

10-15-2008

Form PTO-1594 (Rev. 07/05)  
OMB Collection 0651-0027 (exp. 6/30/2008)

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office



RE

103529736

10-15-08

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):  
Gerald F. O'Leary

Individual(s)       Association  
 General Partnership       Limited Partnership  
 Corporation- State: \_\_\_\_\_  
 Other \_\_\_\_\_

Citizenship (see guidelines) United States

Additional names of conveying parties attached?  Yes  No

2. Name and address of receiving party(ies)  Yes  
Additional names, addresses, or citizenship attached?  No

Name: Music Works  
Internal Address: 412 East Eagle Road  
Street Address: \_\_\_\_\_  
City: Havertown  
State: PA  
Country: USA Zip: 19083-1635

Association Citizenship \_\_\_\_\_  
 General Partnership Citizenship \_\_\_\_\_  
 Limited Partnership Citizenship \_\_\_\_\_  
 Corporation Citizenship \_\_\_\_\_  
 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)

3. Nature of conveyance /Execution Date(s) :  
Execution Date(s) October 8, 2008

Assignment       Merger  
 Security Agreement       Change of Name  
 Other \_\_\_\_\_

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s)  
serial # 78,202,640

B. Trademark Registration No.(s) 3,077,316 date 4/4/2006

Additional sheet(s) attached?  Yes  No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):  
MusicWorks - design plus words, letters and/or numbers

5. Name & address of party to whom correspondence concerning document should be mailed:  
Name: Lori O'Leary  
Internal Address: Music Works  
Street Address: 412 East Eagle Road  
City: Havertown  
State: PA Zip: 19083-1635  
Phone Number: 610-449-9669  
Fax Number: 610-449-5566  
Email Address: lori.oleary2@verizon.net

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 40.00

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

8. Payment Information:

a. Credit Card Last 4 Numbers \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number 10111/2008 NJAMA1 00000048 78202640  
Authorized User Name \_\_\_\_\_

9. Signature: Gerald F. O'Leary Date: October 8, 2008

Signature \_\_\_\_\_ Date \_\_\_\_\_  
Name of Person Signing: Gerald F. O'Leary

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 + check

## Service Mark Assignment

Assignor: Gerald F. O'Leary, 412 East Eagle Road, Havertown, PA 19083-1635

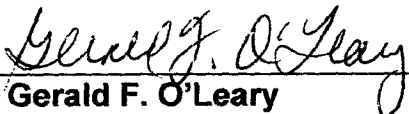
Assignee: MusicWorks, 412 East Eagle Road, Havertown, PA  
19083-1635

### Service Mark

1. The Assignor is the owner of the following service mark ("the Mark"). The Mark is depicted in Exhibit A which is attached to this Agreement. Proof of ownership is in Exhibit B.
2. The Mark is registered at the United States Patent and Trademark Office – Registration No. 3,077,316 and dated April 4, 2006.

### Assignment

3. The Assignor, in consideration of the Price, the receipt and sufficiency of which is hereby acknowledged, does sell, assign and transfer, to the Assignee the Mark, together with that portion of the goodwill of the business with which the Mark is associated, and all the right, title, and interest in the Mark, including but not limited to, the right to register the Mark, to renew the registration of the Mark, and to license the use of the Mark.
4. The Assignee, in consideration of the Assignor assigning the Mark to the Assignee on the terms in this Agreement, will pay the Assignor the following amount of \$1.00 ("the Price").
5. The Price is payable in US Dollars and is due on the signing of this Agreement.
6. Transfer of ownership from Assignor to Assignee must be complete by June 30, 2009. The cost of Forty dollars (\$40) associated with the transfer of ownership will be paid by the Assignee.

  
\_\_\_\_\_  
Gerald F. O'Leary

Date: *June 26, 2008*

  
\_\_\_\_\_  
MusicWorks

By: Lori O'Leary

Title: Executive Director

Date: *6/26/2008*

# Exhibit B

Trademarks > Trademark Electronic Search System (TESS)

TESS HOME NEW USER STRUCTURED FREE FORM BROWSE DICT SEARCH OG BOTTOM HELP PREV LIST CURR LIST NEXT LIST FIRST DOC  
PREV DOC NEXT DOC LAST DOC

Logout

Please logout when you are done to release system resources allocated for you.

TARR Status

ASSIGN Status

TDR

TTAB Status



<b>Word Mark</b>	<b>MUSICWORKS</b>
<b>Goods and Services</b>	IC 041. US 100 101 107. G & S: Music therapy service addressing the needs of people from childhood to adulthood facing medical, emotional, social, educational, cognitive, and psychological challenges in their everyday lives, through musical intervention as an alternative health therapy. FIRST USE: 20030301. FIRST USE IN COMMERCE: 20030301
<b>Mark Drawing Code</b>	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
<b>Design Search Code</b>	20.03.24 - Bumper stickers; Calendars; Checks, bank; Coupons; Currency; Manuscript paper and sheet music; Menus; Money, paper; Music, sheet; Sheet music; Stickers, bumper; Tickets, paper; Trading cards 24.17.13 - Clef symbol (musical); Musical notes; Musical staff; Musical symbols, including treble and bass clef symbols, sharp and flat symbols and notes
<b>Serial Number</b>	78202640
<b>Filing Date</b>	January 13, 2003
<b>Current Filing Basis</b>	1A
<b>Original Filing Basis</b>	1B
<b>Published for Opposition</b>	November 18, 2003
<b>Registration Number</b>	3077316
<b>Registration Date</b>	April 4, 2006
<b>Owner</b>	(REGISTRANT) O'Leary, Gerald F. INDIVIDUAL UNITED STATES 412 East Eagle Road Havertown PENNSYLVANIA 190831635
<b>Disclaimer</b>	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TREBLE CLEFT, EIGHT NOTE AND THE MUSICAL STAFF" APART FROM THE MARK AS SHOWN
<b>Description of Mark</b>	The mark consists of a musical staff upon which there is a G clef followed by the name "MusicWorks" all as one word. The dot over the "i" in the word Music is a musical eighth note. The musical staff is grey. The G clef, the eighth note and the name "MusicWorks" are finished in a marbled grey, white and black pattern.
<b>Type of Mark</b>	SERVICE MARK
<b>Register</b>	PRINCIPAL
<b>Live/Dead Indicator</b>	LIVE

RECORDED: 10/14/2008

TRADEMARK  
REEL: 003870 FRAME: 0266