

FORM PTO-1618A  
Expires 08/30/99  
OMB 0851-0027

U.S. Department of Commerce  
Patent and Trademark Office  
TRADEMARK

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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

#### Submission Type

- New
- 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  
Effective Date  
Month Day Year
- Merger
- 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

DEA/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
  - Citizenship/State of Incorporation/Organization
- 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.)

#### FOR OFFICE USE ONLY

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 (0851-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0851-0027, 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

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REEL: 002949 FRAME: 0667

OP \$90.00 2158149

FORM PTO-1618C  
Expires 05/30/09  
OMB 0651-0027

# RECORDATION FORM COVER SHEET CONTINUATION TRADEMARKS ONLY

U.S. Department of Commerce  
Patent and Trademark Office  
TRADEMARK

## Conveying Party

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name

Formerly

Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship State of Incorporation/Organization

## Receiving Party

Enter Additional Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKATA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)     
City State/Country Zip Code

Individual  General Partnership  Limited Partnership  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 the Assignment.)

Corporation  Association

Other

Citizenship/State of Incorporation/Organization

## 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)

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TRADEMARK

REEL: 002949 FRAME: 0668

# RECORDATION FORM COVER SHEET CONTINUATION TRADEMARKS ONLY

U.S. Department of Commerce  
Patent and Trademark Office  
**TRADEMARK**

FORM PTO-1618C  
Expires 06/30/99  
OMB 0651-0027

### Conveying Party

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name

Formerly

Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship State of Incorporation/Organization

### Receiving Party

Enter Additional 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  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 the Assignment.)

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Other

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Trademark Application Number(s)

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**TRADEMARK**

REEL: 002949 FRAME: 0669

FORM PTO-1618B  
Expires 06/30/99  
OMB 0651-0027

U.S. Department of Commerce  
Patent and Trademark Office  
TRADEMARK

**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

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

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

#

**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)**

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<input type="text" value="2158149"/>	<input type="text" value="2161197"/>	<input type="text" value="2181749"/>
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**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

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:

#

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.

Lisa B. Lane

*Lisa B Lane*

*09/30/04*

Name of Person Signing

Signature

Date Signed

TRADEMARK

REEL: 002949 FRAME: 0670

**CONFIRMATORY TRADEMARK ASSIGNMENT**

WHEREAS, F&V Product Development Associates, a New York limited partnership, having a principal place of business at 5 Dakota Drive, Suite 205, Lake Success, New York 11042 (hereinafter "Assignor"), was the owner of the entire right, title and interest in and to the following trademarks registered in the United States Patent and Trademark Office:

<u>Mark(s)</u>	<u>Serial No(s)</u>	<u>Registration No(s)</u>
Miscellaneous Design	75/140,503	2,158,149
MISSISSIPPI MUD	75/018,390	2,161,197
MISSISSIPPI MUD And Design	75/140,502	2,181,749

(hereinafter "the Mark(s)"); and

WHEREAS, at least as early as January 1, 1999, pursuant to the dissolution of the Assignor partnership and the distribution of the partnership assets, Assignor's entire right, title and interest in and to said Marks, together with the good will of the business appurtenant to each of the Marks, was transferred and assigned to D.V. Capital, L.P., a New York Limited Partnership, with an address at 5 Dakota Drive, Suite 205, Lake Success, New York 11042, J.F. Capital, L.P., a New York Limited Partnership, with an address at 5 Dakota Drive, Suite 205, Lake Success, New York 11042 and Beverage Marketing U.S.A, Inc. a New York Corporation, with an address at 5 Dakota Drive, Suite 205, Lake Success, New York 11042, in the proportions indicated opposite their respective names:


D.V. Capital, L.P.	49% interest
J.F. Capital, L.P.	49% interest
Beverage Marketing U.S.A., Inc.	2% interest;

AND WHEREAS, Assignor and Assignee(s) are desirous of having said transfer confirmed with respect to the Marks, by an instrument identifying the same and in such form that it may be recorded in the United States Patent and Trademark Office;

NOW, THEREFORE, THIS IS TO WITNESS that for good and valuable consideration, the receipt of which is hereby acknowledged, and intending to be legally bound hereby, Assignor does hereby acknowledge and confirm the assignment of the Marks to Assignee(s), together with the good will of the business appurtenant to each of the Marks.

IN WITNESS WHEREOF, F&V Product Development Associates has this 25<sup>th</sup> day of August, 2004, caused this Confirmatory Trademark Assignment to be executed, nunc pro tunc, as of January 1, 1999.

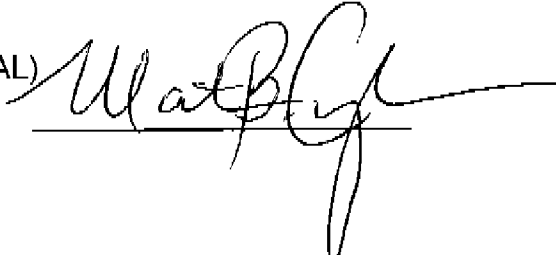
F&V Product Development Associates

By:   
Title: CFO

STATE OF NEW YORK :  
: SS.  
COUNTY OF NASSAU :

On this 25<sup>th</sup> day of August, 2004, before me personally appeared Richard Monais, known to me to be the person whose signature is subscribed to the foregoing instrument and acknowledged to me that the same was his/her act, and that he/she executed the instrument for the purposes and consideration therein expressed, and in the capacity therein given.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 25<sup>th</sup> day of August, 2004.

(SEAL) 

NOTARY PUBLIC

MARTIN B. CUNNINGHAM  
Notary Public, State of New York  
No. 41-4968917 - Nassau  
Qualified in Queens County  
Commission Expires May 21, 182006

## FACSIMILE COVER SHEET

Law Offices of  
SYNNESTVEDT & LECHNER LLP  
1101 Market Street  
Suite 2600  
Philadelphia, PA 19107-2950  
Telephone: (215) 923-4466  
Facsimile: (215) 923-2189  
e-mail: synnlech@synnlech.com

PLEASE DELIVER THE FACSIMILE TRANSMITTED HEREWITH TO:

NAME: U.S. Patent and Trademark Office

FROM: Lisa B. Lane

RE: Recordal of Confirmatory Trademark Assignment  
Trademarks "Miscellaneous Design," MISSISSIPPI MUD, and  
MISSISSIPPI MUD and Design

S&L Docket Nos. T20710 USA, T20746 USA and T20788 USA

Your File Nos. U.S. Registration Nos. 2,158,149; 2,161,197 and 2,181,749

A total of 8 pages, including this cover sheet, will be transmitted.

Confirmation copy sent:  Yes  No

Name of Operator: Andrea C. Wright

Date: September 30, 2004 Time: AM  
PM

Facsimile number of recipient: (703) 306-5995

Notes: \_\_\_\_\_

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