

04/05/2012



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To the Director of the U. S. Patent and Trademark Office

Assignments or the new address(es) below.

1. Name of conveying party(ies):

The House on F Street, LLC

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

Citizenship (see guidelines) Delaware

Additional names of conveying parties attached?  Yes  No

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

Execution Date(s) April 4, 2011

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

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached?  Yes  No

Name: Orange 21 North America Inc.

Internal

Address: 2070 Las Palmas Drive

Street Address: \_\_\_\_\_

City: Carlsbad

State: California

Country: United States Zip: 92011

- Association
- General Partnership
- Limited Partnership
- Corporation
- 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)



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

A. Trademark Application No. (s)

78/981,507

B. Trademark Registration No. (s)

Additional sheet(s) attached?  Yes  No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

SPY

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

Name: Kit M. Stetina, Esq.

Internal Address: STETINA BRUNDA GARRED & BRUCKER

75 Enterprise, Suite 250

Street Address: same as above

City: Aliso Viejo

State: California Zip: 92656

Phone Number: (949) 855-1246

Fax Number: (949) 855-6371

Email Address: patent@stetinalaw.com

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 to deposit account
- Enclosed

8. Payment Information:

Deposit Account Number: AMILLING 00000005 194330

Authorized User Name: Kit M. Stetina

9. Signature:

Signature

April 2, 2012

Date

Kit M. Stetina

Name of Person Signing

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

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

4-5-12

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## **EXHIBIT K**

### **ASSIGNMENT**

WHEREAS, The House on F Street, LLC (hereinafter "Assignor"), a limited liability company of Delaware, having an address at 1660 West Second Street, Suite 800, Cleveland, Ohio 44113, has adopted and is the owner of the trademark SPY in International Class 025 for "clothing, namely shirts, hats and caps" for which an application for registration of said mark was filed in the U.S. Patent and Trademark Office on December 1, 2002 under Serial No. 78/189,970; and

WHEREAS, Orange 21 North America Inc. (previously known as Spy Optic, Inc. (hereinafter "Assignee"), a corporation of California, having a business address at 2070 Las Palmas Drive, Carlsbad, California 92011, has opposed registration of Serial No. 78/189,970; and

WHEREAS, Assignor and Assignee have agreed to amend Serial No. 78/189,970 to identify

"clothing, namely shirts, hats and caps offered or sold through museums, museum stores, souvenir stores, novelty stores, gift stores, gift shops, airport stores, self-standing kiosks and carts, and catalogs and websites affiliated with museums, museum stores, souvenir stores, novelty stores, gift stores, gift shops and airport stores" in International Class 25; and

"clothing, namely shirts, hats and caps offered or sold through sporting goods stores, surf shops, ski shops, bike shops, motocross shops, eyeglass shops, sunglass shops, department stores and specialty apparel stores, and catalogs and websites affiliated with sporting goods stores, surf shops, ski shops, bike shops, motocross shops, eyeglass shops, sunglass shops, department stores and specialty apparel stores" in International Class 25; and

WHEREAS, Assignor and Assignee have agreed to divide Application Serial No. 78/189,970, as amended above, by retaining

"clothing, namely shirts, hats and caps offered or sold through museums, museum stores, souvenir stores, novelty stores, gift stores, gift shops, airport stores, self-standing kiosks and carts, and catalogs and websites affiliated with museums, museum stores, souvenir stores, novelty stores, gift stores, gift shops and airport stores" in International Class 25

in the parent application (Application Serial No. 78/189,970), which remains owned by Assignor, and by making

"clothing, namely shirts, hats and caps offered or sold through sporting goods stores, surf shops, ski shops, bike shops, motocross shops, eyeglass shops, sunglass shops, department stores and specialty apparel stores, and catalogs and websites affiliated with sporting goods stores, surf shops, ski shops, bike shops, motocross shops, eyeglass shops, sunglass shops, department stores and specialty apparel stores" in International Class 25.

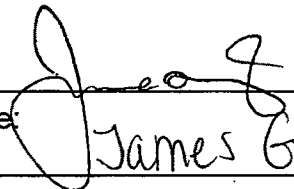
the subject of a new application ("Divisional Application") having Application Serial No. 78/981,507; and

WHEREAS, Orange 21 North America Inc. is desirous of the Divisional Application and any registration granted thereon, and the goodwill associated with said mark as set forth in the Divisional Application;

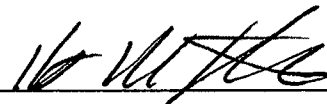
WHEREAS, Assignor and Assignee acknowledge that this Assignment is being made pursuant to a Settlement Agreement already in existence;

NOW, THEREFORE, for good and valuable consideration, the sufficiency and receipt of which are hereby acknowledged, Assignor does hereby assign unto Assignee all right, title and interest in and to the mark for the goods specified in the Divisional Application, together with the goodwill associated with the mark for the goods specified in the Divisional Application, Serial No. 78/981,507, and any registration granted thereon.

The House on F Street, LLC

By:   
Name: James Gomez  
Title: President  
Date: 4/4/11

Accepted by Orange 21 North America Inc.

By:   
Name: Kit M Stettin  
Title: ATTY OF RECORD  
Date: 3/25/11