

REC/ TR

06-25-1999



101045680



To the Honorable Comr., Patents and Trademarks

original documents or copy thereof.

1. Name of conveying party(ies):

LES PLASTIQUES FRIGOMAX LTEE

- Individual(s) Association
- General Partnership Limited Partnership
- Corporation of CANADA
- Other

Additional name(s) of conveying party(ies) attached? YES

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

Name: PRICE WATERHOUSE LIMITEE

Internal Address: SUITE 870

Street Address: 2600 LAURIER BOULEVARD

City: SAINTE-FOY, PROVINCE OF QUEBEC, State: CANADA ZIP: G1W 4W2

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation - of CANADA
- Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: NO

(Designations must be a separate document from Assignment)

Additional name(s) & address(es) attached? NO

3. Nature of conveyance:

1-27-98

- Assignment Merger
- Security Agreement Change of Name
- Other

Execution Date: AUGUST 1, 1995

4. Application number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,457,438

Additional numbers attached? NO

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

Name: Foley & Lardner, Attention: ARTHUR SCHWARTZ

Internal Address: Suite 500

Street Address: 3000 K Street, N.W.

City: Washington, State: D.C. ZIP: 20007

6. Total number of applications involved:

1

7. Total fee (37 C.F.R. § 3.41). \$40.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

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

04/30/1998 DCOATES 00000043 1457438

40.00 DP

DO NOT USE THIS SPACE

40E
NO SPEC
FOR

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.

ARTHUR SCHWARTZ
Name of Person Signing

[Signature]
Signature

4/2/98
Date

Total number of pages including cover sheet, attachments, and document: 51

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

TRADEMARK
REEL: 1887 FRAME: 0344

ASSIGNMENT OF TRADE-MARKS

WHEREAS FRIG-O-SEAL CANADA (1993) INC., a corporation duly organized under the laws of Canada, having its principal place of business at 1840 1st Street, St-Romuald, Province of Quebec, Canada G6W 5M5, declared bankruptcy pursuant to the Canada Bankruptcy Act;

WHEREAS on July 8, 1994 an Indenture was filed before the Quebec Superior Court in pursuance of said Canada Bankruptcy Act wherein the bankruptcy of FRIG-O-SEAL CANADA (1993) INC. assigned and abandoned all its property and hereby assigned, conveyed and assured unto RAYMOND, CHABOT INC. the trustee herein, acting and represented by ANDRÉ CHAMPAGNE, c.a. ("Trustee") all its property as per a copy of the Indenture attached herewith;

WHEREAS pursuant to a sale agreement entered into between the Trustee and TRANS-ACTION NORDIQUE LTEE, a corporation duly organized under the Laws of Canada ("Assignee") on the 11 of July, 1995, the Trustee sold, assigned and transferred to the Assignee, a corporation duly organized under the Laws of Canada, having its principal place of business at 5350 Henri-Bourassa Boulevard, Suite 270, Charlesbourg, Province of Quebec, Canada G1H 6Y8, the entire rights, titles and interests that the Trustee had in the assets of FRIG-O-SEAL CANADA (1993) INC. to the Assignee including the trade-mark MAXIMA, registration number 1,457,438 (hereinafter called the "trademark") and the goodwill of the business associated thereto.

WHEREAS TRANS-ACTION NORDIQUE LTEE as officially changed its corporate name on September 30, 1994 to LES PLASTIQUES FRIGOMAX LTEE as per the enclosed certified copy of the Certificate of Amendment.

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WHEREAS LES PLASTIQUES FRIGOMAX LTEE, a corporation duly organized under the laws of Canada, having its principal place of business at 5350 Henri-Bourassa Boulevard, Suite 270, Charlesbourg, Province of Quebec, Canada G1H 6Y8, declared bankruptcy pursuant to the Canada Bankruptcy Act;

WHEREAS on August 1st, 1995 an Indenture was filed before the Quebec Superior Court in pursuance of said Canada Bankruptcy Act wherein the bankruptcy of LES PLASTIQUES FRIGOMAX LTEE assigned and abandoned all its property and hereby assigned, conveyed and assured unto PRICE WATERHOUSE LIMITEE the trustee herein, acting and represented by ROBERT BROCHU, c.a. ("Trustee") all its property as per a copy of the Indenture attached herewith;

WHEREAS pursuant to a sale agreement entered into between the Trustee and 3171001 CANADA INC. a corporation duly organized under the Laws of Canada ("Assignee") on the 10 of August, 1995, the Trustee sold, assigned and transferred to the Assignee, a corporation duly organized under the Laws of Canada, having its principal place of business at 82 Kennedy Road, Saint-Henri de Lévis, Province of Quebec, Canada GOR 3E0, the entire rights, titles and interests that the Trustee had in the assets of 3171001 to the Assignee including the trade-mark MAXIMA, registration number 1,457,438 (hereinafter called the "trademark") and the goodwill of the business associated thereto.

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WHEREAS pursuant to a sale agreement entered into between 3171001 CANADA INC. ("Assignor") a corporation duly organized under the Laws of Canada and BO-PLASTIK CABANO INC. ("Assignee") on the 31 of August 1995, the Assignor sold, assigned and transferred to the Assignee, a corporation duly organized under the Laws of Canada, having its principal place of business at 200 Cascades Street, P.O. Box 658, Cabano, Province of Quebec, Canada G0L 1E0, the entire rights, title and interests to the Assignee including the trademark MAXIMA, registration number 1,457,438 (hereinafter called the "trademark") and the goodwill of the business associated thereto.

WHEREAS BO-PLASTIK CABANO INC. as officially changed its corporate name on January 21st, 1997 to PLASTIQUES CABANO INC. as per the enclosed certified copy of the Certificate of Amendment.

NOW THEREFORE, the parties hereto agree as follows:

1. The Trustee RAYMOND CHABOT INC. sells, assigns, transfers and conveys to Assignee TRANS-ACTION NORDIQUE LTEE all rights, titles and interests in the trademark, its registration and pending application and the goodwill attached to said trademark;
2. TRANS-ACTION NORDIQUE LTEE as officially changed its corporate name to LES PLASTIQUES FRIGOMAX LTEE.
3. The Trustee PRICE WATERHOUSE LIMITEE sells, assigns, transfers and conveys to the Assignee 3171001 CANADA INC. all rights, title and interests in the trademark, its registration and pending application and the goodwill attached to said trademark;

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4. 3171001 CANADA INC. sells, assigns, transfers and conveys to the Assignee BO-PLASTIK CABANO INC. all rights, title and interests in the trademark, its registration and pending application and the goodwill attached to said trademark;

5. By this assignment, Assignee acquires from the Assignor all the rights, title and interests that the Assignor holds in the trademark, without any guarantees.

6. BO-PLASTIK CABANO INC. as officially changed its corporate name to PLASTIQUES CABANO INC.

7. This sale is made in consideration of the sum of ten dollars (\$10.00) and other good and valuable consideration the receipt of which is hereby acknowledged;

The Assignee agrees to execute all other documents as may be necessary to secure the recordal of the present assignment upon the competent authority.

SIGNED in St. HENRI VEKUIS QJE,
this 16 day of JANUARY 1998.

3171001 CANADA INC.
(Assignor)

By:

[Signature]
Name: SERGE GARNIER
Title: D.P. FINANCES

SIGNED in CABANO,
this 24th day of NOVEMBER 1997.

PLASTIQUES CABANO INC.
(Assignee)

By:

[Signature]
Name: MAURICE PLANTE
Title: DIRECTOR

C A N A D A

PROVINCE OF QUEBEC
DISTRICT OF ST-MAURICE

No: 200-11-000846-959

Superintendent No:
073907

SUPERIOR COURT
(in the matter of the bankruptcy)

LES PLASTIQUES FRIGOMAX LTEE, a
corporation duly organized under the
Canada, having its principal place
of business at 1840 1st Street
St-Romuald, Province of Quebec,
Canada G6W 5M6

In the matter of the bankruptcy of:

LES PLASTIQUES FRIGOMAX LTEE
Debtor

PRICE WATERHOUSE LIMITEE
Trustee

CERTIFICATE OF APPOINTMENT

I, the undersigned, official sequestrator, for district of Quebec, Province of Quebec, certify hereby that LES PLASTIQUES FRIGOMAX LTEE has assigned all its properties on the 28th day of July 1995 to PRICE WATERHOUSE LIMITEE which is appointed Trustee in this matter.

EXECUTED IN QUEBEC, this 1st day of August 1995

(Signature)

Official Sequestrator

Seal of the
Office of Superintendent
of Bankruptcy

CANADA
PROVINCE DE QUÉBEC
DISTRICT DE QUÉBEC

COUR SUPÉRIEURE
(En matière de faillite)

Dans l'affaire de la faillite de:

LES PLASTIQUES FRIGOMAX LTÉE, personne morale
légalement constituée, ayant son siège social au 1640, 1^{er}
Rue, St-Romuald (Québec) G6W 5M8

No: 200-11-000846-050
073907

P.W. 838-B

DÉBITRICE

ET

PRICE WATERHOUSE LIMITÉE
Tour de la Clé (Sainte-Foy)
2600, boul. Laurier, bureau 870
Québec (Québec) G1V 4W2

SYNDIC

COPY

CERTIFICAT

Je, soussigné, SÉQUESTRE OFFICIEL, pour la Division de Faillite de Québec du
district de faillite de la Province de Québec, certifie par les présentes que le 28^e
jour de juillet 1995, la débitrice susdite a fait cession de ses biens, et le même
jour, Price Waterhouse Limitée a été nommée syndic au dossier.

Daté de Québec, ce
1er août 1995



[Signature]
SÉQUESTRE OFFICIEL