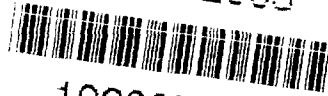


01-02-2003



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**TRADEMARKS ONLY**

R SHEET

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

**Submission Type**

- New 12-6-02
- 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 Effective Date  
Month Day Year
- Change of Name
- Other

**Conveying Party**

Mark if additional names of conveying parties attached

Name

Execution Date  
Month Day Year

Formerly

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other

Citizenship/State of Incorporation/Organization

**Receiving Party**

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)     
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership
- Corporation  Association
- Other

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.)

Citizenship/State of Incorporation/Organization

12/31/2002 LNUELLER 00000196 2020448

FOR OFFICE USE ONLY

01 FC:8521

40.00 BP

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: 002641 FRAME: 0268

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

(503) 222-1321

Name

OLIVER D. OLSON - OLSON & OLSON

Address (line 1)

2400 S.W. 4th Avenue

Address (line 2)

Portland, Oregon 97201

Address (line 3)

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

#

1

**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)

~~2020448~~

**Number of Properties**

Enter the total number of properties involved.

#

1

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

40.00

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:

#

15-0500

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.

OLIVER D. OLSON

Name of Person Signing



Signature

12/3/2002

Date Signed

ASSIGNMENT OF REGISTRATION OF A MARK

Whereas VAN BLOEM, INCORPORATED  
(name of assignor)  
of 1295 Bluegrass Lakes Parkway, Alpharetta, GA 30201  
(address)

has adopted, used and is using a mark which is registered in the United States Patent and Trademark Office,  
Registration No. 2,020,448, dated December 3, 1996; and

Whereas SUPERIOR PLANT & BULB, INC.  
(name of assignee)  
of 1075 Northfield Ct., Suite 400, Roswell, GA 30076  
(address)

is desirous of acquiring said mark and the registration thereof;

Now, therefore, for good and valuable consideration, receipt of which is hereby acknowledged, said

VAN BLOEM, INCORPORATED  
(name of assignor) does hereby assign unto the said

SUPERIOR PLANT & BULB, INC.  
(name of assignee) all right, title and interest in and to the

said mark, together with the good will of the business symbolized by the mark, and the above identified registration thereof.

2

Elizabeth Beelen  
(signature of assignor; if assignor is a corporation or other juristic organization, give the official title of the person who signs for assignor)

State of GEORGIA } ELIZABETH BEELEN, Secretary/ Treasurer  
County of Fuller } SS.

On this 27 day of November, 2002, before me appeared

ELIZABETH BEELEN, the person who signed this instrument, who acknowledged that he/she signed it as a free act on his/her own behalf (or on behalf of the identified corporation or other juristic entity with authority to do so).

Judith A. Scott  
(signature of notary public)  
1-7-05

\* The wording of the acknowledgment may vary from this illustration but should be wording acceptable under the law of the jurisdiction where the document is executed; the person who signs the acknowledgment must be authorized to do so by the law of the jurisdiction where the document executed, and the seal or stamp of the notary, or other evidence of authority in the jurisdiction of execution, must be affixed.

FOOTNOTES

- (1) If the postal address of the assignee is not given either in the instrument or in an accompanying paper, recording may be delayed pending receipt of such address.
- (2) If assignee is not domiciled in the United States, a comestic representative must be designated. See form 4.4, changing the word "applicant" to "assignee."

COMBINED DECLARATION OF USE  
AND INCONTESTABILITY UNDER  
SECTIONS 8&15<sup>1</sup> OF THE  
TRADEMARK ACT OF 1946,  
AS AMENDED

MARK (Identify the mark)

**VAN BLOEM GARDENS**

REGISTRATION NO.  
**2,020,448**

DATE OF REGISTRATION:  
**3 December 1996**

TO THE ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS:

REGISTRANT'S NAME:<sup>2</sup>

**SUPERIOR PLANT & BULB, INC.**

REGISTRANT'S CURRENT MAILING ADDRESS:

**1075 Northfield Ct., Suite 400  
Roswell, GA 30076**

GOODS AND/OR SERVICES AND USE IN COMMERCE STATEMENT:

The mark shown in Registration No. **2,020,448**, owned by the above-identified registrant, has been in continuous use in **interstate** commerce for five consecutive years from the date of registration or the (type of)<sup>3</sup> date of publication under §12(c)<sup>4</sup> to the present, on or in connection with all of the goods and/or services identified in the registration, (except for the following)<sup>5</sup>

as evidenced by the attached specimen(s)<sup>6</sup> showing the mark as currently used. There has been no final decision adverse to registrant's claim of ownership of such mark for such goods or services, or to registrant's right to register the same or to keep the same on the register; and there is no proceeding involving said rights pending and not disposed of either in the Patent and Trademark Office or in the courts.

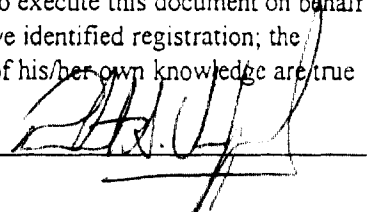
DECLARATION

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the registrant; he/she believes the registrant to be the owner of the above identified registration; the trademark/service mark is in use in commerce; and all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Date

**11/30/01**

Signature



**(503) 222-1321**  
Telephone Number

**Robert Van Zyverden, President**  
Print or Type Name and Position  
[if applicable]<sup>7</sup>

12/17/2002 K6IBBONS 00000237 2020448

01 FC:6208  
02 FC:6205

200.00 DP  
100.00 DP

RECORDED: 12/06/2002

TRADEMARK  
REEL: 002641 FRAME: 0271