# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2

ETAS ID: TM761652

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	09/05/2013

# **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Compania Vidriera, S.A. de C.V.		09/09/2013	Variable Capital Corporation: MEXICO

### **RECEIVING PARTY DATA**

Name:	Vitro, S.A.B. de C.V.	
Street Address:	Address: Av. Ricardo Margain Zozaya #400, Col. Valle del Campestre	
City:	San Pedro Garza Garcia, Nuevo Leon	
State/Country:	MEXICO	
Postal Code:	66265	
Entity Type:	Sociedad Anonima de Capital Variable: MEXICO	

# **PROPERTY NUMBERS Total: 1**

Property Type	Number	Word Mark
Registration Number:	1216756	V

# **CORRESPONDENCE DATA**

2127088959 Fax Number:

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent

using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.

Phone: 12127083460 Email: slebson@ladas.com **Correspondent Name:** Scott J. Lebson

Address Line 1: 1040 Avenue of the Americas Address Line 4: New York, NEW YORK 80995

ATTORNEY DOCKET NUMBER:	A22TMA86581-US
NAME OF SUBMITTER:	Scott J. Lebson
SIGNATURE:	/sjl/
DATE SIGNED:	10/17/2022

#### **Total Attachments: 4**

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#### OFFICE OF NOTARY PUBLIC No. 25 RUPERTO MARTINEZ 1033 PTE. C.P. 64000 MONTERREY, N. L.

OSCAR ELIZONDO ALONSO OSCAR ELIZONDO GARZA.
HEAD NOTARY PUBLIC DEPUTY NOTARY PUBLIC

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PUBLIC INSTRUMENT NUMBER: 6,235 (SIX THOUSAND TWO HUNDRED AND THIRTY-FIVE).

IN THE CITY OF MONTERREY, CAPITAL OF THE STATE OF NUEVO LEON, on September 9 (nine) 2013 (two thousand and thirteen), I, OSCAR ELIZONDO ALONSO, Notary Public, Head of Notary Public's Office number 25 twenty-five, with my practice in the Notary District corresponding to the First Registry District, residing in this Municipality, PUT ON RECORD:- That JAVIER ARECHAVALETA SANTOS, in representation and as Special Delegate of the Company called "VITRO", SOCIEDAD ANÓNIMA BURSÁTIL DE CAPITAL VARIABLE (PUBLICLY TRADED COMPANY), which Company is hereinafter referred to as the "ACQUIRING COMPANY"; and MÓNICA CHAPA ESPINOSA, in representation and as Special Delegate of the companies called "FIC REGIOMONTANO", SOCIEDAD ANÓNIMA PROMOTORA DE INVERSIÓN DE CAPITAL VARIABLE (INVESTMENT PROMOTION CAPITAL STOCK COMPANY) and "COMPAÑÍA VIDRIERA", SOCIEDAD ANÓNIMA DE CAPITAL VARIABLE (VARIABLE CAPITAL STOCK CORPORATION), which companies hereinafter are referred as the "ACQUIRED COMPANIES" appeared.

The appearing parties declare that they appear before me to formalize the merger by incorporation performed by the Company called "VITRO" SOCIEDAD ANÓNIMA BURSÁTIL DE CAPITAL VARIABLE, as Acquiring Company of the companies called "FIC REGIOMONTANO", SOCIEDAD ANÓNIMA PROMOTORA DE INVERSIÓN DE CAPITAL VARIABLE and "COMPAÑÍA VIDRIERA", SOCIEDAD ANÓNIMA DE CAPITAL VARIABLE, as ACQUIRED COMPANIES.

For the foregoing purpose, the following acts are executed:

- I.- Notarization of the minutes of the Extraordinary General Meeting of "VITRO", SOCIEDAD ANÓNIMA BURSÁTIL DE CAPITAL VARIABLE where it was agreed to ratify the alteration of the indenture of mandatory convertible debentures ("MCDs"), the cancellation of 96,714,286 shares that are kept in the treasury of the Corporation to back up the issue of MCDs, the reform of Clauses Two and Five of its bylaws and its merger as ACQUIRING COMPANY, as well as the notarization of the minutes of unanimous Resolutions adopted by the all the Shareholders of the Companies called "FIC REGIOMONTANO", SOCIEDAD ANÓNIMA PROMOTORA DE INVERSIÓN DE CAPITAL VARIABLE and "COMPAÑIA VIDRIERA", SOCIEDAD ANÓNIMA DE CAPITAL VARIABLE, as ACQUIRED COMPANIES.
- II.- The notarization of the Balance Sheet of the acquiring company and the Acquired Companies dated June 30 (thirty), 2013.
- III.- The formalization of the merger agreement executed by the aforementioned Companies.

The foregoing is done in compliance with the following:

#### RECITALS:

1.- JAVIER ARECHAVALETA SANTOS, representative of "VITRO", SOCIEDAD ANÓNIMA BURSÁTIL DE CAPITAL VARIABLE declares that his principal, on September 5 (five), 2013 (two thousand and thirteen) held an Extraordinary General Shareholders Meeting., and MÓNICA CHAPA ESPINOSA representative of the companies called "FIC REGIOMONTANO", SOCIEDAD ANÓNIMA PROMOTORA DE INVERSIÓN DE CAPITAL VARIABLE and "COMPAÑÍA VIDRIERA", SOCIEDAD ANÓNIMA DE CAPITAL VARIABLE, that on September 5 (five), 2013 (two thousand and thirteen) her

principals respectively adopted unanimous resolutions taken by all the shareholders that represent the capital stock of each one of the companies, in which they agreed the following:

# "VITRO", SOCIEDAD ANÓNIMA BURSÁTIL DE CAPITAL VARIABLE,

- a).- To ratify the alteration of the indenture of the mandatory convertible debentures ("MCDs"), done through public instrument No. 5,717, executed before me.
- b).- To cancel the 96714,286 Series A, Class II registered common shares that are kept in the company treasury to back up the issuance of mandatory convertible debentures of the company and to ratify all the acts done in relation thereto.
- c).- To reform Clause Two, subject to the fulfillment of a condition precedent, and Clause Five of the bylaws.
- d).- To merge through incorporation "FIC REGIOMONTANO", SOCIEDAD ANÓNIMA PROMOTORA DE INVERSIÓN DE CAPITAL VARIABLE and "COMPAÑÍA VIDRIERA", SOCIEDAD ANÓNIMA DE CAPITAL VARIABLE.
- e).- The bases for the implementation of the Merger.
- f).- To appoint Special Delegates to execute the adopted resolutions.
- "FIC REGIOMONTANO", SOCIEDAD ANÓNIMA PROMOTORA DE INVERSIÓN DE CAPITAL VARIABLE and "COMPAÑÍA VIDRIERA", SOCIEDAD ANÓNIMA DE CAPITAL VARIABLE
- a).- To merge through incorporation, as acquired company, simultaneously with the company called VITRO", SOCIEDAD ANÓNIMA BURSÁTIL DE CAPITAL VARIABLE as acquiring company and "COMPAÑÍA VIDRIERA", SOCIEDAD ANÓNIMA DE CAPITAL VARIABLE as acquired company.
- b).- The basis for the implementation of the Merger.
- c).- To appoint Special Delegates to execute the adopted resolutions. "COMPAÑÍA VIDRIERA", SOCIEDAD ANÓNIMA DE CAPITAL VARIABLE
- a).- To merge through incorporation, as acquired company, simultaneously with the company called VITRO", SOCIEDAD ANÓNIMA BURSÁTIL DE CAPITAL VARIABLE as acquiring company and "FIC REGIOMONTANO", SOCIEDAD ANÓNIMA PROMOTORA DE INVERSIÓN DE CAPITAL VARIABLE as acquired company.
- b).- The bases for the implementation of the Merger.
- c).- To appoint Special Delegates to execute the adopted resolutions......

The foregoing is on record in the minutes of: (i) the Extraordinary General Shareholders Meeting of "VITRO", SOCIEDAD ANÓNIMA BURSÁTIL DE CAPITAL VARIABLE", (ii) the resolutions unanimously adopted by all the shareholders of "FIC REGIOMONTANO", SOCIEDAD ANÓNIMA PROMOTORA DE INVERSIÓN DE CAPITAL VARIABLE, and (iii) the resolutions unanimously adopted by all the shareholders of "COMPAÑÍA VIDRIERA", SOCIEDAD ANÓNIMA DE CAPITAL VARIABLE, which the undersigning Notary Public attests to having seen and transcribes further on.- -3).- The representative of "VITRO", SOCIEDAD ANÓNIMA BURSÁTIL DE CAPITAL VARIABLE, and the representative of "FIC REGIOMONTANO", SOCIEDAD ANÓNIMA PROMOTORA DE INVERSIÓN DE CAPITAL VARIABLE and "COMPAÑÍA VIDRIERA", SOCIEDAD ANÓNIMA DE CAPITAL VARIABLE, declare that their principals executed the Merger Agreement in which they established the bases for the implementation of the legal act of the Merger.

The document in question shall be transcribed in the body of this Public Instrument.

VITRO, S.A.B. DE C.V. EXTRAORDINARY GENERAL SHAREHOLDERS MEETING

In San Pedro Garza García, Nuevo Leon, the corporate address of Vitro, S.A.B. de C.V. (hereinafter the "Company"), at 11:00 o'clock on September 5<sup>th</sup> two thousand and thirteen, the people named in the attendance list, which was taken separately and is added the dossier of these minutes as <u>Annex "A"</u> forming an integral part hereof, held a meeting in the auditorium of the offices situated in Avenida Ricardo Margáin Zozaya, No. 400, Colonia Valle del Campestre, all in their position as shareholders or ...

Signature
Julio César Martínez Gutiérrez
Special Delegate

#### MERGER AGREEMENT

**MERGER AGREEMENT** entered into by and between, as acquiring company, VITRO, S.A.B. DE C.V. (without distinction "Vitro" or the "Company") and, as acquired companies, FIC REGIOMONTANO, S.A.P.I. DE C.V. ("FIC") as well as COMPAÑÍA VIDRIERA, S.A. DE C.V. ("COVISA"), in accordance with the following Representations and Clauses:

#### REPRESENTATIONS

- 1. ... Vitro declares, through its legal representative:
- a) It is a publicly traded company of Mexican nationality, duly included in compliance with the provisions of the Securities Market Law (Ley del Mercado de Valores) and the General Corporation and Partnership Law (Ley General de Sociedades Mercantiles), with full powers to enter into this agreement through its legal representative.
- b) The execution of this agreement shall not constitute a breach of any applicable legal provision, any contractual obligation or of any other obligation that is binding thereon.
- c) It is its wish that FIC and COVISA, as acquired parties, merge by incorporation into Vitro as acquiring company.
- d) The Merger and the execution of this agreement was approved by the Extraordinary General Shareholders Meeting of Vitro as well as by Unanimous Resolutions adopted by all the Shareholders of FIC and COVISA, respectively, this September 5<sup>th</sup> 2013.

OFFICE OF NOTARY PUBLIC No. 25 RUPERTO MARTINEZ 1033 PTE. C.P. 64000 MONTERREY, N. L.

OSCAR ELIZONDO ALONSO OSCAR ELIZONDO GARZA. HEAD NOTARY PUBLIC DEPUTY NOTARY PUBLIC

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close them, g).- To appoint and remove Chief Executive Officers, Executive Officers, General Managers, Managers, Assistant Managers and other employees of the company, establishing their prerogatives, obligations and ordinary and extra remunerations, h).- To grant and revoke general and special powers of attorney, conferring on the attorneys-in-fact the powers they deem fit from among the powers of attorney they have been granted, i).- To accept the resignations of Chief Executive Officers, Executive Officers General Managers, Managers, Assistant Managers and other employees of the company and grant them leave of absence. j).- To delegate one or more powers to one or more Directors, for them to exercise them in the businesses and places he sees fit, k). - To implement the resolutions of the Shareholders' Meetings, l). - To decide what matters should be dealt with in the Shareholders' Meetings and have any items they deem pertinent included in the Agendas of those meetings they did not call, m).- To call Shareholders' Meetings, n).- To draw up Internal Regulations, ñ).- To employ the Company's available funds as well as its contingency and reserve funds for the purposes the law, these Bylaws or the

resolutions of the Shareholders' Meetings determine, o).- To set the period, places and terms for the payment of dividends declared by the Shareholders' Meetings, p).- All the rest that the Law, the Shareholders' Meetings or these Bylaws confer thereon.- -I, the Notary Public, attest to having seen the documentation transcribed above. - I ATTEST. -

THIS IS THE FIRST NOTARIAL CERTIFIED COPY: of Public Instrument Number 6,235 (SIX THOUSAND TWO HUNDRED AND THIRTY-FIVE), which in on folios number 25540 to number 25557, of Book 128 (one hundred and twenty-eight), of the open Notary's Register of this my Notary Public's Office.- It consists of (43) pages and is issued as collated and corrected for the use of the acquiring Company "VITRO" SOCIEDAD ANÓNIMA BURSÁTIL DE CAPITAL VARIABLE.

In the City of Monterrey, Capital of the State of Nuevo Leon, on September 9 (nine), 2013 (two thousand and thirteen). - I ATTEST.

(illegible signature)
OSCAR ELIZONDO ALONSO
HEAD NOTARY PUBLIC

**RECORDED: 10/17/2022** 

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