

01-27-1999

FORM PTO-1594  
1-31-92

RECO



U.S. Department of Commerce  
Patent and Trademark Office

100951254

Tab settings ⇄ ⇄ ⇄

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

*M/CS 1-25-99*

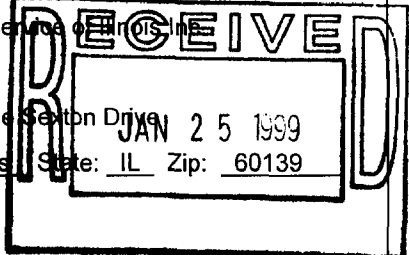
1. Name of conveying party(ies):  
John Sexton & Co.

Individual(s)                       Association  
 General Partnership               Limited Partnership  
 Corporation-State Delaware  
 Other \_\_\_\_\_

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

2. Name and Address of receiving party(ies):

Name: U.S. Foodservice of Illinois, Inc.  
Internal Address:  
Street Address: One Sexton Drive  
City: Glendale Heights State: IL Zip: 60139



3. Nature of conveyance:

Assignment                               Merger  
 Security Agreement                   Change of Name  
 Other Nunc Pro Tunc Assignment

Effective Date: April 1, 1997

Individual(s) citizenship \_\_\_\_\_  
 Association \_\_\_\_\_  
 General Partnership \_\_\_\_\_  
 Limited Partnership \_\_\_\_\_  
 Corporation-State Delaware  
 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)

B. Trademark registration No.(s)  
SEE ATTACHED LIST

Additional numbers attached?  Yes  No

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

Name: Catherine L. Thornberry  
Internal Address: Hogan & Hartson LLP

Street Address: 8300 Greensboro Drive  
Suite 1100  
City: McLean State: VA Zip: 22102

6. Total number of applications and registrations involved: ..... 40

7. Total fee (37 CFR 3.41): ..... \$ 1015.00

Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number:  
08-2550  
(Attach duplicate copy of this page if paying by deposit account)

01/27/1999 NGUYEN 00000110 876673  
40.00 DP  
975.00 DP

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.*

Catherine L. Thornberry  
Name of Person Signing

*Catherine L. Thornberry* / 1/25/99  
Signature Date

Total number of pages comprising cover sheet: 3

**John Sexton & Co.  
Schedule I**

MARK	REG./SERIAL NO.
101	876,673
ALAMO	1,005,417
ALTECH ALTERNATIVE TECHNOLOGY (& Design)	1,263,217
BACTOSTAT	783,241
CHEESE WORLD (& Design)	1,172,451
CLASSIC TUREEN	1,351,942
COFFIER	793,029
CONTINENTAL	1,843,905
COOK'S FRIEND	370,992
COOL CUKES	1,156,522
CZARINA	741,004
DEBONAIRE	1,555,731
DEFENSO (Stylized)	536,468
DIP-IT-IN	1,589,195
E-Z-C	958,708
FRY-WELL	1,716,137
HANDI-EGG	1,507,385
INVINSO	516,072
JAMAICA	1,186,033
JET SET	802,823
JUSTEA (Stylized)	1,056,353
KETTLE-RICH	916,414
LA SALLE	1,372,847
OAHU	744,154
OLDE BAY	1,522,789
PARIS	947,995
QUIK-STAK	1,359,442
SEXTON (& Design)	854,761
SEXTON (Stylized)	548,592
SEXTON (Stylized)	542,967
SEXTON (Stylized)	543,999
SEXTON (Stylized)	564,571
SEXTON (Stylized)	592,019
SEXTON FROZEN SCRAMBLE-IT (& Design)	1,616,885
SEXTON S (& Design)	734,276
SEXTON TRAIL BLAZER (& Design)	1,579,298
SHERMAN (Stylized)	559,486

MARK	REG./SERIAL NO.
SPOON-REDI	880,977
TRAIL BOSS	1,135,854
TRU-BLEU	1,078,000

**NUNC PRO TUNC  
TRADEMARK ASSIGNMENT**

WHEREAS, John Sexton & Co., a corporation organized under the laws of Delaware, (hereinafter "Assignor") is the record owner of the U.S. Trademark Registrations listed in the attached Schedule 1 and the goodwill symbolized thereby (the "Trademarks"); and

WHEREAS, on or about April 1, 1997, Assignor sold, assigned and transferred all of its right, title, and interest in and to the Trademarks to U.S. Foodservice of Illinois Inc., a Delaware corporation, located at One Sexton Drive, Glendale Heights, Illinois 60139; and

WHEREAS, the parties are desirous of ratifying and confirming said sale, assignment and transfer of all right, title and interest in and to said Trademarks and the goodwill symbolized thereby;

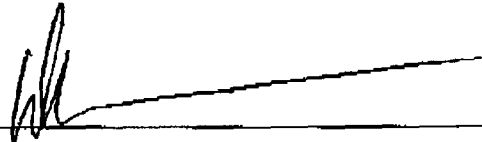
NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor has assigned and hereby sells, assigns, transfers and sets over to Assignee, nunc pro tunc, the entire right, title, and interest in and to the Trademarks, including the U.S. registrations therefore, and the goodwill of the business connected with the Trademarks, the same to be held and enjoyed by Assignee, its successors, assigns and other legal representatives.

Assignor further assigns to Assignee all right to sue for and receive all damages accruing from past infringements of the Trademarks.

This Assignment shall be binding upon the parties, their successors and/or assigns and all others acting by, through, with or under their direction, and all those in privity therewith.

**JOHN SEXTON & CO.**

Date: August 27, 1998

By: 

Name: David M. Abramson

Title: Vice President

**JOHN SEXTON & CO.****Schedule 1**

<b>Mark</b>	<b>Registration No.</b>	<b>Reg. Date:</b>
101	876,673	9/9/69
ALAMO	1,005,417	2/25/75
ALTECH ALTERNATIVE TECHNOLOGY (& Design)	1,263,217	1/3/84
BACTOSTAT	783,241	1/12/65
CHEESE WORLD (& Design)	1,172,451	10/6/81
CLASSIC TUREEN	1,351,942	7/30/85
COFFIER	793,029	7/20/65
CONTINENTAL	1,843,905	7/5/94
COOK'S FRIEND	370,992	9/12/39
COOL CUKES	1,156,522	6/2/81
CZARINA	741,004	11/20/62
DEBONAIRE	1,555,731	9/12/89
DEFENSO (Stylized)	536,468	1/16/51
DIP-IT-IN	1,589,195	3/27/90
E-Z-C	958,708	5/8/73
FRY-WELL	1,716,137	9/15/92
HANDI-EGG	1,507,385	10/4/88
INVINSO	516,072	10/4/49
JAMAICA	1,186,033	1/12/82
JET SET	802,823	1/25/66
JUSTEA (Stylized)	1,056,353	1/11/77
KETTLE-RICH	916,414	7/13/71
LA SALLE	1,125,462	9/25/79
LA SALLE	1,372,847	11/26/85
OAHU	744,154	1/22/63
OLDE BAY	1,522,789	1/31/89
PARIS	947,995	11/28/72
QUIK-STAK	1,359,442	9/10/85
SEXTON (& Design)	854,761	8/13/68
SEXTON (Stylized)	548,592	9/25/51
SEXTON (Stylized)	542,967	5/29/51
SEXTON (Stylized)	543,999	6/19/51
SEXTON (Stylized)	564,571	9/30/52
SEXTON (Stylized)	592,019	6/29/54
SEXTON FROZEN SCRAMBLE-IT (& Design)	1,616,885	10/9/90

<b>Mark</b>	<b>Registration No.</b>	<b>Reg. Date:</b>
SEXTON GOLD (Stylized)	1,748,740	1/26/93
SEXTON S (& Design)	734,276	7/10/62
SEXTON TRAIL BLAZER (& Design)	1,579,298	1/23/90
SHERMAN (Stylized)	559,486	5/27/52
SPOON-REDI	880,977	11/18/69
TRAIL BOSS	1,135,854	5/20/80
TRU-BLEU	1,078,000	11/22/77

# HOGAN & HARTSON

L.L.P.

Writer's Direct Dial  
(703) 610-6152



8300 GREENSBORO DRIVE  
McLEAN, VIRGINIA 22102  
TEL (703) 610-6100  
FAX (703) 610-6200

January 25, 1999

## Box ASSIGNMENTS

Assistant Commissioner of Patents and Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

**RE: Recordation of Nunc Pro Tunc Trademark Assignment**

Dear Sir,

Enclosed is a Recordation Form Cover Sheet, with attached transfer document, for recording the following Nunc Pro Tunc Trademark Assignment:

Assignor: John Sexton & Co.  
Assignee: U.S. Foodservice of Illinois Inc.  
Effective Date: April 1, 1997

Also enclosed is a check in the amount of \$1,015.00 to cover the required filing fee. In the event the funds in the check are insufficient for recordation of this transaction or the check is not enclosed, please debit our deposit account (08-2550) and cite our reference number (67015.07).

Please date stamp the enclosed postcard filing receipt and return it to the messenger who is filing this document. Thank you for your assistance.

Sincerely,

A handwritten signature in cursive script that reads "Catherine L. Thornberry".

Catherine L. Thornberry

mc 67015.07 / 94157.01 cgl  
Enclosures

cc: Bonna Walker  
Kenneth J. Hautman  
Richard J. Parrino

WASHINGTON, DC

BRUSSELS BUDAPEST LONDON MOSCOW PARIS\* PRAGUE\* WARSAW

BALTIMORE, MD BETHESDA, MD COLORADO SPRINGS, CO DENVER, CO LOS ANGELES, CA

WASHINGTON OFFICE: 555 THIRTEENTH STREET NW, WASHINGTON DC 20004-1109 TEL: (202) 637-5600 FAX: (202) 637-5910

\*Affiliated Office

RECORDED: 01/25/1999

TRADEMARK  
REEL: 1844 FRAME: 0668