

Form PTO-1594
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RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

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

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

1. Name of conveying party(ies):

Swagman, LLC

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation-State
- Other CA limited liability company

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

3. Nature of conveyance:

- Assignment
- Merger
- Security Agreement
- Change of Name
- Other

Execution Date: 7/20/04

2. Name and address of receiving party(ies)

Name: Sutter Home Winery, Inc.

Internal Address: P.O. Box 248

Street Address: 100 St. Helena Hwy. South

City: St. Helena State: CA Zip: 94574

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State California
- 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

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

A. Trademark Application No.(s)

76/101677; 76/296076

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

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

Name: J. Scott Gerien, Esq.

Internal Address: Owen, Wickersham & Erickson
Suite 1910

Street Address: 455 Market Street

City: San Francisco State: CA Zip: 94105

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41).....\$ 65.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

502333

(Attach duplicate copy of this page if paying by deposit account)

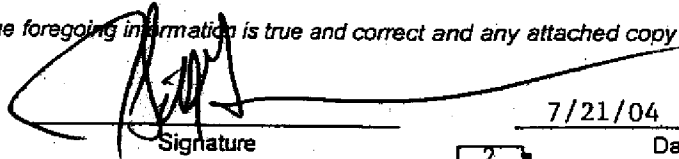
DO NOT USE THIS SPACE

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.

J. Scott Gerien, Esq.

Name of Person Signing


Signature

7/21/04

Date

Total number of pages including cover sheet, attachments, and document: 2

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

Certificate of Transmission

I hereby certify that this paper or fee was faxed to the Commissioner for Patent & Trademarks under 37 CFR 1.8 on the date indicated below and is addressed to the Commissioner for Patent & Trademarks, Assignments at Fax No. 703/596-5995.

Dated: July 21, 2004

REEL: 002899 FRAME: 0134

CH \$65.00 502333 76101677

**ASSIGNMENT OF UNITED STATES
INTENT-TO-USE APPLICATIONS**

WHEREAS, Swagman, LLC, a California limited liability company, with a mailing address at 100 St. Helena Highway South, St. Helena, California 94574 ("Assignor"), owns and has a *bona fide* intent to use the marks MARBLE MAN and MOONSHADOW ("the Marks") in connection with wine in the United States; and

WHEREAS, Assignor has applied to register the Marks on the Principal Register of the United States Patent and Trademark Office based on Assignor's *bona fide* intent to use the Marks in commerce in connection with wine, Application Serial Nos. 76/101,677 for MARBLE MAN filed on August 1, 2000 and 76/296,076 for MOONSHADOW filed on August 6, 2001; and

WHEREAS, Sutter Home Winery, Inc., a California corporation, with a mailing address at P.O. Box 248, 100 St. Helena Highway South, St. Helena, California 94574 ("Assignee"), desires to acquire certain assets of Assignor in connection with which Assignor has a *bona fide* intent to use the Mark in the United States and the pending U.S. Applications;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns and transfers to Assignee all right, title and interest in and to the Marks and the pending U.S. Applications therefor, together with that portion of Assignor's assets in connection with which it has a *bona fide* intent to use the Marks.

Swagman, LLC

Dated:

7-20-04

By



Ronald Larson
Secretary

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