

11-07-2000



101507287

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

10-20-00

- 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
9/30/00

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name CENDANT FINANCE HOLDING CORPORATION

9 30 00

Formerly

- Individual General Partnership Limited Partnership Corporation Association
- Other

Citizenship/State of Incorporation/Organization DELAWARE

Receiving Party

Mark if additional names of receiving parties attached

Name TM ACQUISITION CORP.

DBA/AKA/TA

Composed of

Address (line 1) 3838 E. VAN BUREN ST.

Address (line 2)

Address (line 3) PHOENIX ARIZONA 85008
City State/Country Zip Code

- 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 DELAWARE

FOR OFFICE USE ONLY

11/07/2000 MTHAI1 00000004 501291 75791245

01 FC:481 40.00 CH
02 FC:482 300.00 CH

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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

TRADEMARK

REEL: 002168 FRAME: 0308

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

[Empty text box]

Address (line 1)

[Empty text box]

Address (line 2)

[Empty text box]

Address (line 3)

[Empty text box]

Address (line 4)

[Empty text box]

Correspondent Name and Address

Area Code and Telephone Number

973-496-5139

Name

SUSAN L. CRANE, ESQ

Address (line 1)

CENDANT CORPORATION

Address (line 2)

1 SYLVAN WAY

Address (line 3)

[Empty text box]

Address (line 4)

PARSIPPANY, NJ 07054

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)

75/791,245 75/791,244 75/791,243

1,650,427 1,953,194 2,069,619

75/791,242 75/791,241 75/791,240

2,208,876 2,063,116

75/813,400 75/813,401

[Empty text boxes]

Number of Properties

Enter the total number of properties involved.

#

13

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

345.00

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:

#

501291

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.

Susan Crane

Name of Person Signing

Susan Crane

Signature

10/17/00

Date Signed

ASSIGNMENT OF U.S. TRADEMARK RIGHTS


WHEREAS Cendant Finance Holding Corporation (“Assignor”), a Delaware corporation with its principal place of business at 1 Sylvan Way, Parsippany, New Jersey 07054, has adopted, used and is using marks and has common law rights in the marks that are the subject of this assignment, and is the owner of the trademark/service mark registrations set forth in Exhibit 1, and incorporated herein by reference;

WHEREAS Assignor is also the owner of the pending trademark/service mark applications set forth in Exhibit 2, and incorporated herein by reference;

WHEREAS TM Acquisition Corp. (“Assignee”), a Delaware corporation with its principal place of business at 3838 East Van Buren Avenue, Phoenix, Arizona 85008, is desirous of acquiring said marks, common law rights, registrations, applications, and the goodwill associated therewith;

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged, Assignor does hereby assign unto Assignee, all rights, title and interest in and to the marks set forth in Exhibits 1 and 2 together with that portion of its business relating to the marks and the goodwill appurtenant thereto, including, but not limited to, any right to collect damages for past infringements.

CENDANT FINANCE HOLDING CORPORATION

By: 
Name: Joel R. Buckberg

Title: EVP, Deputy General Counsel

Dated: 7/30/2000

STATE OF NJ)
) ss.
County of Morris)

On this 30th day of Sept, 2000, before me appeared Joel R. Buckberg,
the person who signed this instrument, who, being by me duly sworn, acknowledged that he/she
was the EVP of CENDANT FINANCE HOLDING CORPORATION, and has
signed said instrument with the free and voluntary act and with the authority to act on behalf of
said corporation.

SUBSCRIBED AND SWORN to before me this 30th day of Sept, 2000
by Sherri Lee Grissom

X Sherri Lee Grissom
Notary Public in the State of ng,

My commission expires: _____

SHERRI LEE GRISSOM
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires April 15, 2004

EXHIBIT 1
U.S. TRADEMARK REGISTRATIONS

Mark	Registration No.	Registration Date
AMERIHOST INN	1,650,427	July 9, 1991
AMERIHOST INN and Design	1,953,194	January 30, 1996
Diamond Design	2,069,619	June 10, 1997
THE JOY OF RELENTLESS CONSISTENCY	2,208,876	December 8, 1998
OAKBROOK INN and Design	2,063,116	May 20, 1997

EXHIBIT 2
U.S. PENDING APPLICATIONS

Mark	Application No.	Application Date
AMERIHOST SUITES	75/791,245	September 2, 1999
AMERIHOST SUITES and Design	75/791,244	September 2, 1999
AMERIHOST HOTEL	75/791,243	September 2, 1999
AMERIHOST HOTEL and Design	75/791,242	September 2, 1999
AMERIHOST INN & SUITES	75/791,241	September 2, 1999
AMERIHOST INN & SUITES	75/791,240	September 2, 1999
COMMITMENT PLUS	75/813,400	October 4, 1999
COMMITMENT PLUS and Design	75/813,401	October 4, 1999