registration No. 2,464,841 as a registration against which an assignment was improperly recorded by a party other than the of-record owner;

- (ii) this declaration stating that the document previously recorded at Reel 2735 Frame 0307 was submitted with erroneous information concerning U.S. Registration No. 2,464,841 as a result of a typographical error in the registration number of one of the marks that was actually effected by the assignment in question, U.S. Registration No. 2,494,841; and
- (iii) a copy of the documents previously recorded at Reel 2735 Frame 0307.

The fee required for recordation of these documents against U.S. Registration 2,464,841 is being submitted herewith.

Pursuant to 28 U.S.C. 1746, I hereby declare under penalty of perjury that the foregoing is true and correct.

Executed on May 29, 2008, at Cleveland, Ohio.



Raymond Rundelli

05-20-2003



102452192

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

Resubmit

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): The Procter & Gamble Company S-19-03
Individual(s) Association
General Partnership Limited Partnership
Corporation-State
Other
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: The Procter & Gamble Ohio Brands Co
Internal Address:
Street Address: One Procter & Gamble Plaza
City: Cincinnati State: OH Zip: 45202
Individual(s) citizenship
Association
General Partnership
Limited Partnership
Corporation-State Ohio
Other
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)
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:
Assignment Merger
Security Agreement Change of Name
Other
Execution Date: 5/30/02

4. Application number(s) or registration number(s):
A. Trademark Application No.(s) See attached Corrected Schedule
Additional number(s) attached Yes No

B. Trademark Registration No.(s) See attached Corrected Schedule
Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Kristin J. Frost
Internal Address:
Street Address: Calfee, Halter & Griswold, LLP
800 Superior Avenue, Suite 1400
City: Cleveland State: OH Zip: 44114

6. Total number of applications and registrations involved: 23
7. Total fee (37 CFR 3.41): \$ Paid 590.00
Enclosed
Authorized to be charged to deposit account
8. Deposit account number: 03-0172

DO NOT USE THIS SPACE

9. Signature.
Kristin J. Frost Name of Person Signing
Signature
May 15, 2003 Date
10 Total number of pages including cover sheet, attachments, and document:

All documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

TRADEMARK REEL: 002735 FRAME: 0307 TRADEMARK REEL: 003786 FRAME: 0007

CORRECTED SCHEDULE

Trademark Name

Application No.

IMAGINATION CREATIONS
JIF
JIF
CULINARY HORIZONS

78/020,821
75/920,539
78/070,593
78/017,760

Trademark Name

Registration No.

CHOOSY MOMS CHOOSE JIF
JIF
JIF (Stylized)
JIF SMOOTH SENSATIONS
SENSATIONS STATION
SIMPLY JIF
COOKING COACH
CRISCO
CRISCO
CRISCO
CRISCO Bottle Device
CRISCO Bottle Device
CRISCO NATURAL BLEND
GOLDEN COOKIN'
GOLDEN SUPREME
GREAT MEALS START HERE
HELP SAVE COOKING
PURITAN
PURITAN (& Device)

2,147,794
643,349
2,410,753
2,219,518
2,464,841
1,673,048
2,288,075
117,704
781,848
1,081,932
1,858,740
1,858,741
1,956,850
2,044,609
1,536,546
2,243,724
2,392,175
822,031
1,084,147

12-17-2002

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings

RI



102313516

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): The Procter & Gamble Company 12-11-02
Individual(s) Association
General Partnership Limited Partnership
Corporation-State Ohio
Other
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: The Procter & Gamble Ohio Brands Company
Internal Address:
Street Address: One Procter & Gamble Plaza
City: Cincinnati State: OH Zip: 45202
Individual(s) citizenship Association
General Partnership Limited Partnership
Corporation-State Ohio
Other
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)
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:
Assignment Merger
Security Agreement Change of Name
Other
Execution Date: 5/30/02

4. Application number(s) or registration number(s):
A. Trademark Application No.(s) See attached Schedule
Additional number(s) attached Yes No

B. Trademark Registration No.(s) See attached Schedule
Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Kristin J. Frost
Internal Address:
Street Address: Calfee, Halter & Griswold LLP
800 Superior Avenue - Suite 1400
City: Cleveland State: OH Zip: 44114

6. Total number of applications and registrations involved: 23
7. Total fee (37 CFR 3.41) \$ 590.00
Enclosed
Authorized to be charged to deposit account
8. Deposit account number: 03-0172

DO NOT USE THIS SPACE

9. Signature.
Kristin J. Frost
Name of Person Signing Signature
Date 12/06/02
Total number of pages including cover sheet, attachments, and document: 3

2/16/02 002 LNUELLER 00000187 78020821

Mail documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

1 FC: 521
2 FC: 522

40.00 OP
550.00 OP

TRADEMARK
REEL: 002735 FRAME: 0309
TRADEMARK
REEL: 003786 FRAME: 0009

UNITED STATES

TRADEMARK ASSIGNMENT

THIS ASSIGNMENT is made Effective: May 30, 2002.

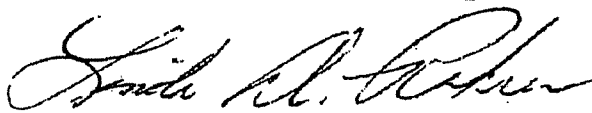
WHEREAS, **The Procter & Gamble Company**, located and doing business at One Procter & Gamble Plaza, Cincinnati, Ohio 45202, (the "Assignor") is the owner of the trademark applications and registrations (the "Trademarks") listed on the attached Schedule;

WHEREAS, **The Procter & Gamble Ohio Brands Company**, located and doing business at One Procter & Gamble Plaza, Cincinnati, Ohio 45202, (the "Assignee"), is desirous of acquiring said Trademarks together with the goodwill of the business symbolized by the Trademarks;

NOW, THEREFORE, in exchange for good and valuable consideration paid to Assignor by Assignee, the receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee, its successors and assigns, the entire right, title, and interest to the Trademarks.

Signed in Cincinnati, Ohio.

The Procter & Gamble Company



Linda Rohrer
Assistant Secretary



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 #: 75724443

Filing Dt: 06/09/1999

Reg #: 2494841

Reg. Dt: 10/02/2001

Registrant: Procter & Gamble Company, The

Mark: SENSATIONS STATION

Assignment: 1

Reel/Frame: 2633/0963

Received: 12/17/2002

Recorded: 12/11/2002

Pages: 23

Conveyance: MERGER

Assignor: PROCTER & GAMBLE OHIO BRANDS COMPANY, THE

Exec Dt: 06/01/2002

Entity Type: CORPORATION

Citizenship: OHIO

Entity Type: CORPORATION

Citizenship: OHIO

Assignee: J. M. SMUCKER COMPANY, THE

STRAWBERRY LANE

ORRVILLE, OHIO 44667-0280

Correspondent: CALFEE, HALTER & GRISWOLD LLP

KRISTIN J. FROST

800 SUPERIOR AVENUE

STE. 1400

CLEVELAND, OH 44114-2688

Assignment: 2

Reel/Frame: 2640/0181

Received: 12/31/2002

Recorded: 12/26/2002

Pages: 6

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: J. M. SMUCKER COMPANY, THE

Exec Dt: 12/01/2002

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: SMUCKER FRUIT PROCESSING COMPANY

STRAWBERRY LANE

ORRVILLE, OHIO 44667-0280

Correspondent: CALFEE, HALTER & GRISWOLD LLP

KRISTIN J. FROST

800 SUPERIOR AVENUE

CLEVELAND, OH 44114-2688

Assignment: 3

Reel/Frame: 3448/0561

Received: 12/21/2006

Recorded: 12/21/2006

Pages: 7

Conveyance: MERGER

Assignor: SMUCKER FRUIT PROCESSING COMPANY

Exec Dt: 06/26/2006

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: CORPORATION

Citizenship: OHIO

Assignee: THE J. M. SMUCKER COMPANY

ONE STRAWBERRY LANE

ORRVILLE, OHIO 44667-0280

Correspondent: JEANNETTE KNUDSEN

ONE STRAWBERRY LANE

ORRVILLE, OH 44667-0280

Search Results as of: 05/28/2008 09:12 AM

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350. v.2.0.1
Web Interface last modified: April 20, 2007 v.2.0.1

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EXHIBIT B

http://assignments.uspto.gov/assignments/q?db=tm&sno=75724443

5/28/2008

TRADEMARK

RECORDED: 05/29/2008

REEL: 003786 FRAME: 0011