

RE



MAY 20 10 10:26

103507406

OPR/FINANCE

To the Director of the U. S. Patent and Trademark Office, please record the attached documents or the new address(es) below.

52028

1. Name of conveying party(ies):

INSTANTWHIP FOODS, INC.

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

Citizenship (see guidelines) _____

Additional names of conveying parties attached? Yes No

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

Execution Date(s) MAY 15 2008

- Assignment
- Security Agreement
- Other _____
- Merger
- Change of Name

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: Flavor Right Foods Internal Group, Inc.

Address: _____

Street Address: 2517 E. Chambers Street

City: Phoenix

State: AZ

Country: U.S.A. Zip: 85040

Association Citizenship _____

General Partnership Citizenship _____

Limited Partnership Citizenship _____

Corporation Citizenship U.S. AZ

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)

SEE TRADEMARK ASSIGNMENT W/REG. NOS.

Additional 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: SAMUEL H. YOUNG

Internal Address: _____

Street Address: 7250 N. CICERO AVE. (SUITE 200)

City: LINCOLNWOOD

State: ILLINOIS Zip: 60712

Phone Number: 847.982.1776

Fax Number: 847.982.1676

Email Address: SYOUNG@KR-LAW.COM

6. Total number of applications and registrations involved:

4

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 115.00

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

a. Credit Card Last 4 Numbers 3456
Expiration Date 03/2010

b. Deposit Account Number _____

Authorized User Name 05/20/2008 NJAMA1 00000085 2874206

9. Signature:

Samuel H Young
Signature

SAMUEL H. YOUNG

Name of Person Signing

01 FC:0521 MAY 15 2008 40.00 OP
02 FC:0522 Date 75.00 OP

Total number of pages including cover sheet, attachments, and document: 4

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

<u>Trademark</u>	<u>Registration No.</u>	<u>Reg. Date</u>
Festejos	2874206	8/17/2004
FR (w/design)	1935470	11/14/1995
Whip N Ice (w/design)	1931668	10/31/1995
Whip N Top	1748690	1/26/1993

ASSIGNMENT

WHEREAS, INSTANTWHIP FOODS, INC., a Delaware Corporation, having its principal place of business at 2200 Cardigan Avenue, Columbus, Ohio 43215, owns the entire right, title and interest in and to the following trademarks, the United States registrations thereof and the goodwill associated therewith:

<u>Trademark</u>	<u>Registration No.</u>	<u>Reg. Date</u>
Festejos	2874206	8/17/2004
FR (w/design)	1935470	11/14/1995
Whip N Ice (w/design)	1931668	10/31/1995
Whip N Top	1748690	1/26/1993

WHEREAS, FLAVOR RIGHT FOODS GROUP, INC., an Arizona corporation, having its principal place of business at 2517 E. Chambers Street, Phoenix, Arizona 85040, desires to acquire the above-identified trademarks, registrations and goodwill;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, INSTANTWHIP FOODS, INC. sells, assigns, transfers and sets over to FLAVOR RIGHT FOODS GROUP, INC., the entire right, title and interest in and to the above-identified trademarks, registrations and goodwill.

INSTANTWHIP FOODS, INC.

May 15, 2008



[Signature]

G. Frederick Smith

[Name Printed]

President

[Title]

STATE OF OHIO)
)
COUNTY OF FRANKLIN)

SS:

I, a Notary Public, in and for the County and State aforesaid, do hereby certify that the above-named person who signed on behalf of Instantwhip Foods, Inc., is personally known to me, or proven to me on the basis of satisfactory evidence, to be the person whose name is described in the foregoing instrument, and that he appeared before me this day in person, and acknowledged that he signed, sealed and delivered said instrument as his free and voluntary act and deed for the use and purposes therein set forth, and acknowledged that he had full authority to act on behalf of Instantwhip Foods, Inc.

Dated: May 15, 2008

_____ (Notary Seal)

Amy Millar

My Commission Expire: JAN 11, 2010



AMY MILLAR
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JANUARY 11, 2010

ASSIGNMENT

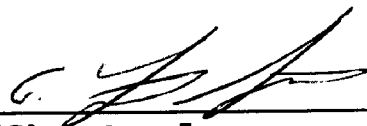
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INSTANTWHIP FOODS, INC.



[Signature]

G. Frederick Smith

[Name Printed]

President

[Title]

May 15, 2008

STATE OF OHIO)
)
COUNTY OF FRANKLIN)

SS:

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Dated: May 15, 2008

_____ (Notary Seal)

Amy Millar

My Commission Expire: JAN. 11, 2010



AMY MILLAR
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JANUARY 11, 2010



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 22, 2008

PTAS



103504008A

SAMUEL H. YOUNG
7250 N. CICERO AVE. (SUITE 200)
LINCOLNWOOD, ILLINOIS 60712

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 103504008

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE,
MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.
IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE,
YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT
571-272-3350.

1. NEED ADDITIONAL SHEET WITH TRADEMARK NUMBER
2. THE COVER SHEET SUBMITTED FOR RECORDING IS NOT ACCEPTABLE. THE NAME AND ADDRESS OF THE RECEIVING PARTY(S) MUST BE INDICATED ON THE COVER SHEET.
3. THE COVER SHEET SUBMITTED FOR RECORDING IS NOT ACCEPTABLE. AN EXECUTION DATE MUST BE INDICATED FOR EACH CONVEYING PARTY.

SHAREILL COLES, EXAMINER
ASSIGNMENT SERVICES BRANCH

SAMUEL H. YOUNG

PROFESSIONAL CORPORATION

7250 NORTH CICERO AVENUE

LINCOLNWOOD, ILLINOIS 60712

(847) 982-1776

TELECOPIER: (847) 982-1676

MEMBER

ILLINOIS AND FLORIDA BAR

ASSOCIATED WITH:

KAMENSKY & RUBINSTEIN
LAW OFFICESFLORIDA OFFICE:
240 HIDEAWAY CIRCLE NORTH
MARCO ISLAND, FLORIDA 34145
(239) 642-8003

June 2, 2008

U.S. Patent and Trademark Office
Mail Stop: Assignment Services Branch
P. O. Box 1450
Attn: Shareill Coles, Examiner
Alexandria, VA 22313

OPR/FINANCE

JUN 2 2008 10:11 AM

Re: Assignment of Four Trademarks
Doc. Id. No.: 103504008

Dear Ladies and Gentlemen:

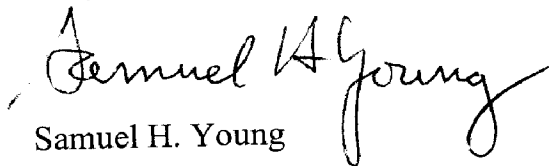
I acknowledge your letter dated May 22, 2008, a copy is enclosed for your convenience.

I am returning to you for filing:

1. Additional sheet with Trademark numbers;
2. The cover sheet showing the name and address of the receiving party;
3. The cover sheet showing the execution date of May 15, 2008 by the only conveying party; and
4. The Assignment.

If you need anything additional, please advise.

Very truly yours,



Samuel H. Young

P.S. I also enclose a duplicate of the Assignment for return to me in the enclosed envelope.

SHY:cfc

Enclosures

W:\WP51\JOAN\CFC0993.DOC