

9-13-99

FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027

09-15-1999

U.S. Department of Commerce  
Patent and Trademark Office



101145076

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

TRADEMARK

SEP 13

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
- Change of Name
- Other

Effective Date  
Month Day Year  
040899

Conveying Party

Mark if additional names of conveying parties attached

Name

Execution Date  
Month Day Year  
070899

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)

City

State/Country

Zip Code

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other
- Citizenship/State of Incorporation/Organization

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.)

09/14/1999 NTR11 00000178 75644562

FOR OFFICE USE ONLY

01 FC:401  
02 FC:482

40.00 OP  
225.00 OP

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Mail documents to be recorded with required cover sheet(s) information to:  
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**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

414-297-5851

Name

John Scotello

Address (line 1)

Foley & Lardner

Address (line 2)

777 E. Wisconsin Ave.

Address (line 3)

Milwaukee, WI 53202

Address (line 4)

**Pages**

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

#

4

**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)**

75644562

75467047

75412561

2162308

75329333

75329332

74647369

74647370

74697218

75186983

**Number of Properties**

Enter the total number of properties involved.

#

10

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

265

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:

#

06-1447

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.

John A. Scotello

Name of Person Signing

Signature

Date Signed

9/9/99

## TRADEMARK ASSIGNMENT

**WHEREAS**, Escape Sailboat Company, LLC, a Rhode Island limited liability company ("Escape"), having its principal place of business located at 200 High Point Avenue, Portsmouth, Rhode Island is the current registered owner of those trademark applications and registrations listed in Exhibit A attached hereto (the "Trademark Applications and Registrations") for the trademarks (the "Trademarks") listed in the Trademark Applications and Registrations.

**WHEREAS**, Old Town Canoe Company, a Delaware corporation, located at 58 Middle Street, Old Town, Maine ("Old Town") wishes to acquire the Trademarks and the Trademark Applications and Registrations together with the goodwill of the business in connection with which the Trademarks and the Trademark Applications and Registrations are used.

**NOW, THEREFORE**, in consideration of and in exchange for the sum of \$1.00 and other valuable and legally sufficient consideration, the receipt of which Escape hereby acknowledges, Escape hereby agrees to and does sell, assign and transfer to Old Town its entire right, title and interest in and to the Trademarks and the Trademark Applications and Registrations together with the goodwill of the business to which the Trademarks and the Trademark Applications and Registrations pertain, as well as all rights of enforcement and recovery for past infringement of the Trademarks.

**[Signatures on the following page]**

IN WITNESS WHEREOF, a duly authorized officer of Escape has executed this assignment as of the 8<sup>th</sup> day of April, 1999.

ESCAPE SAILBOAT COMPANY, LLC

By: Peter Johnstone  
Peter Johnstone  
Manager

STATE OF RHODE ISLAND)  
(SS.  
COUNTY OF NEWPORT )

Before me, a notary of the state and county aforesaid, personally appeared Peter Johnstone, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be the Manager of Escape Sailboat Company, LLC, a Rhode Island limited liability company, and that he executed the foregoing instrument for the purposes therein stated, by signing the name of the company by himself as Manager.

IN WITNESS HEREOF, I hereunto set my hand and seal of my office on this 8<sup>th</sup> day of April, 1999.

(SEAL)

Sharon M. Muzzi  
Notary Public

My Commission Expires: 7/26/01

**Exhibit A**  
**to**  
**Trademark Assignment**

<u>App./Reg. No.</u>	<u>Mark</u>	<u>Jurisdiction</u>	<u>App./Reg. Date</u>
75/644,562	AUTOSAIL	U.S.	2/22/99
75/467,047	CHA CHA	U.S.	4/13/98
2,162,308	ESCAPE	U.S.	11/7/94
75/412,561	ESCAPE & Design	U.S.	12/30/97
75/186,983	EXPEDITION	U.S.	10/24/96
75/329,333	MEMBRAIN	U.S.	7/23/97
75/329,332	SCREAM	U.S.	7/23/97
74/647,369	SMART	U.S.	3/16/95
74/647,370	THE SAILBOAT FOR THE REST OF US	U.S.	3/16/95
74/697,218	AUTOSAIL	U.S.	7/5/95
11221	AUTOSAIL	E.C.	4/1/96
53801	ESCAPE	E.C.	4/1/96
11213	SMARTRIG	E.C.	4/1/96
16436	STABLEFORM	E.C.	4/1/96
4139970	ESCAPE	Japan	4/24/98
4146267	ESCAPE	Japan	5/15/98
9-125845	ESCAPE & Design	Japan	6/10/97
3933	ESCAPE	Switzerland	5/31/96
3932	ESCAPE & Design	Switzerland	5/31/96
438,803	ESCAPE	Switzerland	5/31/96
435,588	ESCAPE	Switzerland	5/31/96