

10-25-2002



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

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

102260961

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

1. Name of conveying party(ies):

Robert Lupica

10-22-02

- Individual(s) [checked] Association [] General Partnership [] Limited Partnership [] Corporation-State [] Other []

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

2. Name and address of receiving party(ies)

Name: Frisetta Kunststoff GmbH

Internal Address:

Address:

Street Address: Oberfeld 1-5

City: Schönau State: Zip: 79677 Germany

- Individual(s) citizenship [] Association [] General Partnership [] Limited Partnership [] Corporation-State [] Other German Corporation [checked]

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

3. Nature of conveyance:

- Assignment [checked] Merger [] Security Agreement [] Change of Name [] Other []

Execution Date: 08/01/2002

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 2,566,390

Additional number(s) attached [] Yes [checked] No

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

Name: Elizabeth A. Linford, Esq.

Internal Address: Koenig & Associates

Street Address: 220 East Figueroa Street

City: Santa Barbara State: CA Zip: 93101

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 3.41).....\$ 40.00

- Enclosed [checked] Authorized to be charged to deposit account []

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

Elizabeth A. Linford Name of Person Signing

Elizabeth Linford Signature

10/14/02 Date

Total number of pages including cover sheet, attachments, and document: 4

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

10/24/2002 LMUELLER 00000194 2566390

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FINANCE SECTION 10/14/02 M 9:58

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Registration of) Frisetta Kunststoff GmbH (by) Assignment of Robert Lupica)
Registration No.:	<u>2,566,390</u>)
Class:	021)
Registered:	May 7, 2002)
Mark:	TERRADENT)

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

DESIGNATION OF DOMESTIC REPRESENTATIVE

Registrant, Frisetta Kunststoff GmbH, a German Corporation, hereby designates the following individual to serve as Registrant's Domestic Representative in the United States upon whom notice or process in proceedings affecting the above-identified mark may be served, pursuant to Section 1(e) of the Lanham Act, 15 U.S.C. § 1051(e), and 37 C.F.R. § 2.24:

Kurt Koenig, Esq.
Koenig & Associates
220 East Figueroa Street
Santa Barbara, California 93101
Tel: 805-965-4400
Fax: 805-564-8262
Email: Kurt@InciP.com

Respectfully submitted,

FRISETTA KUNSTSTOFF GMBH

By: 

Dated: 27.09.02

Name: Fritz W. Rueb

Title: president

Frisetta Kunststoff GmbH
Oberfeld 1-5
79677 Schönau Germany

TRADEMARK ASSIGNMENT

This Assignment ("Assignment") is made effective as of August 1, 2002 from Robert Lupica dba Smile International Trading, an individual, with an address of 12036 Hadden Hall Drive, Chesterfield, VA 23838, United States of America ("ASSIGNOR"), to Frisetta Kunststoff GmbH & Co., KG, a German corporation, with an address of Oberfeld 1-5, D-79677, Schönau, Germany ("ASSIGNEE");

WHEREAS, ASSIGNOR is the owner of the trademark ("the Mark") as described in Exhibit A, attached hereto and incorporated by reference herein, together with the goodwill of the business symbolized thereby in connection with the goods on which the Mark is used ("the Goods"); and

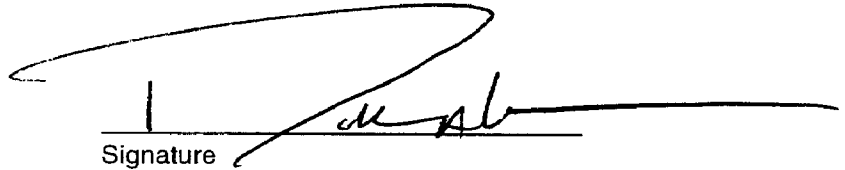
WHEREAS, ASSIGNOR desires to convey, transfer, assign, deliver, and contribute to ASSIGNEE all of its right, title, and interest in and to the Mark.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR hereby conveys, transfers, assigns, delivers, and contributes to ASSIGNEE all of ASSIGNOR'S right, title, and interest of whatever kind in and to the Mark, together with (1) the goodwill of the business relating to the Goods in respect upon which the Mark is used; (2) all income, royalties, and damages hereafter due or payable to ASSIGNOR with respect to the Mark, including without limitation, damages, and payments for past or future infringements and misappropriations of the Marks; and (3) all rights to sue for past, present, and future infringements or misappropriations of the Mark.

ASSIGNOR further covenants that it will execute all documents, papers, forms, and authorizations and take all other actions that may be necessary for securing, completing, or vesting in ASSIGNEE full right, title, and interest in the Mark.

IN WITNESS WHEREOF, ASSIGNOR has duly executed under seal and delivered this Assignment, as of the day and year first above written.

**ROBERT LUPICA
DBA SMILE INTERNATIONAL TRADING**


Signature

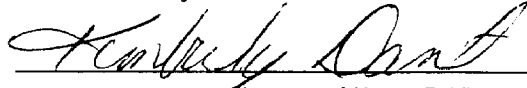
ACKNOWLEDGEMENT

State of Virginia)
) ss.
County of Chesterfield)

On 12th of Sept., 2002 before me, Kimberly Donat, Notary Public, personally appeared Robert Lupica, personally known to me - **OR** - proved to me on the basis

of satisfactory evidence to be the person(s) whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument (the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



Signature of Notary Public

MY COMMISSION EXPIRES 03-31-2005.

Exhibit A

TRADEMARK(S)

<u>Mark</u>	<u>Application No.</u>	<u>Registration No.</u>	<u>Filing Date</u>	<u>Registration Date</u>
TERRADENT	75/615,773	2,566,390	01/05/1999	05/07/2002