

From: Hershey Choc. & Conf. Corp. 303 467 7997

05/11/2004 12:09 #208 P.002/002

FORM PTD-1884  
1-91-82

## RECORDATION FORM COVER SHEET TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Tab settings >>> ▼

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

1. Name of conveying party(ies):  
Homestead, Inc.

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: Hershey Chocolate & Confectionery Corporation  
 Internal Address: c/o Intellectual Property Dept.  
 Street Address: 5060 Ward Road  
 City: Wheat Ridge State: CO ZIP: 80033

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

3. Nature of conveyance:

Assignment                               Merger  
 Security Agreement                   Change of Name  
 Other Correction of document recorded

01/02/2001 on Reel 2203 at Frame 637 to correct  
 Execution Date: inadvertent error with respect to  
names of merging parties

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark registration No.(s)  
See attached Schedule A-2

Additional numbers attached?  Yes  No

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

Name: Martha L. Saraduke  
Hershey Chocolate & Confectionery Corporation  
 Internal Address: \_\_\_\_\_  
 \_\_\_\_\_  
 Street Address: 4860 Robb Street, Suite 204  
 \_\_\_\_\_  
 City: Wheat Ridge State: CO ZIP: 80033

6. Total number of applications and registrations involved: 35

7. Total fee (37 CFR 3.41):..... \$ 890.00

Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number:  
500934

(Attach duplicate copy of this page if paying by deposit account)

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.

Martha L. Saraduke                      Martha L. Saraduke                      May 11, 2004  
 Name of Person Signing                      Signature                      Date

CH \$890.00 500934 0243197

**SCHEDULE A-2**

Trademark Registration No.(s);

- 243,197
- 284,982
- 370,705
- 515,075
- 644,531
- 675,751
- 673,877
- 742,450
- 695,762
- 788,228
- 782,609
- 799,191
- 793,753
- 965,678
- 1,023,366
- 1,174,430
- 1,268,127
- 1,289,249
- 1,328,778
- 1,307,327
- 1,408,117
- 1,403,351
- 1,403,352
- 1,436,583
- 1,404,302
- 1,448,756
- 1,572,237
- 1,677,789
- 1,684,586
- 1,838,788
- 1,825,329
- 1,843,021
- 1,880,538
- 1,923,904
- 2,055,901

FORM PTO 1-31-82

01-02-2001

12.4.00

FORM PTO 1-31-82

12-04-2000



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U.S. DEPT. OF COMMERCE PATENT AND TRADEMARK OFFICE

U.S. Patent & Trade/™ Mark Rept. Pt. #21

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...handed original documents or copy thereof.

1. Name of conveying party(ies):  
**Hershey Chocolate & Confectionery Corporation (as successor by merger to Homestead, Inc.)**

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: **Henry Heide, Incorporated**  
Internal Address: c/o Intellectual Property Department  
Street Address: 5099 Ward Road  
City: Wheat Ridge State: CO Zip: 80033  
 Individual(s) citizenship \_\_\_\_\_  
 Association \_\_\_\_\_  
 General Partnership \_\_\_\_\_  
 Limited Partnership \_\_\_\_\_  
 Corporation-State New York  
 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) and address(es) attached?  Yes  No

3. Nature of conveyance:  
 Assignment                               Merger  
 Security Agreement                   Change of Name  
 Other \_\_\_\_\_

Execution Date: as of February 28, 1999

4. Application number(s) or registration number(s):  
A. Trademark Application No.(s): **SEE Schedule A-1 attached.**

Additional numbers attached?  Yes  No

B. Trademark registration No.(s): **SEE Schedule A-2 attached.**

243197

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: Martha L. Cecil-Few  
Internal Address: Hershey Chocolate & Confectionery Corporation  
Street Address: 5099 Ward Road  
City: Wheat Ridge State: CO Zip: 80033

6. Total number of applications and registrations involved:  
7. Total fee (37 CFR 3.41)..... \$ 890.00  
 Enclosed  
 Authorized to be charged to deposit account  
8. Deposit account number:  
500934  
(Attach duplicate copy of this page if paying by deposit account)  
(Should any additional monies be found due, please charge them to this deposit account.)

12/29/2000 DNGUYEN 00000242 500934 243197  
01 FE:1481 40.00 CH  
02 FE:1482 850.00 CH

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.*

**MARTHA L. CECIL-FEW** Martha L. Cecil-Few November 30, 2000  
Name of Person Signing                              Signature    Date

Total number of pages comprising cover sheet: \_\_\_\_\_

**SCHEDULE A-2**

**Trademark Registration No.(s);**

243,197  
284,982  
370,705  
515,075  
644,531  
675,751  
673,677  
742,450  
695,762  
788,228  
782,609  
799,191  
793,753  
965,678  
1,023,366  
1,174,430  
1,268,127  
1,289,249  
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1,404,302  
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1,572,237  
1,677,789  
1,684,588  
1,838,788  
1,825,329  
1,843,021  
1,880,538  
1,923,904  
2,055,901

State of Delaware  
Office of the Secretary of State

PAGE 1

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"HOMESTEAD, INC.", A DELAWARE CORPORATION,

WITH AND INTO "HERSHEY CHOCOLATE & CONFECTIONERY CORPORATION" UNDER THE NAME OF "HERSHEY CHOCOLATE & CONFECTIONERY CORPORATION", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-FOURTH DAY OF FEBRUARY, A.D. 1999, AT 4:30 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE TWENTY-EIGHTH DAY OF FEBRUARY, A.D. 1999.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



*Edward J. Freel*  
Edward J. Freel, Secretary of State

2691435 8100M

991072996

AUTHENTICATION:

9596519

DATE:

02-25-99

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REEL: 002851 FRAME: 0639  
REEL: 002851 FRAME: 0795

"D"

**CERTIFICATE OF OWNERSHIP AND MERGER  
MERGING  
HOMESTEAD, INC.  
WITH AND INTO  
HERSHEY CHOCOLATE & CONFECTIONERY CORPORATION**

(STANDARD FORM NO. 1001-1002-1003-1004-1005-1006-1007-1008-1009-1010)

12-04-2000

U.S. Patent & TM Office Mail Regt. Ct. #28

(Pursuant to Section 253 of the  
General Corporation Law of the  
State of Delaware)

Hershey Chocolate and Confectionery Corporation, a Delaware corporation (the "Company"), does hereby certify to the following facts relating to the merger (the "Merger") of Homestead, Inc., a Delaware corporation ("Homestead"), with and into the Company, with the Company remaining as the surviving corporation:

**FIRST:** The Company is incorporated pursuant to the General Corporation Law of the State of Delaware (the "General Corporation Law"). Homestead is incorporated pursuant to the General Corporation Law.

**SECOND:** The Company owns all of the outstanding shares of each class of capital stock of Homestead.

**THIRD:** The Board of Directors of the Company, by the following resolutions adopted on February 22, 1999, determined to merge Homestead, with and into the Company pursuant to Section 253 of the General Corporation Law:

WHEREAS, the Company owns all of the outstanding shares of capital stock of Homestead, Inc., a Delaware corporation ("Homestead"); and

WHEREAS, the Board of Directors of the Company has deemed it advisable that Homestead be merged with and into the Company pursuant to Section 253 of the General Corporation Law of the State of Delaware;

**NOW, THEREFORE, BE IT AND IT HEREBY IS**

**RESOLVED**, that Homestead be merged with and into the Company effective as of 11:59 PM, February 28, 1999 (the "Merger");

**RESOLVED**, that by virtue of the Merger and without any action on the part of the holder, thereof, each then outstanding share of common stock of the company shall remain unchanged and continue to remain outstanding as one share of common stock of the Company, held by the person who was the holder of such share of common stock of the Company immediately prior to the Merger;

**TRADEMARK  
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**TRADEMARK  
REEL: 002851 FRAME: 0796**

RESOLVED, that by virtue of the Merger and without any action on the part of the holder thereof, such than outstanding shares of common stock of Homestead shall be canceled and no consideration shall be issued in respect thereof; and

RESOLVED, that the proper officers of the Company be and they hereby are authorized and directed to make, execute and acknowledge, in the name and under the corporate seal of the Company, a certificate of ownership and merger for the purpose of effecting the Merger and to file the same in the office of the Secretary of the State of the State of Delaware, and to do all other acts and things that may be necessary to carry out and effectuate the purpose and intent of the foregoing resolutions relating to the Merger.

FOURTH: The Company shall be the surviving corporation of the Merger.

FIFTH: The certificate of incorporation of the Company as in effect immediately prior to the effective time of the Merger shall be the certificate of incorporation of the surviving corporation.

IN WITNESS WHEREOF, the Company has caused this Certificate of Ownership and Merger to be executed by its duly authorized officer this 23<sup>rd</sup> day of February, 1999.

HERSHEY CHOCOLATE &  
CONFECTIONERY CORPORATION

By: Martha L. Cecil-Few

Name: Martha L. Cecil-Few  
Office: President

RECORDED: 12/04/2000

TRADEMARK  
REEL: 002203 FRAME: 0641  
TRADEMARK

RECORDED: 05/11/2004

REEL: 002851 FRAME: 0797