

10/21/04

10-27-2004

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102796064

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	NUNC PRO TUNC ASSIGNMENT, effective 10/19/04

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Arbor Acres Farm, Inc.		10/19/2004	CORPORATION: DELAWARE

RECEIVING PARTY DATA

Name:	Aviagen Inc.
Street Address:	5015 Bradford Drive
City:	Huntsville
State/Country:	ALABAMA
Postal Code:	35805
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 2

Property Type	Number	Word Mark
Registration Number:	789260	HARCO
Registration Number:	2228992	NICHOLAS

CORRESPONDENCE DATA

Fax Number: (512)536-4598  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

Phone: 512.474.5201  
 Email: aotrademark@fulbright.com  
 Correspondent Name: Fulbright & Jaworski, LLP  
 Address Line 1: 600 Congress Ave., Suite 2400  
 Address Line 4: Austin, TEXAS 78701

ATTORNEY DOCKET NUMBER:	GRWW:003/10411876
NAME OF SUBMITTER:	L. Alison Davis

Total Attachments: 1  
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**NUNC PRO TUNC TRADEMARK ASSIGNMENT**

WHEREAS, Arbor Acres Farm, Inc., a Delaware corporation (hereinafter "Arbor Acres"), adopted and owned the marks HARCO and Design, subject of U.S. Trademark Registration No. 789,260, and NICHOLAS and Design, subject of U.S. Trademark Registration No. 2,228,992;

WHEREAS, Aviagen Inc.(hereinafter "Aviagen"), a Delaware corporation having a mailing address of 5015 Bradford Drive Huntsville, Alabama 35805, desires to acquire any rights and goodwill associated with the marks;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Arbor Acres does hereby assign, effective as of the date of signature below, unto Aviagen all right, title and interest in and to said marks, together with the goodwill of the business symbolized by the marks and the above-identified registration of said marks.

Arbor Acres Farm, Inc.

By: X 

Name: X J.C. ANDRUSSE

Title: X HEAD OF AVIAGEN MARKETING

Date: X 19<sup>TH</sup> OCTOBER 2004

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