

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Declaration and Exhibits explaining that Security Agreement recorded at Reel/Frame No. 2212/0001 was erroneously recorded against U.S. Trademark Registration No. 2,173,340, and therefore should not alter chain of title

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Icicle Seafoods, Inc.		08/21/2008	CORPORATION: ALASKA

RECEIVING PARTY DATA

Name:	Icicle Seafoods, Inc.
Street Address:	4019 - 21st Avenue West
City:	Seattle
State/Country:	WASHINGTON
Postal Code:	98199
Entity Type:	CORPORATION: ALASKA

PROPERTY NUMBERS Total: 1

Property Type	Number	Word Mark
Registration Number:	2173340	

CORRESPONDENCE DATA

Fax Number: (206)224-0779
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Phone: 206.682.8100
 Email: efilings@cojk.com
 Correspondent Name: Christensen O'Connor Johnson Kindness
 Address Line 1: 1420 5th Avenue, Suite 2800
 Address Line 4: Seattle, WASHINGTON 98101-2347

ATTORNEY DOCKET NUMBER:	ICIC-2-14066
NAME OF SUBMITTER:	Claire F. Hawkins
Signature:	/Claire F. Hawkins/

CH \$40.00 2173340

Date:

08/22/2008

Total Attachments: 14

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Registrant: Icicle Seafoods, Inc. Attorney Docket No. ICIC214066
Serial No. 74/733,325 Filing Date: September 22, 1995
Reg. No.: 2,173,340 Issued: July 14, 1998
Mark: Miscellaneous Design International Class: 29

DECLARATION ATTESTING TO ERROR
IN REGISTRATION ASSIGNMENT RECORD

Seattle, Washington 98101

August 20, 2008

TO THE COMMISSIONER FOR TRADEMARKS:

I, Claire F. Hawkins, declare and state as follows:

1. I am the attorney for the above-identified registrant, Icicle Seafoods, Inc., with respect to the above-identified United States trademark registration.
2. Icicle Seafoods, Inc. is the original and current owner of U.S. Registration No. 2,173,340, as evidenced by the enclosed copy of the Certificate of Registration (Exhibit A) and Notice of Renewal (Exhibit B).
3. A Security Interest Agreement, between J.A. Sexauer, Inc. and Fleet National Bank, was recorded against said registration on January 2, 2001, at Reel No. 2212, Frame No. 0001. A copy of the Assignment record reflective of this recordation is enclosed (Exhibit C).
4. J.A. Sexauer, Inc. is the owner of U.S. Trademark Office No. 217,334, for the mark BALLOON, as evidenced by the enclosed U.S. Trademark TARR and Assignment records (Exhibit D).
5. The Security Interest Agreement recorded at Reel/Frame No. 2212/0001 does *not* pertain to U.S. Trademark Registration No. 2,173,340, and should have instead been recorded by J.A. Sexauer, Inc. against U.S. Trademark Registration No. 217,334.
6. In accordance with TMEP 503.06(c), counsel for Icicle Seafoods, Inc. has made numerous attempts to contact the party who recorded the January 2001 document in error, in an effort to have corrective papers filed. However, to date, efforts in this regard have been unsuccessful.

7. Therefore, Icicle Seafoods, Inc. attests that it is and has been the owner of U.S. Trademark Registration No. 2,173,340, and has issued no security interest in or to said registration to Fleet National Bank. The chain of title for U.S. Trademark Registration No. 2,173,340 should not be considered altered by the erroneously recorded document.

I, the undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the registration, declare that the facts set forth in this declaration are true; all statements are made of my own knowledge are true; and all statements made on information and belief are believed to be true.

Date:

21. Aug. 08

Claire F. Hawkins

Claire F. Hawkins
Attorney for Registrant
Washington State Bar Member (No.31, 690)

/SAH

Int. Cl.: 29

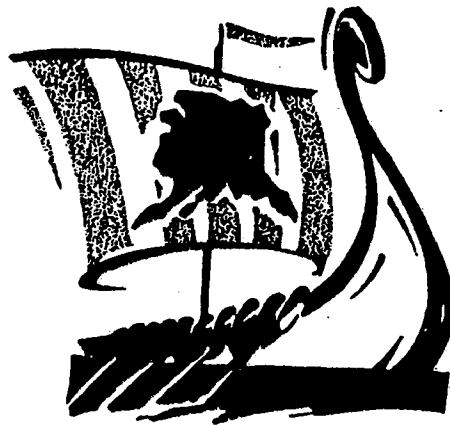
Prior U.S. Cl.: 46

Reg. No. 2,173,340

United States Patent and Trademark Office

Registered July 14, 1998

**TRADEMARK
PRINCIPAL REGISTER**



ICICLE SEAFOODS, INC. (ALASKA CORPORATION)
4019 - 21ST AVENUE WEST
SEATTLE, WA 98199

FOR: FISH AND SHELLFISH, IN CLASS 29
(U.S. CL. 46).

FIRST USE 3-1-1998; IN COMMERCE
3-1-1998.

OWNER OF U.S. REG. NOS. 88,832 AND
1,159,329.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE THE REPRESENTATION OF
THE STATE OF ALASKA, APART FROM THE
MARK AS SHOWN.

THE STIPPLING ON THE MARK IS FOR
SHADING PURPOSES ONLY AND DOES NOT
INDICATE COLOR.

SN 74-733,325, FILED 9-22-1995.

N LEETZOW, EXAMINING ATTORNEY



File *PAS*

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451
www.uspto.gov

ICIL-2-14066

REGISTRATION NO: 2173340 SERIAL NO: 74/733325 MAILING DATE: 02/19/2008
REGISTRATION DATE: 07/14/1998
MARK: MISCELLANEOUS DESIGN
REGISTRATION OWNER: Icicle Seafoods, Inc.

DOCKETED

CORRESPONDENCE ADDRESS:

Lee E. Johnson, Reg. No. 22,946
Christensen O'Connor Johnson Kindness PL
1420 Fifth Avenue, Suite 2800
Seattle WA 98101-2347

PROCESSED DOCKETING
RCD FEB 26 2008
CHRISTENSEN, O'CONNOR
JOHNSON & KINDNESS

NOTICE OF ACCEPTANCE

15 U.S.C. Sec. 1058(a)(3)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 8 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1058.

ACCORDINGLY, THE SECTION 8 AFFIDAVIT IS ACCEPTED.

NOTICE OF RENEWAL

15 U.S.C. Sec. 1059(a)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 9 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1059.

ACCORDINGLY, THE REGISTRATION IS RENEWED.

THE REGISTRATION WILL REMAIN IN FORCE FOR CLASS(ES):
029.

HENSON, EVERETT J
PARALEGAL SPECIALIST
POST-REGISTRATION DIVISION
571-272-9500

PLEASE SEE THE REVERSE SIDE OF THIS NOTICE FOR INFORMATION CONCERNING REQUIREMENTS FOR MAINTAINING THIS REGISTRATION

ORIGINAL

TRADEMARK **CMC**
REEL: 003844 FRAME: 0148
PAS d
Rec'd



Assignments on the Web > Trademark Query

Trademark Assignment Abstract of Title

Total Assignments: 2

Serial #: 74733325

Filing Dt: 09/22/1995

Reg #: 2173340

Reg. Dt: 07/14/1998

Registrant: Icicle Seafoods, Inc.

Mark:

Assignment: 1

Reel/Frame: 2212/0001

Received: 01/23/2001

Recorded: 01/02/2001

Pages: 40

Conveyance: SECURITY INTEREST

Assignor: J.A. SEXAUER, INC.

Exec Dt: 09/29/2000

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: NATIONAL BANKING ASSOCIATION

Citizenship: NONE

Assignee: FLEET NATIONAL BANK, AS AGENT

100 FEDERAL STREET
BOSTON, MASSACHUSETTS 02110

Correspondent: MARY L. WEIDENBACH, ESA.

C/O GOULSTON & STORRS, P.C.
400 ATLANTIC AVENUE
BOSTON, MA 02110-3333

Assignment: 2

Reel/Frame: 3627/0899

Received: 09/25/2007

Recorded: 09/25/2007

Pages: 7

Conveyance: TRADEMARK SECURITY AGREEMENT

Assignor: ICICLE SEAFOODS, INC.

Exec Dt: 09/25/2007

Entity Type: CORPORATION

Citizenship: ALASKA

Entity Type: RABOBANK NEDERLAND

Citizenship: NETHERLANDS

Assignee: COOPERATIEVE CENTRALE RAIFFEISEN-BOERENLEENBANK B.A.

10 EXCHANGE PLACE, 16TH FLOOR
NEW YORK BRANCH
JERSEY CITY, NEW JERSEY 07302

Correspondent: KARL S. SAWYER, JR.

214 N TRYON ST, HEARST TOWER 47TH FLOOR
KENNEDY COVINGTON LOBDELL & HICKMAN, LLP
CHARLOTTE, NC 28202

Search Results as of: 07/08/2008 04:00 PM
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Web interface last modified: April 20, 2007 v.2.0.1

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Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2008-07-08 15:45:56 ET

Serial Number: 71230052 Assignment Information Trademark Document Retrieval

Registration Number: 217334

Mark

BALLOON

BALLOON

(words only): BALLOON

Standard Character claim: No

Current Status: This registration was not renewed and is considered to be expired.

Date of Status: 2007-06-02

Filing Date: 1926-04-12

Transformed into a National Application: No

Registration Date: 1926-08-31

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1986-09-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DYSON-KISSNER-MORAN CORPORATION, THE

Address:

DYSON-KISSNER-MORAN CORPORATION, THE
260 PARK AVE.
NEW YORK, NY 10169
United States

Legal Entity Type: Corporation

TRADEMARK

Latest Status Info

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

U.S. Class: 013 (International Class 011)

Class Status: Expired

TANK BULBS

Basis: 1(a)

First Use Date: 1925-02-19

First Use in Commerce Date: 1925-02-19

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-06-02 - Canceled Section 8 (10-year)/Expired Section 9

2006-07-19 - Assignment Of Ownership Not Updated Automatically

2006-07-05 - Assignment Of Ownership Not Updated Automatically

1986-08-31 - Third renewal

1986-04-07 - Section 9 filed/check record for Section 8

1986-04-07 - Section 9 filed/check record for Section 8

1966-08-31 - Second renewal

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

JOSEPH J. PREVITO

EMPIRE STATE BUILDING

NEW YORK, NY 10001



Assignments on the Web > Trademark Query

Trademark Assignment Abstract of Title

Total Assignments: 8Serial #: 71230052

Filing Dt: 04/12/1926

Reg #: 217334

Reg. Dt: 08/31/1926

Registrant: J. A. SEXAUER MFG. CO., INC.

Mark: BALLOON

Assignment: 1Reel/Frame: 0252/0760

Received:

Recorded: 05/28/1974

Pages: 4

Conveyance: CHANGE OF NAME

Assignor: J.A. SEXAUER MFG. CO., INC.

Exec Dt: 05/16/1974

Entity Type: UNKNOWN

Citizenship: NONE

Entity Type: UNKNOWN

Citizenship: NONE

Assignee: J.A. SEXAUER, INC.Correspondent: HOLLAND, ARMSTRONG, ET AL.
225 BROADWAY
NEW YORK, NY 10007**Assignment: 2**Reel/Frame: 0492/0750

Received:

Recorded: 04/18/1985

Pages: 4

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Assignor: J.A. SEXAUER, INC.

Exec Dt: 04/05/1985

Entity Type: CORPORATION

Citizenship: NEW YORK

Entity Type: CORPORATION

Citizenship: DELAWARE

Assignee: DYSON-KISSNOER-MORAN CORPORATION, THE
230 PARK AVE.
NEW YORK, NEW YORK 10017Correspondent: STOLL, WILKIE, ET AL.
EMPIRE STATE BLDG.
NEW YORK, NY 10001**Assignment: 3**Reel/Frame: 0974/0139

Received:

Recorded: 05/10/1993

Pages: 9

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Assignor: DYSON-KISSNER-MORAN CORPORATION, THE

Exec Dt: 04/29/1993

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: DELAWARE

Assignee: J.A. SEXAUER, INC.
531 CENTRAL PARK AVENUE
SCARSDALE, NEW YORK 10583Correspondent: JOSEPH J. PREVITO
SUITE 6110
350 FIFTH AVENUE
NEW YORK, NY 10118**Assignment: 4**Reel/Frame: 2117/0651

Received: 08/17/2000

Recorded: 07/20/2000

Pages: 33

Conveyance: SECURITY INTEREST

Assignor: J.A. SEXAUER, INC.

Exec Dt: 05/16/2000

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: NATIONAL BANKING

Assignee: FLEET NATIONAL BANK, AS AGENT

TRADEMARK

USPTO Assignments on the Web

100 FEDERAL STREET
BOSTON, MASSACHUSETTS 02110

ASSOCIATION
Citizenship: NONE

Correspondent: GOULSTON & STORRS
MARK L. WEIDENBACH, ESQ.
400 ATLANTIC AVENUE
BOSTON, MA 02110

Assignment: 5

Reel/Frame: 2790/0661 **Received:** 08/06/2003

Recorded: 08/05/2003

Pages: 72

Conveyance: SECURITY AGREEMENT

Assignors: INTERLINE BRANDS, INC.

WILMAR HOLDINGS, INC.

WILMAR FINANCIAL, INC.

GLENWOOD ACQUISITION LLC

Assignee: CREDIT SUISSE FIRST BOSTON, AS COLLATERAL AGENT

11 MADISON AVENUE
NEW YORK, NEW YORK 10010

Correspondent: FEDERAL RESEARCH CORP.
MS. PENELOPE AGADOA
1030 FIFTEENTH STREET NW
WASHINGTON, DC 20005

Exec Dt: 05/29/2003

Entity Type: CORPORATION

Citizenship: NONE

Exec Dt: 05/29/2003

Entity Type: CORPORATION

Citizenship: NONE

Exec Dt: 05/29/2003

Entity Type: CORPORATION

Citizenship: NONE

Exec Dt: 05/29/2003

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: NEW YORK

Assignment: 6

Reel/Frame: 2785/0001 **Received:** 08/04/2003

Recorded: 08/04/2003

Pages: 64

Conveyance: TRADEMARK RELEASE

Assignor: FLEET NATIONAL BANK

Assignee: INTERLINE BRANDS, INC.

801 BAY STREET, DUVAL COUNTY
JACKSONVILLE, FLORIDA 32204

Correspondent: FEDERAL RESEARCH CORPORATION
MS. PENELOPE AGADOA
1030 FIFTEENTH STREET NW
WASHINGTON, DC 20005

Exec Dt: 07/28/2003

Entity Type: CORPORATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: NEW JERSEY

Assignment: 7

Reel/Frame: 3341/0156 **Received:** 07/03/2006

Recorded: 07/03/2006

Pages: 14

Conveyance: RELEASE OF SECURITY INTEREST

Assignor: CREDIT SUISSE, CAYMAN ISLANDS BRANCH

Assignees: INTERLINE BRANDS, INC.

801 W. BAY STREET
JACKSONVILLE, FLORIDA 32204

INTERLINE BRANDS, INC.

801 W. BAY STREET
JACKSONVILLE, FLORIDA 32204

COPPERFIELD CHIMNEY SUPPLY, INC.

304 SOUTH 20TH STREET
FAIRFIELD, IOWA 52256

Exec Dt: 06/23/2006

Entity Type: BANK

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: NEW JERSEY

Entity Type: CORPORATION

Citizenship: NONE

TRADEMARK

USPTO Assignments on the Web

Correspondent: CBC COMPANIES DBA FEDERAL RESEARCH
1023 FIFTEENTH STREET, NW, STE 401
ATTN: OLEH HERELIUK
WASHINGTON, DC 20005

Assignment: 8

Reel/Frame: 3346/0872

Received: 07/13/2006

Recorded: 07/13/2006

Pages: 15

Conveyance: SECURITY AGREEMENT

Assignors: INTERLINE BRANDS, INC.

INTERLINE BRANDS, INC.

Assignee: JPMORGAN CHASE BANK, N.A. AS COLLATERAL AGENT

P.O. BOX 2558
HOUSTON, TEXAS 77252

Correspondent: CBC COMPANIES DBA FEDERAL RESEARCH
1023 FIFTEENTH STREET, NW, STE 401
ATTN: OLEH HERELIUK
WASHINGTON, DC 20005

Exec Dt: 06/23/2006

Entity Type: CORPORATION

Citizenship: DELAWARE

Exec Dt: 06/23/2006

Entity Type: CORPORATION

Citizenship: NEW JERSEY

Entity Type: NATIONAL ASSOCIATION

Citizenship: NONE

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Web interface last modified: April 20, 2007 v.2.0.1

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