# OP \$65.00 3178378

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 ETAS ID: TM679566

Stylesheet Version v1.2

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	CHANGE OF NAME

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
ALBEA THOMASTON INC.		07/01/2020	Corporation:

## **RECEIVING PARTY DATA**

Name:	SILGAN DISPENSING SYSTEMS THOMASTON CORPORATION
Street Address:	60 ELECTRIC AVE
City:	THOMASTON
State/Country:	CONNECTICUT
Postal Code:	06787
Entity Type:	Corporation: DELAWARE

# **PROPERTY NUMBERS Total: 2**

Property Type	Number	Word Mark
Registration Number:	3178378	CRIMPLESS
Registration Number:	2014808	THE CRIMPLESS SYSTEM

### **CORRESPONDENCE DATA**

Fax Number:

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.

**Phone:** 8044671309

**Email:** devin.jensen@silgandispensing.com

Correspondent Name: Devin R. Jensen

Address Line 1: 1001 HAXALL POINT, SUITE 701
Address Line 4: RICHMOND, VIRGINIA 23219

NAME OF SUBMITTER:	Devin R. Jensen
SIGNATURE:	/Devin R. Jensen/
DATE SIGNED:	10/07/2021

### **Total Attachments: 6**

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I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF

DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT

COPY OF THE RESTATED CERTIFICATE OF "ALBEA THOMASTON INC.",

CHANGING ITS NAME FROM "ALBEA THOMASTON INC." TO "SILGAN

DISPENSING SYSTEMS THOMASTON CORPORATION", FILED IN THIS OFFICE

ON THE FIRST DAY OF JULY, A.D. 2020, AT 11:49 O'CLOCK A.M.



2256859 8100 SR# 20206012870

You may verify this certificate online at corp.delaware.gov/authver.shtml

Jostop W. Business, Successively of States

Authentication: 203217285

Date: 07-02-20

State of Delaware
Secretary of State
Division of Corporations
Delivered 11:49 AM 07/01/2020
FILED 11:49 AM 07/01/2020
SR 20206012870 - File Number 2256859

AMENDED AND RESTATED
CERTIFICATE OF INCORPORATION

OF

ALBEA THOMASTON INC.

Albéa Thomaston Inc., a corporation organized and existing under and by virtue of the

General Corporation Law of the State of Delaware (the "Corporation"), does hereby certify as

follows:

FIRST: The present name of the Corporation is Albéa Thomaston Inc. The Corporation's

original Certificate of Incorporation was filed with the Secretary of State of the State of

Delaware on March 11, 1991 under the name Custom Papers-Richmond Inc. and was amended

and restated prior to the date hereof, including, without limitation, as of June 2, 2020 under the

name Albéa Thomaston Inc. (the "Certificate of Incorporation").

SECOND: This Amended and Restated Certificate of Incorporation was duly adopted in

accordance with Sections 242 and 245 of the General Corporation Law of the State of Delaware

and has been duly approved by the written consent of the sole stockholder of the Corporation in

accordance with Section 228 of the General Corporation Law of the State of Delaware.

THIRD: The text of the Certificate of Incorporation is amended and restated to read as set

forth in EXHIBIT A attached hereto.

IN WITNESS WHEREOF, Albéa Thomaston Inc. has caused this Amended and Restated

Certificate of Incorporation to be executed and acknowledged this first day of July, 2020.

Frank W. Hogan, II

Vice President and Secretary

### EXHIBIT A

# AMENDED AND RESTATED CERTIFICATE OF INCORPORATION

OF

# SILGAN DISPENSING SYSTEMS THOMASTON CORPORATION

FIRST: The name of the corporation (the "Corporation") is Silgan Dispensing Systems Thomaston Corporation.

SECOND: The address of its registered office in the State of Delaware is

Corporation Trust Center, 1209 Orange Street, in the City of Wilmington, County of New Castle,

State of Delaware 19801, and the name of its registered agent at such address is The Corporation

Trust Company.

THIRD: The nature of the business or purposes to be conducted or promoted are:

- (a) to engage in any lawful act or activity for which a corporation may be organized under the General Corporation Law of the State of Delaware (the "GCL"); and
- (b) in general, to possess and exercise all the powers and privileges granted by the GCL or by any other law or by this Amended and Restated Certificate of Incorporation, together with any powers incidental thereto, so far as such powers and privileges are necessary or convenient to the conduct, promotion or attainment of the business or purposes of the Corporation.

FOURTH: The total number of shares of capital stock which the Corporation shall have the authority to issue is 100 shares of common stock, par value \$0.001 per share.

FIFTH: The Board of Directors of the Corporation is expressly authorized to exercise all powers granted to directors by law except insofar as such powers are limited or denied herein or by the by-laws (the "By-laws") of the Corporation. In furtherance of such

powers, the Board of Directors of the Corporation shall have the right to adopt, alter or repeal the By-Laws of the Corporation.

SIXTH: Meetings of stockholders of the Corporation may be held within or without the State of Delaware, as the By-Laws may provide. The books of the Corporation may be kept (subject to any provision contained in any applicable law) outside the State of Delaware at such place or places as may be designated from time to time by the Board of Directors of the Corporation or in the By-Laws of the Corporation. Elections of directors need not be by written ballot unless the By-Laws of the Corporation shall so provide.

SEVENTH: Whenever a compromise or arrangement is proposed between the Corporation and its creditors or any class of them and/or between the Corporation and its stockholders or any class of them, any court of equitable jurisdiction within the State of Delaware may, on the application in a summary way of the Corporation or of any creditor or stockholder thereof or on the application of any receiver or receivers appointed for the Corporation under the provisions of Section 291 of the GCL or on the application of trustees in dissolution or of any receiver or receivers appointed for the Corporation under the provisions of the GCL, order a meeting of the creditors or class of creditors, and/or of the stockholders or class of stockholders of the Corporation, as the case may be, to be summoned in such manner as the said court directs. If a majority in number representing three-fourths in value of the creditors or class of creditors, and/or of the stockholders or class of stockholders of the Corporation, as the case may be, agree to any compromise or arrangement and to any reorganization of the Corporation as a consequence of such compromise or arrangement, the said compromise or arrangement and the said reorganization shall, if sanctioned by the court to which the said application has been made, be binding on all the creditors or class of creditors, and/or on all the stockholders or class of stockholders, of the Corporation, as the case may be, and also on the Corporation.

EIGHTH: No director of the Corporation shall have any personal liability to the Corporation or its stockholders for any monetary damages for breach of fiduciary duty as a director, except that this Article EIGHTH shall not eliminate or limit the liability of a director (i) for any breach of such director's duty of loyalty to the Corporation or its stockholders, (ii) for acts or omissions not in good faith or which involve intentional misconduct or a knowing violation of law, (iii) under Section 174 of the GCL, or (iv) for any transaction from which such director derived an improper personal benefit. If the GCL is amended to authorize corporate action further eliminating or limiting the personal liability of directors, then the liability of a director of the Corporation shall be eliminated or limited to the fullest extent permitted by the GCL, as so amended. Neither the amendment nor the repeal of this Article EIGHTH, nor the adoption of any provision of this Amended and Restated Certificate of Incorporation inconsistent with this Article EIGHTH, shall eliminate or reduce the effect of this Article EIGHTH in respect of any matter occurring, or any cause of action, suit or claim that, but for this Article EIGHTH, would accrue or arise, prior to such amendment, repeal or adoption of an inconsistent provision.

NINTH: The Corporation, to the fullest extent permitted by Section 145 of the GCL, as the same may be amended and supplemented, shall indemnify any and all persons whom it shall have power to indemnify under said section from and against any and all of the expenses, liabilities or other matters referred to in or covered by said section, and the indemnification provided for herein shall not be deemed exclusive of any other rights to which those indemnified may be entitled under any By-Law, agreement, vote of stockholders or disinterested directors or otherwise, both as to action in his official capacity and as to action in another capacity while holding such office, and shall continue as to a person who has ceased to be a director, officer, employee or agent and shall inure to the benefit of the heirs, executors and administrators of such a person.

TENTH: The Corporation reserves the right to amend, alter, change or repeal any provision contained in this Amended and Restated Certificate of Incorporation in the manner now or hereafter prescribed by the GCL and any other applicable statute.

**RECORDED: 10/07/2021**