

07-31-1998

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U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office



To the Honorable Commissioner: 100781773

The attached original documents or copy thereof.

1. Name of conveying party(ies):  
Sunshine Bird Supplies, Inc.  
 Individual(s)  Association  
 General Partnership  Limited Partnership  
 Corporation-State  
 Other  
Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies)  
Name: The Higgins Group, Corp.  
Internal Address: 1313 Ponce De Leon Blvd.  
Street Address:  
City: Coral Gables State: FL ZIP: 33134  
 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 is attached:  Yes  No  
(Designations must be a separate document from assignment)  
Additional name(s) & address(es) attached?  Yes  No

3. Nature of conveyance:  
 Assignment  Merger  
 Security Agreement  Change of Name  
 Other  
Execution Date: 6/23/98

4. Application number(s) or patent number(s):  
A. Trademark Application No.(s)  
B. Trademark Registration No.(s)  
1,792,837; 1,839,061; 2,036,315; 1,733,414;  
1,780,484; 1,831,506; and 1,748,752  
Additional numbers attached?  Yes  No

6. Total number of applications and registrations involved: 7

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: Jennie S. Malloy  
Internal Address: Malloy and Malloy, P.A.  
Street Address: 2800 S.W. 3rd Avenue  
City: Miami, State: FL ZIP: 33129

7. Total fee (37 CFR 3.41).....\$ 190.00  
 Enclosed  
 Authorized to be charged to deposit account  
8. Deposit account number:  
(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.  
Jennie S. Malloy  
Name of Person Signing

*Jennie S. Malloy*  
Signature

7/24/98  
Date

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

**ASSIGNMENT OF TRADEMARKS NUNC PRO TUNC**

This is to ratify, confirm and document the Assignment by Sunshine Bird Supplies, Inc., also known as Sunshine Birds and Supplies, Inc., a corporation of the State of Florida with an address of 8535 N.W. 56 Street, Miami, Florida, 33166, of each of the following trademarks, the goodwill of the business associated with each of these trademarks, together with the registrations thereof, to The Higgins Group Corp., also a corporation of the State of Florida.

**WHEREAS**, Sunshine Bird Supplies, Inc., a corporation of the State of Florida, which is also known as Sunshine Birds and Supplies, Inc., adopted and continuously used each of the following trademarks, each of which is registered in the United States Patent and Trademark Office, as indicated below:

<u>Mark</u>	<u>Registration No.</u>	<u>Date</u>
Australian	1,792,837	Sep. 14, 1993
Compress Pac	1,839,061	June 7, 1994
Compress Pac	2,036,315	Feb. 11, 1997
Nederlands Vita Seed	1,733,414	Nov. 17, 1992
Sunshine Bird (Logo)	1,780,484	July 6, 1993
Safflower Gold	1,831,506	Apr. 19, 1994
Ce De	1,748,752	Jan. 26, 1993

**WHEREAS**, a meeting of the officers, directors and shareholders of Sunshine Bird Supplies, Inc. took place on or about OCTOBER 1, 1994, wherein the decision to make this Assignment was made, agreed to and was duly noted in the minutes and records of said corporation; and

**WHEREAS**, The Higgins Group Corp., also a corporation of the State of Florida and with an address of 1313 Ponce De Leon Blvd., Coral Gables, Florida 33134, desired to acquire all rights in and to the above trademarks, and each of the registrations and/or pending applications therefor, and including goodwill of the business associated with each trademark; and further, has been continuously using each of said trademarks since the date mentioned above.

**NOW, THEREFORE**, for good and in consideration of Ten Dollars (US \$10.00) and other good and valuable consideration already paid, receipt of which is hereby acknowledged, the aforesaid Sunshine Bird Supplies, Inc., a/k/a Sunshine Birds and Supplies, Inc., does hereby ratify, confirm, and document the Assignment unto the aforesaid The Higgins Group Corp., and unto its successors and assigns, of the all rights, title and

**TRADEMARK**

REEL: 1762 FRAME: 0453

