

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	CORRECTIVE ASSIGNMENT		
NATURE OF CONVEYANCE:	Corrective Assignment to correct the Assignee previously recorded on Reel 004536 Frame 0070. Assignor(s) hereby confirms the name of the Assignee is DER Specialty Products LLC.		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Reisen Lumber Industries, Inc.		12/16/2010	CORPORATION: NEW JERSEY
RECEIVING PARTY DATA			
Name:	DER Specialty Products LLC		
Street Address:	178 Oak Ridge Avenue		
City:	Summit		
State/Country:	NEW JERSEY		
Postal Code:	07901		
Entity Type:	LIMITED LIABILITY COMPANY: NEW YORK		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Serial Number:	85029630	VIRTU	
CORRESPONDENCE DATA			
Fax Number:	(732)530-2039		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	732-345-0400		
Email:	mschrader@mfiplaw.com		
Correspondent Name:	Melissa Schrader		
Address Line 1:	Maldjian Law Group LLC		
Address Line 2:	36 Bingham Avenue		
Address Line 4:	Rumson, NEW JERSEY 07760		
ATTORNEY DOCKET NUMBER:	DER001		
NAME OF SUBMITTER:	Melissa Schrader		

CH \$40.00 85029630

900191928

**TRADEMARK
 REEL: 004541 FRAME: 0356**

Signature:	/Melissa Schrader/
Date:	05/15/2011
Total Attachments: 6 source=Request for Corrected Recordation#page1.tif source=Request for Corrected Recordation#page2.tif source=DER001 - Corrected Notice of Recordation#page1.tif source=DER001 - Corrected Notice of Recordation#page2.tif source=Amended Asset Purchase Agr 12.16.10#page1.tif source=Amended Asset Purchase Agr 12.16.10#page2.tif	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 85/029,630
Filing Date: May 4, 2010
Mark: VIRTU
Applicant: DER Specialty Products LLC

Commissioner for Patents and Trademarks
Mail Stop Assignment Services Division
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CORRECTED NOTICE OF RECORDATION

Dear Sir:

On May 6, 2011, the Applicant's attorney filed a Request for a Corrected Notice of Recordation of Assignment with the U.S. Patent and Trademark Office ("USPTO") to correct the Citizenship of DER Specialty Products, LLC. The Correct Recordation was recorded under reel/frame 004536/0070.

It has since come to the Applicant's attention that the name of the Assignee is incorrectly listed as DER Speciality Industries, Inc. Applicants respectfully request that the name of the Assignee be changed to DER Specialty Products, LLC as stated in its Amendment No. 1 to Original Asset Purchase Agreement with Resien Lumber Inc., signed December 16, 2010. Applicant respectfully requests that the name of the Assignee be changed from DER Speciality Industries, Inc. to DER Specialty Products, LLC.

Applicant attaches herewith a copy of the Corrected Notice of Recordation dated May 6, 2011 and the Amendment No. 1 to Original Asset Purchase Agreement, which confirms the correct name of the Assignee.

Applicant respectfully requests that the name of the Assignee be corrected to read DER Specialty Products, LLC, a New York Limited Liability Company.

The Commissioner is hereby authorized to deduct any fees due in connection with this request to Deposit Account No. 50-4267.

Respectfully submitted,

Dated: May 15, 2011

/s/ John P. Maldjian /
John P. Maldjian
Reg. No. 41,967

Maldjian Law Group LLC
36 Bingham Avenue
Rumson, NJ 07760
732-345-0400 – tel.
732-530-2039 - fax



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 09, 2011

PTAS

MELISSA SCHRADER
MALDJIAN LAW GROUP LLC
36 BINGHAM AVENUE
RUMSON, NJ 07760



900191167

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 05/06/2011

REEL/FRAME: 004536/0070
NUMBER OF PAGES: 16

BRIEF: CORRECTIVE ASSIGNMENT TO CORRECT THE CITIZENSHIP OF DER SPECIALITY PRODUCTS LLC PREVIOUSLY RECORDED ON REEL 004461 FRAME 0320. ASSIGNOR(S) HEREBY CONFIRMS THE CITIZENSHIP OF DER SPECIALITY PRODUCTS LLC IS NEW YORK.

DOCKET NUMBER: DER001

ASSIGNOR:

REISEN LUMBER INDUSTRIES, INC.

DOC DATE: 12/16/2010
CITIZENSHIP: NEW JERSEY
ENTITY: CORPORATION

ASSIGNEE:

DER SPECIALITY INDUSTRIES, INC.
178 OAK RIDGE AVENUE
SUMMIT, NEW JERSEY 07901

CITIZENSHIP: NEW YORK
ENTITY: LIMITED LIABILITY
COMPANY

004536/0070 PAGE 2

SERIAL NUMBER: 85029630
REGISTRATION NUMBER:

FILING DATE: 05/04/2010
ISSUE DATE:

MARK: VIRTU

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

THERESA FREDERICK, EXAMINER
ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION

AMENDMENT NO. 1 TO ASSET PURCHASE AGREEMENT

This Amendment No. 1 is made as of this 16 day of December, 2010, (the "AMENDMENT"), by and between Reisen Lumber Industries, Inc., a New Jersey corporation (hereinafter "SELLER"), 7400 County Road 146, P.O. Box 5499, Pagosa Springs, CO, 81147, and DER Specialty Products LLC, a New Jersey limited liability company (hereinafter "PURCHASER"), 178 Oak Ridge Avenue, Summit, NJ 07901 (each individually a "Party"; collectively the "Parties"), in accordance with Section 7.9 of the Asset Purchase Agreement dated October 5, 2010 by and between the SELLER and the PURCHASER ("ASSET AGREEMENT");

WITNESSETH:

WHEREAS, the Parties entered into the ASSET AGREEMENT, dated October 5, 2010, pursuant to which the SELLER completed the winding up of its business affairs and agreed to sell, transfer and assign to the PURCHASER, all of the assets relating to the SELLER's Business; and

WHEREAS, pursuant to the ASSET AGREEMENT, the PURCHASER has agreed to acquire all of the assets relating to the SELLER's business as a manufacturer, distributor and seller of premier engineered wood flooring for new construction and/or major restoration projects, wherein certain of the SELLER's flooring was sold and distributed by the SELLER, under the common law trademark VIRTU™; and

WHEREAS, the SELLER is the applicant for an intent-to-use ("ITU") trademark application for federal trademark registration covering the trademark VIRTU™ (U.S. App. Serial No. 85-029630) for "wood and engineered wood flooring, excluding stair treads to fit over existing stairs," in International Class 019 ("630 Application"); and

WHEREAS, the PURCHASER desires to acquire from the SELLER all right, title and interest in and to the trademark VIRTU™, which is covered by and under the '630 Application, and resulting registration rights, and for all goodwill associated with the trademark VIRTU™;

WHEREAS, the parties hereto desire to amend the ASSET AGREEMENT in certain respects for memorializing the assignment of all right, title and interest in and to the trademark VIRTU™, which is covered by and under the '630 Application, and resulting registration rights, and for all goodwill associated with the trademark VIRTU™, as set forth herein;

NOW THEREFORE, for and in consideration of the mutual covenants and agreements contained herein and other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged pursuant to the ASSET AGREEMENT (Section 2), the Parties have now agreed to amend the ASSET AGREEMENT as set forth below;

1. A change to clause (d) and the addition of clause (e) shall be made to Section 5 of Exhibit A of the ASSET AGREEMENT (to which this AMENDMENT NO. 1 is attached) as follows:

(d) United States Patent and Trademark Office (Trademark registration Application Serial #Number 85-029630, filed May 4, 2010 (the '630 Application)). ~~(the application to register the trademark Virtu™); and~~

(e) SELLER hereby assigns to PURCHASER all of the right, title and interest in and to the trademark VIRTU™, and all goodwill associated therewith, said trademark covered by and under the '630 Application, and resulting registration rights therein, in perpetuity, for all countries, jurisdictions, and political entities of the world.

2. This AMENDMENT shall be considered an integral part of the ASSET AGREEMENT and shall be binding upon each party from the date first above written. Subject only to the modification referred to in this AMENDMENT, the ASSET AGREEMENT shall remain in full force and effect and where necessary shall be read and construed and be enforceable as if the terms of this AMENDMENT were inserted;
3. If any provision of this AMENDMENT shall be declared void or unenforceable by any judicial or administrative authority, the validity of another provision and of the entire AMENDMENT shall not be affected thereby;
4. The provision of Section 7.5 (Governing Law) of the ASSET AGREEMENT shall also apply to this AMENDMENT.

IN WITNESS WHEREOF, the Parties hereof have executed this AMENDMENT as of the date first above written.

REISEN LUMBER INDUSTRIES, INC.

By: Robert W. Howard
Robert W. Howard, President

DER SPECIALTY PRODUCTS LLC

By: Daniel E. Reisen
Daniel E. Reisen, Managing Member

48363_1.DOC