

09-06-2001



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Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

Tab settings

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): Sportdesign, Inc.

9.4.01

- Individual(s) Association General Partnership Limited Partnership Corporation-State (New York) Other

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

2. Name and address of receiving party(ies)

Name: Millersport, Inc.

Internal

Address:

Street Address: One Commercial Court

City: Plainview State: New York Zip: 11803

- Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State (New York) Other

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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other Confirmatory Assignment

Execution Date: August 27, 2001

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

A. Trademark Application No.(s)

406

B. Trademark Registration No.(s)

1,699,877 1,097,602 1,080,497

Additional number(s) attached Yes No

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

Name: Philip H. Gottfried, Esq.

Internal Address: Amster, Rothstein & Ebenstein

Street Address: 90 Park Avenue

City: New York State: NY Zip: 10016

6. Total number of applications and registrations involved:

3

7. Total fee (37 CFR 3.41) \$ 90.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

01-1785 (if any additional fees)

(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.

Philip H. Gottfried, Esq.

Name of Person Signing

Signature

August 30, 2001

Date

6

Including AR&E check, postcard

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

09/06/2001 LNUELLER 00000062 1699877

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

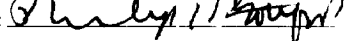
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40.00 OR 50.00 OR

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope, with sufficient postage, addressed to Commissioner of Patent and Trademarks, Box Assignments, Washington, D.C. 20231 on the date which appears below:

CONFIRMATORY TRADEMARK ASSIGNMENT

Name: Philip H. Gottfried, Esq.

Signature: 

Date: August 30, 2001

WHEREAS, Sportdesign, Inc., a corporation organized and existing under the laws of the State of New York with offices at One Commercial Court, Plainview, New York 11803 (hereinafter referred to as the "Assignor") was the owner, on and before the Effective Date hereof defined below, of the trademarks REACH VOLLEY, RUMMY-JACK and DESIGN OF TWO FIGURES and the goodwill connected with the use of and associated with such marks and was the owner of U.S. Trademark Registration Nos. 1,699,877, 1,097,602 and 1,080,497 therefor; and

WHEREAS, on January 4, 1999 (hereinafter referred to as the "Effective Date") Millersport, Inc., a corporation organized and existing under the laws of the State of New York having a place of business at One Commercial Court, Plainview, New York 11803 (hereinafter referred to as the "Assignee") was desirous of acquiring all of the right, title and interest of Assignor in and to such marks and the aforesaid registrations; and

WHEREAS on the Effective Date the Assignor did assign to the Assignee, for good and valuable consideration, all of the Assignor's right, title and interest in and to the REACH VOLLEY, RUMMY-JACK and DESIGN OF TWO FIGURES marks and the aforesaid registrations along with the goodwill connected with the use of and associated with the said marks; and

WHEREAS it is now desirous to confirm such assignment in a form suitable for recording in the United States Patent and Trademark Office.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN:


Be it known that for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor confirms that as of the Effective Date recited above, it did assign, transfer and deliver all of its right, title and interest in and to the REACH VOLLEY, RUMMY-JACK and DESIGN OF TWO FIGURES marks and U.S. Trademark Registration Nos. 1,699,877, 1,097,602 and 1,080,497 therefor, respectively, together with that part of the goodwill of the business of Assignor connected with the use of and symbolized by such marks, to Assignee.

Said Assignor hereby agrees without further consideration to sign all lawful papers and perform all other lawful acts which the Assignee may request, to make this Assignment fully effective, including without limitation, execution of all other documents necessary to effect the intent of this Assignment.

IN WITNESS WHEREOF, the Assignor has caused this Assignment to be duly executed by the undersigned who was a duly authorized officer of the Assignor on the Effective Date.

Sportdesign, Inc.

By: _____


Howard Miller

who was Vice President of
Sportdesign, Inc. on and before
the Effective Date recited above.

State of New York)
) ss:
County of Nassau)

On this 27 day of August, 2001, before me personally came Howard Miller, to me known who, by me being duly sworn, did depose and say that he was an officer of Assignor on the Effective Date recited above and that he executed the annexed Confirmatory Assignment on behalf of such Assignor with full authority to do so.

Savina M. Indelicato
Notary Public

SAVINA M. INDELICATO
Notary Public, State of New York
No. 011N6055602
Qualified in Nassau County
Commission Expires Feb. 28, 2003