



To the Honorable Commissioner of Patents

102282867

original documents or copy thereof.

1. Name of conveying party(ies):

Kwik Farms, Inc.

11-13-02

- Individual(s)
- General Partnership
- Corporation
- Other \_\_\_\_\_
- Association
- Limited Partnership

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

3. Nature of Conveyance:

- Assignment
- Security Agreement
- Other: \_\_\_\_\_
- Merger
- Change of Name

Execution Date: August 31, 1989

2. Name and address of receiving party(ies):

Getty Properties Corp.  
125 Jericho Turnpike  
Jericho, New York 11753

- Individual(s) citizenship: \_\_\_\_\_
- Association: \_\_\_\_\_
- General Partnership: \_\_\_\_\_
- Limited Partnership: \_\_\_\_\_
- Corporation: Delaware
- Other: \_\_\_\_\_

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) & addresses attached?  Yes  No

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

A. Trademark Application No.(s):

B. Trademark Reg. No.(s): 1,288,389

Additional numbers attached  Yes  No

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

Harriet E. Perkins, Esq.  
Drinker Biddle & Reath LLP  
One Logan Square  
18<sup>th</sup> and Cherry Streets  
Philadelphia, PA 19103-6996

Attorney Docket No. 164969

6. Total 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:

DO NOT USE THIS SPACE

9. 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.

HARRIET E. PERKINS

Name of Person Signing

*Harriet E. Perkins*  
Signature

November 5, 2002

Date

Total number of pages including cover sheet, attachments and document: 3

OMB No. 0651-0011 (exp. 4/94)

Do not detach this portion

Mail documents to be recorded with required cover sheet information to:

11/15/2002 DBYRME

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Commissioner of Patents and Trademarks  
Box Assignments  
Washington, D.C. 20231

**NUNC PRO TUNC ASSIGNMENT  
OF U.S. TRADEMARK REGISTRATION 1,288,389**

WHEREAS, Kwik Farms, Inc., a New York corporation with a place of business at 125 Jericho Turnpike, Jericho, New York 11753 (hereinafter "ASSIGNOR") was the owner of United States Trademark Registration No. 1,288,389 which issued on July 31, 1984 for the mark "KWIK FARMS and Design" (hereinafter "the Trademark"), and the goodwill of the business symbolized by the Trademark;

WHEREAS, on August 31, 1989, ASSIGNOR did assign the Trademark and the goodwill of the business symbolized by the Trademark, together with United States Trademark Registration 1,288,389 for "KWIK FARMS and Design" to Getty Properties Corp., a Delaware corporation with a place of business at 125 Jericho Turnpike, Jericho, New York 11753 (hereinafter "ASSIGNEE"); and

WHEREAS, ASSIGNOR and ASSIGNEE are desirous of making this Assignment a matter of record in the U.S. Patent and Trademark Office.

NOW, THEREFORE, for good and valuable consideration, the full receipt and sufficiency of which are hereby acknowledged, and intending to be legally bound hereby, ASSIGNOR hereby acknowledges that it did on August 31, 1989, sell, assign, transfer and convey unto ASSIGNEE all of its right, title and interest in the Trademark, including any choses in action relating to the Trademark, claims for damages, profits and costs, both in equity and law, for any infringement or infringements of the Trademark accruing on or before the date of this Assignment, together with the goodwill of the business symbolized by the Trademark, and including the registration thereof as set forth above; and further, ASSIGNOR hereby covenants, agrees and undertakes to execute, whenever requested by ASSIGNEE, all applications,

