

11-16-2000



101518635

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

9-19-00  
48794-018

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

Execution Date  
Month Day Year

061300

Name

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

DBA/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 (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, 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

TRADEMARK  
REEL: 002176 FRAME: 0198

**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)**

|                                       |                                       |                                       |
|---------------------------------------|---------------------------------------|---------------------------------------|
| <input type="text" value="75341602"/> | <input type="text" value="75395967"/> | <input type="text" value="75396005"/> |
| <input type="text" value="75441622"/> | <input type="text" value="75528807"/> | <input type="text" value="75663673"/> |
| <input type="text" value="75663925"/> | <input type="text" value="75663927"/> | <input type="text" value="75938403"/> |

|                                      |                                      |                                      |
|--------------------------------------|--------------------------------------|--------------------------------------|
| <input type="text" value="1626886"/> | <input type="text" value="1670719"/> | <input type="text" value="1806165"/> |
| <input type="text" value="1804532"/> | <input type="text" value="2060050"/> | <input type="text" value="2165992"/> |
| <input type="text" value="2180835"/> | <input type="text" value="2326340"/> | <input type="text"/>                 |

**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.

John G. Bisbikis

Name of Person Signing

Signature

9/15/2000

Date Signed

RECORDATION FORM COVER SHEET  
CONTINUATION  
TRADEMARKS ONLY

**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

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 the Assignment.)

**Trademark Application Number(s) or Registration Number(s)**

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Mark if additional numbers attached

**Trademark Application Number(s)**

**Registration Number(s)**

|                      |                      |                      |
|----------------------|----------------------|----------------------|
| 75938523             | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |

|                      |                      |                      |
|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |

## TRADEMARK ASSIGNMENT

WHEREAS, Plak Smacker, Inc. a California corporation (the "Assignor"), has adopted and used and is the sole and exclusive owner of the trademarks and related registrations listed in the attached Schedule A (the "Trademarks"), and of all of the goodwill of the business appurtenant thereto; and

WHEREAS, Young PS Acquisitions, LLC, a Delaware limited liability company (the "Assignee"), with its principal place of business at 4501 Indus Way, Riverside, California 92503, wishes to acquire the Trademarks, together with all of the goodwill of the business connected to the Trademarks, from Assignor;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for and in consideration of the sum of One Dollar (\$1.00), and other valuable and legally sufficient consideration, the receipt and legal sufficiency of which is hereby acknowledged, the Assignor has sold, assigned and transferred, and by these presents does sell, assign and transfer unto the Assignee, the entire right, title and interest in and to the Trademarks, and in and to all of the goodwill of the business appurtenant thereto, together with all claims for damages by reason of infringement of same, with the right to sue for and collect the same for its own use and enjoyment, and for the use and enjoyment of its successors, assigns or other legal representatives.

AND, the Assignor hereby warrants and covenants that it has full right to convey the entire interest herein assigned, and that it has not executed, and will not execute, any agreements inconsistent herewith.

AND, Assignor agrees to execute any instruments and to perform any acts which may be necessary to fully effectuate and record this Assignment.

IN TESTIMONY WHEREOF, the Assignor has caused this Assignment to be executed by its duly authorized representatives effective this 13 day of June, 2000.

PLAK SMACKER, INC.

By: Chardette Lapack  
Title: President

ATTEST:

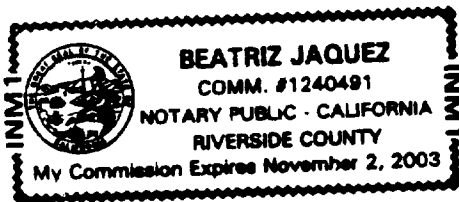
\_\_\_\_\_

**CERTIFICATE OF ACKNOWLEDGEMENT**

I, Beatriz Jaquez, a Notary Public in and for \_\_\_\_\_ do hereby certify that Claudette Topocic, ~~personally~~ known to me to be the same person(s) whose name(s) is (are) subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument as a free act and deed on behalf of the identified corporation, Plak Smacker, Inc., with authority to do so.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal, this 14 day of June, 2000.

Beatriz Jaquez  
Notary Public  
Commission Expires: 11-2-2003



## TRADEMARK SCHEDULE A

## 1. U.S. TRADEMARK REGISTRATIONS AND APPLICATIONS

| Mark                    | Appln./<br>Serial No. | Filed      | Reg. No.  | Issue Date | Goods/Services   |
|-------------------------|-----------------------|------------|-----------|------------|--|
| PERFECT TOUCH           | 73-808956             | 06/26/1989 | 1,626,886 | 12/11/1990 | Int'l. Class 10 (U.S. Class 44):<br>Examination gloves for use by doctors and dentists for patient examining purposes                              |
| ULTRA WHITE             | 74-080958             | 07/23/1990 | 1,670,719 | 12/31/1991 | Int'l. Class 5 (U.S. Class 18, 44):<br>Cleaning systems for dental use comprising a bleaching agent and mouth piece tray sold as a unit            |
| PLAK SMACKER            | 74-371241             | 03/24/1993 | 1,806,165 | 11/23/1993 | Int'l. Class 21 (U.S. Class 29):<br>Toothbrushes   |
| Miscellaneous Design    | 74-371,325            | 03/24/1993 | 1,804,532 | 11/16/1993 | Int'l. Class 21 (U.S. Class 21, 29):<br>Toothbrushes   |
| CAVITY GUARD            | 75-027,080            | 12/04/1995 | 2,060,050 | 05/06/1997 | Int'l. Class 5 (U.S. Class 6, 18, 44, 46, 51, 52): Stannous fluoride home care treatment gel   |
| DINOSAUR                | 75-341,602            | 08/15/1997 | ---       | ---        | Int'l. Class 3 (U.S. Class 1, 4, 6, 50, 51, 52): Toothpaste  |
| GREAT WHITE SHARK       | 75-341,615            | 08/15/1997 | 2,165,992 | 06/16/1998 | Int'l. Class 3 (U.S. Class 1, 4, 6, 50, 51, 52): Toothpaste  |
| PLAK SMACKER and Design | 75-373,169            | 10/15/1997 | 2,180,835 | 08/11/1998 | Int'l. Class 3 (U.S. Classes 1, 4, 6, 50, 51, 52): Toothpaste<br><br>Int'l. Class 21 (U.S. Classes 2, 13, 23, 29, 30, 33, 40, 50):<br>Toothbrushes |

| Mark                               | Appln./<br>Serial No. | Filed      | Reg. No.  | Issue Date | Goods/Services  |
|------------------------------------|-----------------------|------------|-----------|------------|---|
| Miscellaneous<br>Design            | 75-395,967            | 11/25/1997 | ---       | ---        | Int'l. Class 21 (U.S.<br>Classes 2, 13, 23, 29,<br>30, 33, 40, 50):<br>Toothbrushes   |
| Miscellaneous<br>Design            | 75-396,005            | 11/25/1997 | ---       | ---        | Int'l. Class 21 (U.S.<br>Classes 2, 13, 23, 29,<br>30, 33, 40, 50):<br>Toothbrushes   |
| ACHIEVE                            | 75-441,622            | 02/27/1998 | ---       | ---        | Int'l. Class 21 (U.S.<br>Classes 2, 13, 23, 29,<br>30, 33, 40, 50):<br>Toothbrushes   |
| ORTHO-MART                         | 75/528,807            | 07/31/1998 |           |            | Int'l. Class 10 (U.S.<br>Classes 26, 39, 44):<br>Dental products for<br>braces, namely,<br>orthodontic brackets,<br>orthodontic bands,<br>orthodontic elastic,<br>and pliers to apply and<br>fit braces |
| STRAWBERRY<br>FLAVOR and<br>Design | 75-663,673            | 03/19/1999 | ---       | ---        | Int'l Class 10 (U.S.<br>Classes 26, 39, 44):<br>Examinations gloves<br>for use by doctors and<br>dentists for patient<br>examination.   |
| BUBBLE GUM<br>and Design           | 75-663674             | 03/19/1999 | 2,326,340 | 03/07/2000 | Int'l. Class 10 (U.S.<br>Classes 26, 39, 44):<br>Examination gloves<br>for use by doctors and<br>dentists for patient<br>examination purposes   |
| STRAWBERRY<br>and Design           | 75-663,925            | 03/19/1999 | ---       | ---        | Int'l. Class 10 (U.S.<br>Classes 26, 39, 44):<br>Examination gloves<br>for use by doctors and<br>dentists for patient<br>examining purposes   |

| Mark                              | Appln./<br>Serial No. | Filed      | Reg. No. | Issue Date | Goods/Services  |
|-----------------------------------|-----------------------|------------|----------|------------|---|
| BUBBLEGUM<br>FLAVOR and<br>Design | 75-663,927            | 03/19/1999 | ---      | ---        | Int'l. Class 10 (U.S.<br>Classes 26, 39, 44):<br>Examination gloves<br>for use by doctors and<br>dentists for patient<br>examining purposes |
| OLLY-PLAKER                       | 75-938,403            | 3/8/2000   | ---      | ---        | Toothpaste, tooth gel<br>and toothbrushes   |
| CROCK-A-<br>GATOR                 | 75-938,523            | 3/8/2000   | ---      | ---        | Toothpaste, tooth gel<br>and toothbrushes   |

## 2. FOREIGN TRADEMARK APPLICATIONS AND REGISTRATIONS

### BRAZIL

| Mark          | Reg. No.  | Issue Date | Goods/Services |
|---------------|-----------|------------|----------------|
| Plak Smacker  | 818240512 |            |                |
| Perfect Touch | 818267593 |            |                |

### CTM (Europe)

| Mark         | App. No. | Filed    | Goods/Services  |
|--------------|----------|----------|---|
| Plak Smacker | 1557883  | 3/8/2000 | Int'l Class 3:<br>Toothpaste<br>Int'l Class 21:<br>Toothbrushes |

### JAPAN

| Mark         | App. No.        | Filed    | Goods/Services  |
|--------------|-----------------|----------|---|
| Plak Smacker | 2000-<br>021598 | 3/7/2000 | Int'l Class 3:<br>Toothpaste<br>Int'l Class 21:<br>Toothbrushes |



CANADA

| Mark                              | App. No.  | Filed    | Goods/Services  |
|-----------------------------------|-----------|----------|---|
| Plak Smacker &<br>Toothman Design | 1,049,804 | 3/6/2000 | Int'l Class 3:<br>Toothpaste<br>Int'l Class 21:<br>Toothbrushes |

AUSTRALIA

| Mark                              | App. No. | Issue Date | Goods/Services  |
|-----------------------------------|----------|------------|---|
| Plak Smacker &<br>Toothman Design | 826606   | 3/7/2000   | Int'l Class 3:<br>Toothpaste<br>Int'l Class 21:<br>Toothbrushes |