

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Performance Speedsuits Limited		08/21/2009	LIMITED LIABILITY COMPANY: NEW ZEALAND
RECEIVING PARTY DATA			
Name:	Plomari International Limited		
Street Address:	1707, 17/F., Two Chinachem Exchange Square, 338 King's Road		
City:	Northpoint		
State/Country:	HONG KONG		
Entity Type:	LIMITED LIABILITY COMPANY: HONG KONG		
PROPERTY NUMBERS Total: 4			
Property Type	Number	Word Mark	
Registration Number:	2811970	ORCA	
Registration Number:	2894082	ORCA	
Registration Number:	2911883	ORCA OUTDOOR	
Registration Number:	1856300	TEAM ORCA	
CORRESPONDENCE DATA			
Fax Number:	(202)478-1813		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	202 274-0214		
Email:	kevin@miplaw.com		
Correspondent Name:	Kevin J. McNeely		
Address Line 1:	5335 Wisconsin Ave, NW, Suite 440		
Address Line 4:	Washington, DISTRICT OF COLUMBIA 20015		
ATTORNEY DOCKET NUMBER:	UPSC.003		
DOMESTIC REPRESENTATIVE			

OP \$115.00 2811970

Name:
Address Line 1:
Address Line 2:
Address Line 3:
Address Line 4:

NAME OF SUBMITTER:	Kevin J. McNeely
Signature:	/Kevin J. McNeely/
Date:	09/11/2009

Total Attachments: 11
source=Assignment#page1.tif
source=Assignment#page2.tif
source=Assignment#page3.tif
source=Assignment#page4.tif
source=Assignment#page5.tif
source=Assignment#page6.tif
source=Assignment#page7.tif
source=Assignment#page8.tif
source=Assignment#page9.tif
source=Assignment#page10.tif
source=Assignment#page11.tif

THIS ASSIGNMENT is made the 21st day of August Two Thousand and Nine

BETWEEN

- (1) Performance Speedsuits Limited, a limited liability company duly organized and existing under the laws of New Zealand, presently located at Level 8, 203 Queen Street, Auckland 1010, New Zealand (formerly located at 18 Kingdon Street, New Market, Auckland, New Zealand) (hereinafter called "the Assignor") of the one part and

- (2) Plomari International Limited, a limited liability company duly organized and existing under the laws of Hong Kong, located at 1707, 17/R, Two Chinachem Exchange Square, 338 King's Road, North Point, Hong Kong (hereinafter called "the Assignee") of the other part.

WHEREAS :-


- (1) The Assignor is the proprietor and/or applicant of the Trade Marks in various countries as set out in the Schedule referred hereto (hereinafter called "the Trade Marks").

- (2) The Assignor has agreed to sell to the Assignee for the sum of US\$10.00 (UNITED STATES DOLLARS TEN ONLY) the Trade Marks together with the goodwill associated with and symbolized by the Trade Marks as are registered/applied-for in manner hereinafter appearing.


NOW THIS ASSIGNMENT WITNESSETH that in pursuance of the said Agreement and in consideration of the sum of US\$10.00 (UNITED STATES DOLLARS TEN ONLY) now paid to the Assignor (the receipt whereof the Assignor hereby acknowledges) by the Assignee and the Assignor hereby assigns onto the Assignee the Trade Marks and the full and exclusive benefit thereof and all the estate, right, title and interest of the Assignor therein and thereto together with the goodwill associated with and symbolized by the Trade Marks as are registered/applied-for TO HOLD the same onto the Assignee absolutely.

IN WITNESS whereof the parties hereto have caused this Assignment to be executed the day and year first above written.

SIGNED by Hildegard Elise Unsworth)
for and on behalf of Performance)
Speedsuits Limited)


Full name: Hildegard Elise Unsworth
Title: Director

SIGNED by Arran Karl Boote)
for and on behalf of Plomari)
International Limited)


Full name: Arran Karl Boote
Title: Director

Dated the day of 2009

ASSIGNMENT

Ref: 09TAU12139 & others

THE SCHEDULE ABOVE REFERRED TO

Country	Trade Mark	Registration No. /Application No.*	Class No.	Goods/Services
Australia	(1) ORCA	823243	03,09,14,18	<p>Class 3: Soaps, non-medicated toiletries, perfumery, essential oils, cosmetics, hair lotions, sunscreens, lip protection screens, deodorants, moisturisers, lubricants.</p> <p>Class 9 :Protective clothing, diving suits, waders, goggles, sunglasses, helmets, protective eyewear, swimming belts, optical apparatus and instruments, life-saving apparatus and instruments, and parts therefor.</p> <p>Class 14 :Jewellery, horological and chronometric instruments, watches, timepieces, and parts therefor.</p> <p>Class 18 : Bags, purses, wallets, umbrellas, and parts therefor.</p>
	(2) ORCA	599919	09	Goods in this class related to swimming and water activities, including swimming masks, swimming goggles and snorkels.
	(3) ORCA	711970	25	Clothing including wetsuits, footwear, headgear.

	(4) TEAM ORCA	823244	25	Clothing, headgear, footwear, swimsuits, wetsuits, and parts therefor.
Brazil	(1) ORCA	820962694	25	Clothes of common use, for practice of sports and professional use, included in this class, wetsuits, swimwear, footwear, headgear, neckwear.
Canada	(1) ORCA	TMA601208		Clothing, namely swimwear, t-shirts, singlets, gym shorts, triathlon race wear, cycling pants, cycling tops, tights, leggings, shorts, bandanas, jackets, socks, sweatshirts, vests, scarves, casual shirts, gloves, skirts, blouses, trousers, dresses, tracksuits, athletic underwear, wristbands, beachwear, athletic clothing, casual clothing, exercise clothing; headwear, namely swim caps, hats, helmets, sun visors; footwear, namely, athletic footwear, exercise footwear, boots, shoes, slippers; wetsuits and parts therefor.
China	(1) ORCA	4033012	25	Footwear; headgear; babies' pants; waterproof clothing; stage costumes; football shoes; hosiery; gloves [clothing]; turbans; girdles; shower caps.
	(2) ORCA	*6574883	25	Clothing, wetsuits.
European Union	(1) ORCA	1502079	03,14,18	Class 3: cleaning preparations; non-medicated toilet preparations; toiletries; soaps, shampoos, perfumery, essential oils, cosmetics, hair lotions,

				<p>sunscreens, lip protection screens, deodorants, moisturisers, lubricants.</p> <p>Class 14 : Jewellery; horological and chronometric instruments; watches, timepieces; parts and fittings for all the aforesaid goods.</p> <p>Class 18 : Leather and imitations of leather and goods made of these materials and not included in other classes; trunks, cases, travelling bags; bags, rucksacks, backpacks, sports bags, pouches, purses, wallets, billfolds, moneybelts, cardholders, keycases umbrellas, parasols, walking sticks; parts and fittings for all of the aforesaid goods.</p>
(2) ORCA	378901	09,25,28	<p>Class 9 : Protective clothing, diving suits, helmets, protective eyewear, goggles, sunglasses swimming belts; but not including spectacle lenses and frames, contact lenses, ophthalmic lenses, or cases for these excluded good.</p> <p>Class 25: Wetsuits, swimsuits, clothing and headgear.</p> <p>Class 28 : Swimming webs (flippers)</p>	
(3) ORCA	413385	25,32,35	<p>Class 25 : Clothing, wetsuits, swimsuits, swimwear, headgear, footwear.</p>	

<p>Class 32 : Non-alcoholic beverages, fruit juices, fruit drinks, mineral and aerated waters, syrups and other preparations for making beverages, beers.</p> <p>Class 35 : Retail and wholesale services relating to clothing, footwear, headgear, swimwear, swimming and diving gear, sporting and gymnastic equipment, toiletries, jewellery, clocks bags, beverages, boots, cycles and lubricants.</p>				
<p>Class 3 : cleaning preparations; non-medicated toilet preparations; toilettries; soaps, shampoos, perfumery, essential oils, cosmetics, hair lotions, sunscreens, lip protection, screens, deodorants, moisturisers, lubricants.</p> <p>Class 18 : Leather and imitations of leather and goods made of those materials and not included in other classes; trunks, cases, travelling bags; bags, rucksacks, backpacks, sport bags, pouches, purses, wallets, billfolds, moneybelts, cardholders, keycases; umbrellas, parasols, walking sticks; parts and fittings for all of the aforesaid goods.</p>	03,18,25	1502962	(4) TEAM ORCA	
<p>Class 25 : Wetsuits, swimsuits, clothing, headgear, parts and fittings for all of the aforesaid goods.</p>				

Hong Kong	(1) ORCA	300811061.	25	Clothing, footwear, headgear, wetsuits and parts therefor.
Japan	(1) ORCA	4753746	25	Headgear and other clothing; wetsuits for triathlon and other special sporting and gymnastic wear.
New Zealand	(2) ORCA	4838755	25	Footwear.
	(1) ORCA	608237	03	Soaps, non-medicated toiletries, perfumery, essential oils, cosmetics, hair lotions, sunscreens, lip protection screens, deodorants, moisturizers, lubricants.
	(2) ORCA	608238	09	Protective clothing, diving suits, waders, goggles, sunglasses, helmets, protective eyewear, swimming belts, optical apparatus and instruments, lifesaving apparatus and instruments, and parts therefor.
	(3) ORCA	611397	12	Vehicles, excluding vehicles for locomotion by water.
	(4) ORCA	608239	14	Jewellery, horological and chronometric instruments, watches, timepieces, and parts therefor.
	(5) ORCA	608240	18	Bags, purses, wallets, umbrellas, and parts therefor.
	(6) ORCA	604239	25	Clothing, headgear, footwear, wetsuits, and parts therefor.

(7) ORCA	712075	28,41	Class 28 : games and playthings; gymnastic and sporting articles not included in other classes. Class 41 : Sports, athletics and gymnastic education; providing of training for sports, athletics and gymnastics; sports, athletics and gymnastics entertainment; sporting and cultural activities; rental of sports equipment and entertainment equipment and facilities; organization of sports competitions.
(8) ORCA	611398	32	Non-alcoholic beverages.
(9) ORCA	766610	36,41	Class 36 : Financial sponsorship of sporting, athletic and cultural activities. Class 41 : sports, athletics and gymnastic education; providing of training for sports, athletics and gymnastics; sports, athletics and gymnastics entertainment; sporting and cultural activities; rental of sports equipment and entertainment equipment and facilities; organization of sports competitions.
(10) TEAM ORCA	608241	25	Clothing, headgear, footwear, swimsuits, wetsuits, and parts therefor.
(1) ORCA	40-0676885	25	Shoes, boots.
South Korea			

(2) ORCA	642887	25	Sandals, cyclist's clothing, wet suit for water-skiing, anorak for sportswear, clothing for gymnastics, work clothing, Korean underwear, underclothing, underpants, swimming cap, swimming suit, swimming pants, sweatshirt, sweatpants, sports shirt, sports uniform, tracksuit, hat, sun visors, hood for clothing, water proof clothing.
(3) ORCA	430259	45	Jackets, jeans, safaris, parkas, short trousers, polo shirts, sweat shirts, t-shirts and hats.
(1) ORCA	547851	25	Clothing, footwear, headgear, wetsuits, and parts thereof.
(1) ORCA & DEVICE	2040586	25	Articles of clothing; swimwear.
(1) ORCA	2811970	25	Triathlon wetsuits.
(2) ORCA	2894082	25	Clothing, namely, swimwear, caps, t-shirts, singlets, gym shorts, triathlon race-wear, cycling tops, tights, leggings, shorts, cycling pants, wetsuits, bandanas, swim caps, jackets, socks, sweatshirts, hats, vests, scarves, casual shirts, gloves, skirts, blouses, trousers, dresses, tracksuits, athletic underwear, wristbands, beachwear, headwear, footwear, wetsuits and parts therefor.

TRADEMARK

REEL: 004059 FRAME: 0957

	(3) ORCA OUTDOOR & DEVICE	2911883	25	Clothing, namely sweatshirts, t-shirts, vests, hats, shorts, skirts, gloves, mittens, socks, sleepwear, and outerwear, namely, jackets and pull-overs.
	(4) TEAM ORCA	1856300	25	Hats, shorts and adult t-shirts.