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FORM PTO-1594

MRO 1-28-99

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RECORDED



U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks

100968451

Mail documents or copy thereof.

1. Name of conveying party(ies):  
**Briggs Nursery Inc.**

Individual  Association  
 General Partnership  Ltd. Partnership  
 Corporation-State Washington  
 Other \_\_\_\_\_

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

3. Nature of conveyance:

Assignment  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_  
Execution Date: December 31, 1998

2. Name and address of receiving party(ies):

Ball Horticultural Company  
622 Town Road  
West Chicago, Illinois 60185

Individual(s) citizenship \_\_\_\_\_  
 Association  
 General Partnership  
 Ltd. Partnership  
 Corporation - State Illinois  
 Other

If assignee is not domiciled in the United States, a domestic representative is attached:  Yes  No

Additional name(s) & address(es) attached?  Yes  No

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

A. Trademark Application No.(s)  
75/376,454  
75/376,455

B. Trademark Registration No.(s)

Additional Numbers attached?  Yes  No

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

Richard B. Hoffman, Esq.  
Tilton, Fallon, Lungmus & Chestnut  
100 S. Wacker Drive, Suite 960  
Chicago, Illinois 60606

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41) \$ 65.00

Enclosed  
 Authorized to be charged to deposit account

02/18/1999 DNGUYEN 00000041 75376454

01 FC:481  
02 FC:482

40.00 OP  
25.00 OP

8. Deposit account number:  
20-1111

(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.

Richard B. Hoffman  
Name of Person Signing

*Richard B. Hoffman*  
Signature

Jan. 25, 1999  
Date

Total number of pages including cover sheet, attachments, and document: 3

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

TRADEMARK  
REEL: 1855 FRAME: 0612

**TRADEMARK ASSIGNMENT**

Briggs Nursery Inc., a Washington Corporation, located at 4407 Henderson Boulevard, Olympia, Washington 98501, USA, in consideration of One Dollar and other good and valuable consideration of which receipt is acknowledged, hereby assigns to Ball Horticultural Company, an Illinois Corporation, located at 622 Town Road, West Chicago, Illinois 60185, USA, its successors and assigns, all of its right, title and interest, and all rights to sue for infringement, along with the goodwill associated with each trademark, for the trademarks and applications as set forth in the attached SCHEDULE A.

This assignment shall be effective this 31<sup>st</sup> day of December, 1998.

Briggs Nursery Inc.

By:

*Gary E. Briggs* CEO.  
Name: Gary E. Briggs  
Title: CEO

**SCHEDULE A**

**MARK**

**APPLICATION NO.**

**GENESIS**

**75/376,454**

**GENESIS SERIES and Design**

**75/376,455**