

09-24-1999



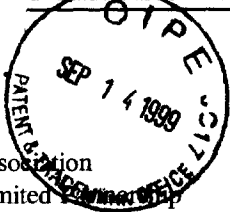
INITIAL OF DOCUMENT FOR RECORDATION
TRADEMARKS ONLY

9-14-99

441.T2

Initials: Please record the attached original documents or copy thereof.

101154279



1. Name of conveying party(ies):
Empresas La Moderna, S.A. de C.V.

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

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

2. Name and address of receiving party(ies):
 Name: Savia, S.A. de C.V.

Street Address: Ave. Roble No. 300, Edificio Torre Alta,
Piso 14

San Pedro Garza Garcia
 City: N.L. State Mexico ZIP 66265

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: March 2, 1999

Individual(s) citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation-State _____
 Other Corporation of Mexico

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
 (Designation must be a separate document from Assignment)
 Additional name(s) & address(es) attached? Yes No

4. Application number(s) or registration number(s):
 A. Trademark Application No.(s)
74/632,470

Additional numbers attached? Yes No

B. Trademark Registration No.(s)

5. Name and address of party to whom correspondence concerning document should be mailed:
 Name: Fitzpatrick, Cella, Harper & Scinto
30 Rockefeller Plaza
New York, New York 10112-3801

Telephone No.: (212) 218-2100
 Facsimile No.: (212) 218-2200

6. Number of applications and registrations involved:
1

7. Total fee (37 CFR 3.41): . . . \$40.00
 Enclosed
 Authorized to be charged to deposit account

8. Deposit account number
06-1205
 (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.

09/23/1999 DNGUYEN 00000319 74632470
 01 FC:481 40.00 OP

WILLIAM J. BRUNET [Signature] September 13, 1999
 Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and documents: 5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

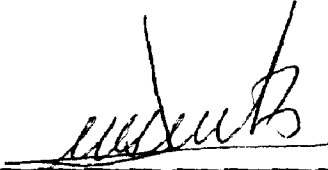
Applicant: SAVIA, S.A. DE C.V.)
 :
)
 Mark: LA SILLA :
 :
)
 Serial No.: 74/632470 :
 :
)
 Int. Class: 14, 16, 18 & 25 :

BOX ITU - NO FEE
 Assistant Commissioner for Trademarks
 2900 Crystal Drive
 Arlington, VA 22202-3513

DESIGNATION OF DOMESTIC REPRESENTATIVE

Edward E. Vassallo and Fitzpatrick, Cella, Harper & Scinto, whose postal address is 30 Rockefeller Plaza, New York, New York 10112, are hereby designated as Applicant's representatives on whom notice or process in proceedings affecting this above-captioned application may be served.

Date: August 18, 1999

By: 
 Jose Luis Martinez Gonzalez
 Secretary of the Board,
 SAVIA, S.A. de C.V.

The document bears in the left side a stamped seal that reads: Mexican coat of arms with the inscription NOTARIAL OFFICE No. 12.- Incumbent.- LIC. FERNANDO MENDEZ ZORRILLA.- Monterrey, N.L., Mexico. In the right side a stamped seal that reads: Mexican coat of arms with the inscription NOTARIAL OFFICE No. 12.- Incumbent.- LIC. FERNANDO MENDEZ ZORRILLA.- Assistant Notary Public. Lic. Fernando Mendez Lopez.- Monterrey, N. L Mexico.

LIC. FERNANDO MENDEZ ZORRILLA
LIC. FERNANDO MENDEZ LOPEZ
NOTARIAL OFFICE No. 12
MONTERREY, N. L.

MINUTE No. 96,339-99

IN MONTERREY, NUEVO LEON, UNITED MEXICAN STATES, on the 14th (Fourteenth) day of July 1999 (Nineteen hundred and ninety-nine), I, Licenciado FERNANDO MENDEZ ZORRILLA, Notary Public number 12 (Twelve), authorized to practice in this Municipality, by means of this instrument and at the previous request of Licenciado JOSE LUIS MARTINEZ GONZALEZ, in his capacity as Secretary of the Board of Directors of **SAVIA, SOCIEDAD ANONIMA DE CAPITAL VARIABLE** (Variable Capital Stock Corporation), formerly (EMPRESAS LA MODERNA, SOCIEDAD ANONIMA DE CAPITAL VARIABLE), CERTIFY:

FIRST.- That on March 10 (ten), 1999 (Nineteen hundred and ninety-nine) was signed and authorized, before me, the Public Deed Number 19,477 (Nineteen thousand four hundred seventy-seven)(In the future referred to as "PUBLIC DEED"), regarding the Minutes of the General Extraordinary Stockholders Meeting of (EMPRESAS LA MODERNA, SOCIEDAD ANONIMA DE CAPITAL VARIABLE) now **SAVIA, SOCIEDAD ANONIMA DE CAPITAL VARIABLE**, held on the 2d (Second) day of March 1999 (Nineteen hundred and ninety-nine) in which were adopted, among others, the following resolution:

TO AMEND the name of the corporation of EMPRESAS LA MODERNA, S.A. DE C.V. to **SAVIA, SOCIEDAD ANONIMA DE CAPITAL VARIABLE**, modifying to such effect the FIRST Clause of the By-laws, in order to be read as follows: **"CORPORATE NAME. FIRST: The Corporation shall be named Savia. This name shall always be followed by the words Sociedad Anonima de Capital Variable (Variable Capital Stock Corporation), or its abbreviation S.A. de C.V."**

SECOND.- That the "PUBLIC DEED", was recorded, signed and authorized in Book 7 (Seven), Page 137 (One hundred thirty-seven) Volume LXXIV (Seventy-four roman), in the Protocol Books that I carry out in this Notary to my charge.

THIRD.- That the first testimony of such "PUBLIC DEED", was registered before the Public Registry of Property and Commerce of the First Public Registrar of Property and Commerce, in the City of Monterrey, N. L., under Number 1737 (One Thousand seven hundred thirty-seven), Page (None), Volume 209-35 (Two hundred nine, hyphen, thirty-five), Book number 4 (Four), Third Auxiliary, Acts and Contracts, Commerce Section, dated March 10 (Ten), 1999 (Nineteen hundred and ninety-nine).

I, THE NOTARY PUBLIC WITNESSETH: (i) The truthfulness of this act, (ii) That everything related and inserted, agrees with the original instruments; (ii) That all the requirements provided by article 136 (One hundred thirty-six); 137 (One hundred thirty-seven) 138 (One hundred thirty-eight) 139 (One hundred thirty-nine), and; 146 (One hundred forty-six) of the Notary Public Law in force were complied with, and; That this Instrument is signed by me, the day it is granted, authorizing immediately this instrument. WITNESSETH.-

(Signature)

LIC. FERNANDO MENDEZ ZORRILLA
Notary Public No. 12

A stamped seal: Mexican coat of arms with the inscription NOTARIAL OFFICE No. 12.- Incumbent.- LIC. FERNANDO MENDEZ ZORRILLA.- Monterrey, N. L., Mexico.



LIC. FERNANDO MENDEZ ZORRILLA
 LIC. FERNANDO MENDEZ LOPEZ

NOTARIA PUBLICA No. 12
 MONTERREY, N.L.



NOTARIA PUBLICA No. 12
 TITULAR
 LIC. FERNANDO MENDEZ ZORRILLA
 NOTARIO SUPLENTE
 LIC. FERNANDO MENDEZ LOPEZ
 MONTERREY, N.L. MEXICO

NOTARIA PUBLICA No. 12
 TITULAR
 LIC. FERNANDO MENDEZ ZORRILLA
 MONTERREY, N.L., MEXICO

ACTA No. 96,339-99

EN MONTERREY, NUEVO LEON, ESTADOS UNIDOS MEXICANOS, a los 14 (Catorce) días del mes de Julio de 1999 (Mil novecientos noventa y nueve), Yo, Licenciado FERNANDO MENDEZ ZORRILLA, Notario Público Número 12 (Doce), con ejercicio en este Municipio, mediante el presente instrumento previa solicitud del Licenciado JOSE LUIS MARTINEZ GONZALEZ, en su carácter de Secretario del Consejo de Administración de SAVIA, SOCIEDAD ANONIMA DE CAPITAL VARIABLE, antes (EMPRESAS LA MODERNA, SOCIEDAD ANONIMA DE CAPITAL VARIABLE), **HAGO CONSTAR:**

PRIMERO.- Que con fecha 10 (Diez) de Marzo de 1999 (Mil novecientos noventa y nueve), fue firmada pasada y autorizada, ante la fé del suscrito Notario, la Escritura Pública Número 19,477 (Diecinueve mil cuatrocientos setenta y siete) (en lo sucesivo la "ESCRITURA PUBLICA"), relativa a la protocolización del acta de la Asamblea General Extraordinaria de Accionistas de (EMPRESAS LA MODERNA, SOCIEDAD ANONIMA DE CAPITAL VARIABLE) ahora SAVIA, SOCIEDAD ANONIMA DE CAPITAL VARIABLE, celebrada el día 2 (Dos) de Marzo de 1999 (Mil novecientos noventa y nueve) a las 10:30 (Diez treinta) horas, en la cual se adoptaron entre otros, el siguiente acuerdo:

MODIFICAR la denominación social de la Sociedad de EMPRESAS LA MODERNA, SOCIEDAD ANONIMA DE CAPITAL VARIABLE a SAVIA, SOCIEDAD ANONIMA DE CAPITAL VARIABLE, reformando al efecto la Cláusula PRIMERA de los Estatutos Sociales de la propia Sociedad, para que quede redactada en los siguientes términos: "DE LA DENOMINACION - PRIMERA: La Sociedad se denomina Savia. Esta denominación irá siempre seguida de las palabras Sociedad Anónima de Capital Variable, o de su abreviatura, S.A. de C.V."

SEGUNDO.- Que la "ESCRITURA PUBLICA", obra pasada, firmada y autorizada en el Libro 7 (Siete), en el Folio 137 (Ciento treinta y siete), del Volumen LXXIV (Setenta y cuatro romano), en los Libros de Protocolo que llevo en esta Notaría a mi cargo.

TERCERO.- Que el primer testimonio de la referida "ESCRITURA PUBLICA", quedó inscrito en el Registro Público de la Propiedad y del Comercio de la Primera Cabecera Distrital del Estado de Nuevo León, con sede en la Ciudad de Monterrey, N.L., bajo el Número 1737 (Mil setecientos treinta y siete), Folio —, Volumen 209-35 (Doscientos nueve, guión, treinta y cinco), Libro número 4 (Cuatro), Tercer Auxiliar, Actos y Contratos Diversos, Sección de Comercio, el 10 (Diez) de Marzo de 1999 (Mil novecientos noventa y nueve).

YO, EL NOTARIO DOY FE: (i) De la verdad de este acto; (ii) De que lo relacionado e inserto concuerda en todo con sus originales; (ii) De que se cumplieron los requisitos que señala el Artículos 136 (Ciento treinta y seis); 137 (Ciento treinta y siete); 138 (Ciento treinta y ocho); 139(Ciento treinta y nueve), y; 146 (Ciento cuarenta y seis) de la Ley del Notariado en vigor, y; (iii) De que esta acta es firma por mí hoy día de su otorgamiento, autorizando de inmediato este instrumento. - DOY FE -

LIC. FERNANDO MENDEZ ZORRILLA
 Notario Público No. 12
 TITULAR
 LIC. FERNANDO MENDEZ ZORRILLA
 MONTERREY, N.L., MEXICO



