

17-03-06;16:28 ; Commercial Litigation/Employ ; 612 82817854 # 2 / 3  
Mar 06 06 08:37a Lori Wh 03/16/2006 573-624-8907 p.3  
19-01-06;09:36 ; Commercial Litigation/Employ ; 612 82817854 # 2 / 3  
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Form PTO-154 (Rev. 07/05)  
OMB Collection 0651-0027 (exp. 8/30/2008)

08-16-2005  
DEPARTMENT OF COMMERCE  
Patent and Trademark Office

**RECORD  
TRA 109062872**

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents of the new address(es) below.

<p><b>1. Name of conveying party(ies):</b></p> <p style="text-align: center;">Gameworks International Pty Ltd</p> <p><input type="checkbox"/> Individual(s)      <input type="checkbox"/> Association  <input type="checkbox"/> General Partnership      <input type="checkbox"/> Limited Partnership  <input checked="" type="checkbox"/> Corporation - State: <u>Australia</u>  <input type="checkbox"/> Other _____</p> <p>Citizenship (see guidelines) <u>Australia</u></p> <p>Additional names of conveying parties attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p><b>3. Nature of conveyance (Execution Date(s)):</b></p> <p>Execution Date(s) <u>5 August 2005</u></p> <p><input checked="" type="checkbox"/> Assignment      <input type="checkbox"/> Merger  <input type="checkbox"/> Security Agreement      <input type="checkbox"/> Change of Name  <input type="checkbox"/> Other _____</p>	<p><b>2. Name and address of receiving party(ies)</b> <input type="checkbox"/> Yes Additional names, addresses, or citizenship attached? <input checked="" type="checkbox"/> No</p> <p>Name: <u>Lightning Box Games Pty Limited</u></p> <p>Internal Address: _____</p> <p>Street Address: <u>21/375 Crown Street</u></p> <p>City: <u>Surry Hills</u></p> <p>State: <u>New South Wales</u></p> <p>Country: <u>Australia</u> Zip: <u>2010</u></p> <p><input type="checkbox"/> Association Citizenship _____  <input type="checkbox"/> General Partnership Citizenship _____  <input type="checkbox"/> Limited Partnership Citizenship _____  <input checked="" type="checkbox"/> Corporation Citizenship <u>Australia</u>  <input type="checkbox"/> Other _____ Citizenship _____</p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Designation must be a separate document from assignment)</p>
<p><b>4. Application number(s) or registration number(s) and identification or description of the Trademark.</b></p> <p>A. Trademark Application No.(s) <u>78494425</u></p> <p>B. Trademark Registration No.(s) _____</p> <p style="text-align: right;">Additional sheet(s) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p><b>C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):</b></p> <p style="text-align: center;"><u>Heart of Africa</u>      Filing Date: <u>10/05/2004</u></p>	
<p><b>5. Name &amp; address of party to whom correspondence concerning document should be mailed:</b></p> <p>Name: <u>Elizabeth Winkle</u></p> <p>Internal Address: _____</p> <p>Street Address: <u>1007 Specialty Drive</u></p> <p>City: <u>Dexter</u></p> <p>State: <u>MO</u> Zip: <u>63841</u></p> <p>Phone Number: <u>15599044798</u></p> <p>Fax Number: _____</p> <p>Email Address: <u>petex@lightningboxgames.com</u></p>	<p><b>6. Total number of applications and registrations involved:</b> <span style="border: 1px solid black; padding: 2px;">1</span></p> <p><b>7. Total fee (37 CFR 2.6(b)(6) &amp; 3.41) \$ 40</b></p> <p><input checked="" type="checkbox"/> Authorized to be charged by credit card  <input type="checkbox"/> Authorized to be charged to deposit account  <input type="checkbox"/> Enclosed</p> <p><b>8. Payment Information:</b></p> <p>a. Credit Card Last 4 Numbers <u>1007</u> Expiration Date <u>06/07</u></p> <p>b. Deposit Account Number _____</p> <p>Authorized User Name <u>David Little</u></p>
<p><b>9. Signature:</b> <u>Mirival Casotto</u>      <u>8/8/05</u> Signature      Date</p> <p style="text-align: center;">Name of Person Signing</p> <p style="text-align: right;">Total number of pages including cover sheet, attachments, and document <span style="border: 1px solid black; padding: 2px;">5</span></p>	

Documents to be recorded (including cover sheet) should be faxed to (571) 273-8146, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

OP \$40.00 78494425

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# DEED OF ASSIGNMENT

**Gameworks International Pty Limited**  
and  
**Lightning Box Games Pty Limited**

I certify that this and the following two pages are a true copy of Deed of Assignment between Gameworks International Pty Limited and Lightning Box Games Pty Limited dated 5 August 2005 to assign Trade Mark No 78494425 for the words "Heart of Africa".

.....  
Michael Cossetto, Solicitor Sydney

Bartier Perry  
Level 18/333 Castlereagh Street, Sydney  
NSW 2000 Sydney PO BOX 2274  
Tel: (02) 9231 7400 Fax: (02) 9231 7333

**DEED OF ASSIGNMENT**

DATE OF DEED: 5 August 2005

**PARTIES:**

**GAMEWORKS INTERNATIONAL PTY LIMITED** ABN 65 088 557 822 of 42 Ritchard Avenue, Coogee, New South Wales, 2034 Australia (*Gameworks*)

and

**LIGHTNING BOX GAMES PTY LIMITED** ABN 91 098 050 296 of 21/375 Crown Street, Surry Hills, New South Wales, 2010 Australia (*LBG*)

**1 ASSIGNMENT**

Gameworks hereby assigns to LBG all right, title and interest (including the present and future copyright and all other intellectual property rights) in and to the Trade Mark throughout the world in perpetuity.

**2 WARRANTIES**

Gameworks warrants to LBG that the rights assigned under clause 1 are vested in Gameworks free from encumbrances and Gameworks is free to assign those rights to LBG.

**3 NO PAYMENT**

Gameworks agrees that there is to be no payment to Gameworks for the assignment of rights set out in clause 1.

**4 RIGHT TO TAKE ACTION**

Gameworks's assignment of all right title and interest in the Trade Mark under clause 1 includes the right to take action and recover damages, an account of profits or both against third parties for infringement or misuse of those rights which may have occurred prior to, or which may occur on and from the date of this deed.

**5 RECORD OF ASSIGNMENT**

LBG agrees to apply to record the assignment of the Trade Mark with the US Patent and Trade Marks Office (*USPTO*) and to bear all costs, fees and stamp duty in connection with this assignment and its recordation. Gameworks agrees that LBG may provide a copy of this deed to the USPTO.

**6 ENTIRE AGREEMENT**

This agreement contains the entire agreement between the parties with respect to its subject matter and may not be modified except by an agreement in writing signed by the duly authorised representatives of the parties.

**7 FURTHER DOCUMENTS**

Each party must do everything, and sign and deliver all documents, reasonably required by the other to give full effect to this agreement.

8 GOVERNING LAW

The law of New South Wales governs this agreement and each party submits to the non-exclusive jurisdiction of the New South Wales courts.

9 DEFINITIONS

In this deed -

**Trade Mark** means the trade mark that is the subject of US Trade Mark Serial No. 78494425 for the words "Heart of Africa" in class 9.

10 INTERPRETATION

In this deed -

- (a) The singular includes the plural and vice versa.
- (b) A reference to a person includes a corporation.
- (c) A reference to a gender includes all genders.
- (d) A reference to a clause, schedule or annexure is a reference to a clause or schedule of or annexure to this agreement and a reference to this agreement includes a reference to the schedule and annexures.
- (e) Headings are for convenience and do not affect interpretation.

EXECUTED as a deed.

EXECUTED by GAMEWORKS INTERNATIONAL PTY LIMITED as a deed in accordance with s.127 of the Corporations Act 2001:

\_\_\_\_\_  
 Signature of Director

\_\_\_\_\_  
 Name

*[Handwritten Signature]* 05.08  
 \_\_\_\_\_  
 Signature of Director

Thomas Tatta  
 \_\_\_\_\_  
 Name

EXECUTED by LIGHTNING BOX GAMES PTY LIMITED as a deed in accordance with s.127 of the Corporations Act 2001:

\_\_\_\_\_  
 Signature of Director

\_\_\_\_\_  
 Name


*[Handwritten Signature]* 05.08  
 \_\_\_\_\_  
 Signature of Director

Thomas Tatta  
 \_\_\_\_\_  
 Name

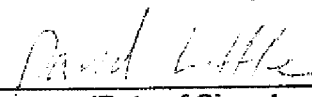
**US TRADE MARK SERIAL NO. 78494425**

**Designation of Domestic Representative**

Elizabeth Wrinkle whose postal address is 1007 Specialty Drive, Dexter, MO 63841 is hereby designated Lightning Box Games Pty Limited's representative upon whom notice or process in this proceeding may be served.

  
\_\_\_\_\_  
(Signature of Designating Party)

**David Little, Director**  
(Identification of Person Signing)

  
\_\_\_\_\_  
(Date of Signature)  
5 August 2005

052578\Designation of Domestic Representative(wsm)