

07/13/2011



Form PTO-1594 (Rev. 01-09)
OMB Collection 0651-0027 (exp. 02/28/2009)

U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

RE 103628905

Copy: 7/13/11

TRADEMARKS

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):

Rising Phoenix Company

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

Citizenship (see guidelines) _____

Additional names of conveying parties attached? Yes No

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

Execution Date(s) 2/24/11

- Assignment
- Merger
- Security Agreement
- Change of Name
- Other Correction to the spelling of Assignee's name on cover sheet recorded at Reel 4497 Frame 0880

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: Omniflro Beverage Company, LLC

Internal Address: _____

Street Address: 93 Alpha Park Drive

City: Highland Heights

State: Ohio

Country: US Zip: 44143

- Association
- General Partnership
- Limited Partnership
- Corporation
- Other Limited Liability Co Citizenship Ohio

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)

76/684, 866

B. Trademark Registration No.(s)

3,667,300

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: Michael A. Tobin, Esq.

Internal Address: Hearst Tower, 47th Floor

Street Address: 214 North Tryon Street

City: Charlotte

State: NC Zip: 28202

Phone Number: (704) 331-7546

Fax Number: (704) 353-3600

Email Address: chdockett@klgates.com

6. Total number of applications and registrations involved:

2

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 65.00

- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

Deposit Account Number 18-1215

Authorized User Name Michael A. Tobin

9. Signature:

Signature

July 13, 2011

Date

Michael A. Tobin, Esq.

Name of Person Signing

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 1460, Alexandria, VA 22313-1450

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
Rising Phoenix Company		02/24/2011	CORPORATION: OHIO
RECEIVING PARTY DATA			
Name:	Omniotrio Beverage Company, LLC		
Street Address:	93 Alpha Park Drive		
City:	Highland Heights		
State/Country:	OHIO		
Postal Code:	44143		
Entity Type:	LIMITED LIABILITY COMPANY: OHIO		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Serial Number:	76684866	INSTA-FRESH	
Registration Number:	3667300	OMNI FRIO BEVERAGE CREATIONS	
CORRESPONDENCE DATA			
Fax Number:	(330)253-6658		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	330-253-2225		
Email:	johng@inventorshelp.com		
Correspondent Name:	PATENT, COPYRIGHT & TRADEMARK LAW GROUP		
Address Line 1:	4199 Kinross Lakes Parkway		
Address Line 2:	Suite 275		
Address Line 4:	RICHFIELD, OHIO 44286		
ATTORNEY DOCKET NUMBER:	SA-1987		
NAME OF SUBMITTER:	John D. Gugliotta		
Signature:	/John D. Gugliotta/		

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TRADEMARK
REEL: 004589 FRAME: 0659

Date:

03/14/2011

Total Attachments: 1


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TRADEMARK ASSIGNMENT

For value received, the undersigned hereby assigns to Omnifrio Beverage Company, LLC, its successors and assigns, all right, title, and interest in the following Trademark Registrations and Trademark Applications:

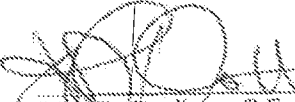
- A. Trademarks Registrations
"OMNI-FRIO BEVERAGE CREATIONS" --- United States Certificate of Registration No. 3,667,300, dated August 11, 2009.
- B. Trademark Applications
"INSTA-FRESH" --- United States Serial No. 76684866, dated December 12, 2007

I agree that, on request and at assignee's expense, I will communicate to assignee or its representatives or nominees, any facts known to me respecting the marks and will testify in any legal proceeding and otherwise do everything possible to aid assignee, or its successors, assigns, and nominees, to obtain and enforce trademark protection for the mark in all countries.

X 
 Carl Santoiemma
 President
 Rising Phoenix Company

STATE OF OHIO)
)
 COUNTY OF SUMMIT)

The foregoing instrument was acknowledged before me this 24 day of February, 2011 by Carl Santoiemma.


 John D. Gugliotta, P.E., Esq.
 Notary Public
 My commission DOES NOT expire