

12-23-1998



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MKD  
12-21-98

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)  
Document ID #
- Correction of PTO Error  
Reel #  Frame #
- Corrective Document  
Reel #  Frame #

Conveyance Type

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment
- Merger  Effective Date  
Month Day Year
- Change of Name
- Other

Conveying Party

Mark if additional names of conveying parties attached Execution Date  
Month Day Year

Name

Formerly

- Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

- Individual  General Partnership  Limited Partnership  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)
- Corporation  Association
- Other

Citizenship/State of Incorporation/Organization

FOR OFFICE USE ONLY

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

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

#

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1716986"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

**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. Charges to deposit account are authorized, as indicated herein.

Maryellen Feehery, Esquire

12/18/98

Name of Person Signing

Signature

Date Signed

ASSIGNMENT

This Assignment is made by and between RANDE GERBER, an individual of 21 East 63<sup>rd</sup> Street, New York, NY 10021 and MIDNIGHT OIL COMPANY, LLC, a limited liability corporation organized under the laws of the State of Delaware.

WHEREAS, RANDE GERBER has adopted, used and is using the mark THE WHISKEY (hereinafter the "Mark") in word form as well as the design form set forth in Schedule A hereto;


WHEREAS, the design form of the Mark set forth in Schedule A was registered in the United States Patent and Trademark Office on September 15, 1992 as Registration No. 1,716,986 (hereinafter the "Registration"); and

WHEREAS, MIDNIGHT OIL COMPANY, LLC is desirous of acquiring the Mark, the goodwill and the Registration thereof;

NOW THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, RANDE GERBER does hereby assign unto the said MIDNIGHT OIL COMPANY, LLC all right, title and interest in and to the Mark and the Registration, together with the goodwill of the business symbolized by the Mark and Registration.

I hereby certify that this correspondence  
has been mailed with the United States  
Post Office as first class mail in an  
envelope addressed to The Assistant Commissioner  
of Patents, 2000 Crystal Drive, Arlington,  
Virginia 22202-43513 on December 18, 1998

Maryellen Feehery  
Assistant, Assignee of Reg. Rep.  
Maryellen Feehery  
Secretary  
December 18, 1998  
Date of Signature

  
RANDE GERBER  
Date: 12/17/98

SCHEDULE A

**T H E W H I S K E Y**