

11-25-1998

FORM PTO-1594 (Rev. 6-93) OMB No. 0651-0011 (exp. 4/94)

RE



HEET

U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

100909249

Tab settings

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

ProMark International, Inc.

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State, Other

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

3. Nature of conveyance: MRD11-20-98

- Assignment, Merger, Security Agreement, Change of Name, Other

Execution Date: 9/25/98

2. Name and address of receiving party(ies)

Name: H. J. Heinz Company

Internal Address: 600 Grant Street

Street Address:

City: Pittsburgh State: PA ZIP: 15219

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State, 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

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,867,119
1,474,359
1,444,325

Additional numbers attached? Yes No

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

Name: Lori K. Tylinski

Internal Address: H. J. Heinz Company

1062 Progress Street

Pittsburgh, PA 15212

Street Address:

City: State: ZIP:

6. Total number of applications and registrations involved:

3

7. Total fee (37 CFR 3.41).....\$ 90.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

90E

08-1631

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

11/27/1998 DNGUYEN 00000018 081631 1867119

DO NOT USE THIS SPACE

01 FC:4A1 40.00 CH
02 FC:4A2 50.00 CH

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.

Lori K. Tylinski

Name of Person Signing

Signature

11/16/98

Date

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

4

Mail documents to be recorded with required cover sheet information to: Commissioner of Patents & Trademarks, Box Assignments Washington, D.C. 20231

TRADEMARK REEL: 1821 FRAME: 0022

ASSIGNMENT

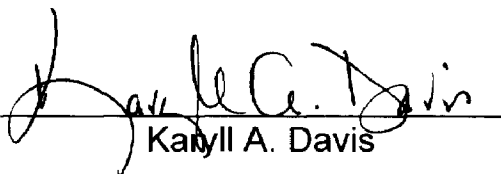
WHEREAS, ProMark International, Inc. ("ProMark"), an Idaho corporation, with offices located at 877 W. Main Street, Suite 510, Boise, Idaho 83702, is the owner of the registered trademarks set forth on Exhibit A (the "Trademarks") which are licensed for use to McCain Foodservice, Inc. ("McCain") in connection with McCain's foodservice business; and

WHEREAS, H. J. Heinz Company, a Pennsylvania corporation with offices located at 600 Grant Street, Pittsburgh, PA 15219, is desirous of acquiring all right, title and interest in and to the Trademarks, together with the good will connected with the use thereof and symbolized thereby; and

NOW THEREFORE, for good and valuable consideration receipt of which is hereby acknowledged, ProMark does hereby assign unto H.J. Heinz Company all right, title and interest in and to the Trademarks set forth in Exhibit A together with the good will connected with the use thereof and symbolized thereby.

ProMark agrees to execute any and all additional documents that may be necessary from time to time to perfect and record title to the Trademarks set forth on Exhibit A attached hereto, in H.J. Heinz Company and to carry out the intent of this Assignment.

PROMARK INTERNATIONAL, INC.

By: 
Karyll A. Davis

Title: Assistant Secretary

Date: September 25, 1998

Subscribed and sworn to before me
this 25 day of September, 1998.



Notary Public

Notarial Seal
Susan M. Koontz, Notary Public
Pittsburgh, Allegheny County
My Commission Expires Sept. 1, 2000
Member, Pennsylvania Association of Notaries

Exhibit A

TRADEMARK	COUNTRY	STATUS	APPL. NO.	FILE DATE	REG. NO.	REG. DATE	CLASS	GOODS
DOMANI	US	REGISTERED	74/394,344	05/25/1993	1,867,119	12/13/1994	30	Pasta products; namely ravioli, cannelloni, tortellini, manicotti, stuffed shells, lasagna and lasagna sheets, in Class 30.
DOMANI ITALIAN FOODS IN OVAL DESIGN	US	REGISTERED	74/605,490	06/20/1986	1,474,359	01/26/1988	30	Ravioli, cannelloni, tortellini, ziti, manicotti, lasagna, lasagna sheets and stuffed shells, in Class 30.
DOMANI ITALIAN FOODS IN STRIPED OVAL DESIGN	US	REGISTERED	605,482	06/20/1986	1,444,325	06/23/1987	30	Ravioli, cannelloni, tortellini, ziti, manicotti, lasagna, lasagna sheets and stuffed shells, in Class 30.

9/25/98

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