

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	CORRECTIVE ASSIGNMENT
NATURE OF CONVEYANCE:	Corrective Assignment to correct the name of the assignor previously recorded on Reel 001624 Frame 0581. Assignor(s) hereby confirms the assigns the entire interest.
CONVEYING PARTY DATA	
Name	Formerly
Execution Date	Entity Type
OP II, Inc.	CORPORATION: FLORIDA
RECEIVING PARTY DATA	
Name:	OP II, Inc.
Street Address:	1615 South Congress Avenue, Suite 200
City:	Delray Beach
State/Country:	FLORIDA
Postal Code:	33445
Entity Type:	CORPORATION: FLORIDA
PROPERTY NUMBERS Total: 1	
Property Type	Number
Word Mark	
Registration Number:	0515517
OSTER	
CORRESPONDENCE DATA	
Fax Number:	(314)480-1505
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	314-480-1500
Email:	jenny.birmingham@huschblackwell.com
Correspondent Name:	Samuel Digirolamo
Address Line 1:	Husch Blackwell LLP
Address Line 2:	190 Carondelet Plaza, Suite 600
Address Line 4:	St. Louis, MISSOURI 63105
ATTORNEY DOCKET NUMBER:	718642.2859
NAME OF SUBMITTER:	Samuel Digirolamo
Signature:	/Samuel Digirolamo/

OP \$40.00 0515517

900183877

TRADEMARK
 REEL: 004478 FRAME: 0273

Date:

02/15/2011

Total Attachments: 5

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Trademark Registration OSTER (Stylized)
Registration Number: 515,517
Registration Date: September 27, 1949

Assignment Branch
Commissioner of Patents and Trademarks
Washington, D.C. 20231

DECLARATION OF FACTS IN SUPPORT OF
CORRECTIVE ASSIGNMENT

Being of legal age, I, Robert P. Totte, declare and state, as follows:

1. I am currently the Vice President, Tax of Sunbeam Products, Inc. ("Sunbeam"), the current assignee of the above-identified U.S. Trademark Registration, with offices at 2381 Executive Center Drive, Boca Raton, FL 33431.
2. Prior to July 25, 1997, I was likewise Vice President, Tax for Sunbeam.
3. On July 25, 1997, an assignment document incorrectly assigning the above-identified Registration from Sunbeam to OP II, Inc. was signed by Janet Kelly, Vice President of Sunbeam (Exhibit A). This incorrect assignment was likewise incorrectly recorded at Reel 1624, Frame 0581 for the above-identified registration.
4. In 1997, and particularly on the date of July 25, 1997, the correct owner of the above-identified Registration was OP II, Inc. as evidenced by the Chain of Title for this registration which is accurately set forth below in Paragraph 6 below.
5. In 1997, and particularly on the date of July 25, 1997, Sunbeam was not the owner of the above-referenced registration.
6. The correct Chain of Title for the above-referenced registration is as follows and such Chain of Title has been updated and recorded to reflect the correct owner history, namely:
 - Change of Name dated December 15, 1993 of Owl Investments, Inc. to Owl Holdings, Inc.
 - Change of Name dated September 18, 1996 of Owl Holdings, Inc. to OPI I, Inc.

- Merger effective December 29, 1996 and dated December 17, 1996 of OPI I, Inc. into OP II, Inc.

7. The above-identified registration was then an asset transferred as part of the merger between OP II, Inc. to Sunbeam dated September 22, 2000 and recorded at Reel 04275, Frame 0272 on September 9, 2010.

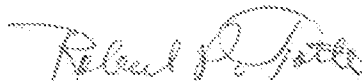
8. As a result, Sunbeam became owner of the above-identified registration as of September 22, 2000.

9. It is unknown to me why the Assignment document (Exhibit A) referenced in Paragraph 3 above was prepared and executed as it does not accurately reflect ownership of the above-identified registration at that particular point in time.

10. This Declaration is being filed so that a corrective assignment can be filed and recorded with the U.S. Patent and Trademark Office correcting the assignment document attached hereto as Exhibit A and accurately reflecting the correct chain of title for the above-identified registration.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the registration.

Sunbeam Products, Inc.



Robert P. Totte
Vice President, Tax

2-1-11
DATE

EXHIBIT

A

09-09-1997

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

JUN 25 1997

To the Honorable

Send or file document or copy thereof

Address of receiving party(ies)

1. Name of conveying party(ies):

Sunbeam Products, Inc.

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State Delaware
☐ Other

Additional name(s) of conveying party(ies) attached? ☐ Yes ☐ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: July 22, 1997

Name: OP II, Inc.

Internal Address: Suite 200

Street Address: 1615 South Congress Avenue

City: Delray Beach State: FL Zip: 33445

- ☐ Individual(s) citizenship
☐ Association
☐ General Partnership
☐ Limited Partnership
☒ Corporation-State Florida
☐ Other

If assignee is not domiciled in the United States, a domestic representative designation to attached: ☐ Yes ☐ No

(Designations must be a separate document from assignment)

Additional name(s) & address(es) attached? ☐ Yes ☐ No

4. Application number(s) or patent number(s):

A. Trademark Application No.s(s)

75/003,118

75/120,732

75/088,728

75/012,407

B. Trademark Registration No.(s)

515,517 1,025,163 627,681

1,800,447 1,937,096 627,683

1,755,142 2,047,124 1,589,989

Additional numbers attached? ☐ Yes ☐ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Kimberly A. Collins

Internal Address: Thorp Reed & Armstrong

One Riverfront Center

9th Floor

Street Address: 20 Stanwix Street

City: Pittsburgh State: PA ZIP: 15222

6. Total number of applications and

registrations involved: 13

7. Total fee (37 CFR 3.41) \$ 340.00 E

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number:

20-0888

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Kimberly A. Collins

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and documents:

ASSIGNMENT OF TRADEMARKS

This Assignment of Trademarks (the "Assignment") is made as of the 22nd day of July, 1997, by and between OP II, Inc., a Florida corporation with an address of Suite 200, 1615 South Congress Ave., Delray Beach, Florida 33445 ("OP II") and Sunbeam Products, Inc., a Delaware corporation with an address of Suite 200, 1615 South Congress Ave., Delray Beach, Florida 33445 ("Sunbeam").

WHEREAS, Sunbeam is the owner of certain trademarks (including all the goodwill of any business or products symbolized by the trademarks), and trademark applications, more specifically described on Exhibit A attached hereto (the "Trademarks");

WHEREAS, by contribution to the capital of Sunbeam's wholly-owned subsidiary, OP II, pursuant to Section 351 of the Internal Revenue Code of 1986, as amended, Sunbeam contributed all of the rights and interest in and to the Trademarks and any derivation thereof to the capital of OP II effective as of 5:00 p.m., July 22, 1997

NOW, THEREFORE, for and in consideration of good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Sunbeam does hereby sell, assign and transfer unto OP II, its successors, assigns and legal representatives the full and exclusive right, title and interest in and to the Trademarks listed on Exhibit A attached hereto and made a part hereof including all the goodwill of any business or products symbolized by the Trademarks.

SUNBEAM PRODUCTS, INC.

Attest:

By: 

Title: Secretary

By: 

Title: Vice President

Acknowledged and Accepted as of
this 25th day of July, 1997

OP II, INC.

By: 

Title: VP

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EXHIBIT A
REGISTRATIONS

<u>Reg. No.</u>	<u>Reg. Mark</u>	<u>Reg. Date</u>	<u>File No.</u>
515,517	OSTER	09/27/49	RE126
1,800,447	OSTER PRO POWER	10/26/93	RE518
1,755,142	SUNBEAM	03/02/93	RE87
1,025,163	SUNBEAM	11/18/75	RE273
1,937,096	SUNBEAM	11/21/95	RE319
2,047,124	SUNBEAM	03/25/97	RE136-1
627,681	SUNBEAM	05/29/56	RE154
627,683	SUNBEAM	05/29/56	RE186
1,589,989	SUNBEAM	04/03/90	RE335

APPLICATIONS

<u>Serial No.</u>	<u>Mark</u>	<u>Filing Date</u>	<u>File No.</u>
75/003,118	OSTER EXCLUSIVE	10/10/95	RE872
	SALON SERIES		
75/120,732	OSTER	06/18/96	RE925
75/088,728	LADY SUNBEAM	03/05/96	RE149-2
75/012,407	SUNBEAM	10/30/95	RE74-98