

04-02-1999

1 SHEET
YU.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

Tab settings → → → ▼

To the Honorable Commissioner :

101003996

he attached original documents or copy thereof.

1. Name of conveying party(ies):

JACUZZI INC. (a former Delaware corporation)
298 Wiget Lane
Walnut Creek, California 94596Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other Nunc pro tunc assignment

effective April 2, 1988

Execution Date: February, 1999

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

Name: JACUZZI INC.
(a Delaware corporation)

Internal Address: _____

Street Address: 298 Wiget LaneCity: Walnut Creek State: CA ZIP: 94596Additional name(s) & address(es) attached? ☐ Yes ☒ No

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

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

See attached schedule

B. Patent No.(s)

See attached schedule

Additional numbers attached? ☒ Yes ☐ No

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

Name: Marvin L. MizisInternal Address: Donahue, Gallagher, Woods
& Wood, LLPGrewers SquareStreet Address: 1646 North California BoulevardSuite 310City: Walnut Creek State: CA ZIP: 945966. Total number of applications and patents involved: 1027. Total fee (37 CFR 3.41):..... \$ 4,080.00☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number:

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

03/31/1999 JSHABAZZ 00000075 07056531

01 FC:581

4080.00 00

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.

Kathryn Jennison Shultz
Name of Person Signing

Signature

March 30, 1999
Date

Total number of pages comprising cover sheet:

6

APPENDIX A-1
LETTERS PATENTS OF JACUZZI INC.
as of April 2, 1988

<u>Patent No.</u>	<u>Patentee</u>	<u>Date Issued</u>
3,143,139	Pretti, E.D.	08/04/1964
3,149,070	Nash, F.M.	09-15-1964
3,159,849	Jacuzzi, C.J.	12/08/1964
3,178,024	Jacuzzi, C.J.	04/13/1965
3,208,390	Jacuzzi, V.	09/28/1965
3,252,052	Nash, F.M.	05/17/1966
3,252,575	Jacuzzi, C.J.	05/24/1966
3,273,560	Jacuzzi, C.J.	09/20/1966
3,287,741	Nash, F.M.	11/29/1966
3,297,025	Jacuzzi, C.J.	01/10/1967
3,302,640	Jacuzzi, C.J.	02/07/1967
3,304,936	Kosta, P.L.	02/21/1967
3,314,543	Nash, F.M.	04/18/1967
3,321,204	Pretti, E.B.	05/23/1967
3,323,468	Thompson, O.M.	06/06/1967
3,337,725	Nash, F.M.	08/22/1967
3,346,014	Jacuzzi, C.J.	10/10/1967
3,361,303	Jacuzzi, C.J.	01/02/1968
3,365,064	Horan, R.E., Jr.	01/23/1968
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3,381,823	Nash, F.M.	05/07/1968
3,391,870	Nash, F.M.	07/09/1968
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3,572,381	Nash, F.M.	03/23/1971
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3,679,257	Jacuzzi, R.	05/25/1972
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3,814,543	Gritz, D.D.	06/04/1974
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3,892,498	Jacuzzi, R. Kosta, P.	07/01/1975

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4,185,655	Wilkes, Robert D. Smith, Eugene C. Ufford, David E.	01/29/1980
4,211,216	Burgess, John D. Jacuzzi, Virgil J.	07/08/1980
4,233,694	Janosko, Richard L. D'Innocente, Ralph	11/18/1980
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4,396,210	Spencer, III, Terrel Puckett, Joe D.	08/02/1983
4,408,721	Cohen, Carlos Raab, Alfred	10/11/1983
4,426,286	Puckett, Joe D. Bryant, Donald L.	01/17/1984
4,539,498	Wilkes, Robert D.	09/03/1985
4,592,100	Robertson, Joeab A. Waldorf, Virgil J. Wilkes, Robert D. Pucket, Joe D.	06/03/1986
4,637,873	DeSousa, Daniel A. Gockel, Gary L. D'Innocente, Ralph Jacuzzi, Roy A.	01/20/1987

D212,838	Jacuzzi, R.	11/26/1968
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D231,032	Jacuzzi, R. Kosta, P.	03/26/1974
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D247,977	Jacuzzi, R.	05/23/1978
D247,978	D'Innocente, Ralph	05/23/1978
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D252,467	Jacuzzi, R. D'Innocente, Ralph	07/24/1979
D255,932	D'Innocente, Ralph Jacuzzi, Roy A.	07/15/1980
D260,288	D'Innocente, Ralph Janosko, Richard L.	08/18/1981
D264,626	D'Innocente, Ralph Janosko, Richard L.	05/25/1982
D266,405	Jacuzzi, R. Kosta, P.	02/27/1973
D283,679	D'Innocente, Ralph Drasin, Larry	11/11/1986
D288,239	D'Innocente, Ralph Drasin, Larry	02/10/1987

APPENDIX A-2
APPLICATIONS TO OBTAIN ISSUANCE OF LETTERS PATENTS OF JACUZZI INC.
as of April 2, 1988

<u>Appl'n No.</u>	<u>Patentee</u>	<u>Date Filed</u>
056,531	D'Innocente, Ralph Pruscha, Peter K.	06/01/1987
056,800	D'Innocente, Ralph Pruscha, Peter K.	06/01/1987
093,386	D'Innocente, Ralph Pauls, James R.	09/04/1987
093,899	Pauls, James R. D'Innocente, Ralph	09/04/1987
093,901	Jacuzzi, Roy A. D'Innocente, Ralph Pruscha, Peter K.	09/04/1987
122,051	DeSousa, Daniel A. Badley, William G. D'Innocente, Ralph	11/18/1987
130,798	Maskell, Bruce W. Soule, Jeff R.	12/09/1987
172,577	Wilkes, Robert D.	03/24/1988
865,818	Raab, Alfred	05/22/1986
936,373	D'Innocente, Ralph	12/01/1986

CONFIRMATORY ASSIGNMENT
NUNC PRO TUNC
as of
April 2, 1988

THIS CONFIRMATORY ASSIGNMENT confirms *nunc pro tunc* as of April 2, 1988, the assignment of trademarks, applications to register trademarks, trademark registrations, trade names, rights in certain inventions, applications to obtain letters patents, letters patents, and all other intellectual property owned by Assignor (collectively "intellectual property"), together with that part of the goodwill of the business connected with the use of said intellectual property and symbolized thereby, and assignment of all rights to sue, to arbitrate, and otherwise to enforce legal rights in such intellectual property, by:

(a) Jacuzzi Inc., a former Delaware corporation, which had its principal place of business at 298 Wiget Lane, Walnut Creek, California, as Assignor,

to:

(b) Jacuzzi Inc., a Delaware corporation, which had its principal place of business at 298 Wiget Lane, Walnut Creek, California, as Assignee.

In this Confirmatory Assignment, the word "trademark(s)" includes both marks applicable to goods and marks applicable to services.

BE IT REMEMBERED that as of April 2, 1988, all of the assets of Assignor, including without limitation the following described intellectual property and appurtenant rights, were transferred to Assignee:

(a) All of the entire right, title, and interest in and to trademarks, applications to register trademarks, trademark registrations, and trade names, both registered and

unregistered, including all Notices of Allowance and all Certificates of Registration relating thereto, and all other proprietary designations;

(b) All of the entire right, title, and interest in and to certain inventions and in and to pending applications to obtain letters patents and issued letters patents;

(c) All rights to sue, arbitrate, or otherwise enforce, at its sole option in its own name or in the name of Assignor, its rights for past and present misuse or infringement of said intellectual property; and,

(d) All of the goodwill of the business appurtenant to said intellectual property.

NOW THEREFORE, pursuant to the April 2, 1988, transfer, the occurrence of which is hereby confirmed and acknowledged, Assignor does hereby confirmatorily sell, assign, transfer, and set over nunc pro tunc as of that date to Assignee:

(a) the entire right, title, and interest in and to the intellectual property herein described and enumerated;

(b) the goodwill and the business in connection with said intellectual property; and,

(c) rights to institute legal proceedings at law or in equity, or to engage in arbitration, at its sole option in its own name or in the name of Assignor, to (1) to obtain injunctions against, and/or to recover monetary damages for, past, present, or future infringements of any or all of said trademarks or trade names, or (2) to obtain injunctions against, and/or to recover monetary damages for, past, present, or future infringements of any or all of said inventions or letters patents, including each and all of the trademark registrations, applications to register trademarks, letters patents, and applications to obtain letters patents, set forth in the following appendices attached hereto and made a part hereof:

APPENDIX

DESCRIPTION

- | | |
|---|--|
| A | Letters Patents and Applications to Obtain Issuance of Letters Patents |
| B | Trademark Registrations and Applications to Register Trademarks |
| C | Trademarks in Use, or Intended to be Used, Other than Registered Marks and Marks for which Applications for Registration have been filed |

IN WITNESS WHEREOF, Assignor and Assignee have each authorized execution of this Confirmatory Assignment by a duly authorized officer, it being understood that the effective date of this document is April 2, 1988.

Executed this _____ day of February, 1999, at Walnut Creek, California.

JACUZZI INC.,
a Former Delaware Corporation

By _____

Roy A. Jacuzzi, Its President

"Assignor"

JACUZZI INC.,
a Corporation

By _____

Roy A. Jacuzzi, Its President

"Assignee"

APPENDIX B-1
ISSUED U.S. TRADEMARKS OF JACUZZI INC.
as of April 2, 1988

<u>Regis #</u>	<u>Trademark</u>	<u>Expire Date</u>
1469714	AERO	12/22/2007
0957680	AQUAGENIE & DESIGN	04/24/1993
1415723	ARISTA	11/04/2006
1120941	THE ATHENA	06/26/1999
1329439	BIANCA	04/09/2005
1392270	CARESSA	05/06/2006
1329440	CELESTE	04/09/2005
1183647	CIRCA	12/29/2001
1079317	THE ELYSIANS	12/13/1997
1355195	ESPREE	08/20/2005
0864967	FILTERGUARD	02/18/1989
1101174	JACUZZI	09/05/2008
0805414	JACUZZI and Design	03/15/2006
0807314	JACUZZI WHIRLPOOL BATH and Design	04/19/2006
1241022	JACUZZI WHIRLPOOL BATH and Design	09/07/2003
1117631	JET CHEF	05/08/1999
1328269	MAGIC TOUCH	04/02/2005
1441981	MAGNA	06/09/2007
1329446	MERIDIAN	04/09/2005
1259918	ORION	12/06/1983
1081604	PARAGON	01/10/1998
1424739	SIGNA	01/13/2007
1437932	VECTRA	04/28/2007
1367491	WATER RAINBOW	10/29/2005

APPENDIX B-2
PENDING U.S. TRADEMARKS OF JACUZZI INC.
as of April 2, 1988

<u>Serial #</u>	<u>Trademark</u>	<u>Filing Date</u>
73-716580	AURA	03/14/1988
73/716500	DURASEAL	03/14/1988
73/716532	QUANTUM	03/14/1988

APPENDIX C
IN USE OR INTENDED TO BE USED TRADEMARKS OF JACUZZI INC.
as of April 2, 1988

Product Name

ADONIS	JUNO
ALLUSIAN	LASER
AMIGA	MIRA
ANTIGUA	NOVA
ARTEMIS	OMNI
AVANZA	POLARA
BRAVA	POWERPRO
CAMBIO	PRIMA
CARA	QUANTA
CIVA	SELVA
CORISCA	SEQUOIA
CYNTHIA	SIENNA
DAPHNE	TARA
DEMETER	THE EXECUTIVE
DIANA	TIRAGE
EMPRESS	VENTERRA
EURA	VENUS
EUROPA	VIRAGE
GRAND	VISTA

APPENDIX A-2
APPLICATIONS TO OBTAIN ISSUANCE OF LETTERS PATENTS OF JACUZZI INC.
as of April 2, 1988

<u>Appl'n No.</u>	<u>Patentee</u>	<u>Date Filed</u>
07/056,531	D'Innocente, Ralph Pruscha, Peter K.	06/01/1987
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