

06-30-2000

Form-PTO-1595  
1-31-92

## TRANSMITTAL OF



Atty. Docket: 2105.2065

101392968

To the Commissioner of Patents and Trademark

ents or copy thereof.

1. Name of conveying party(ies):

Elisha Tal

Additional name(s) of conveying party(ies) attached?

☐ Yes☒ No

MRP 6-5-00

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

Name: PepsiCo, Inc.

Foreign Address:

Domestic Address: 700 Anderson Hill Road

City: Purchase State NY ZIP 10577

Additional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other

Execution Date: 4-2-00

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 Number: 29/120,835

B. Title of Invention:

CUP

Filing Date: March 28, 2000

Additional numbers attached?

☐ Yes☒ No

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

Name: Fitzpatrick, Cella, Harper &amp; Scinto

30 Rockefeller Plaza

New York, New York 10112-3801

Telephone No.: (212) 218-2100

Facsimile No.: (212) 218-2200

6. Number of applications and patents involved:

One

7. Total fee (37 CFR 3.41): . . . \$ 40.00

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number (for deficiency or excess)

06-1205

(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 the attached is the original document or is a true copy of the original document.*

Pasquale A. Razzano

Name of Person Signing

Signature

May 31, 2000

Date

Total number of pages including cover sheet, attachments, and documents: 3

A0098818 WPD (Rev. 3/12/98)  
06/29/2000 DNGUYEN 00000110 29120835

01 FC:581

40.00 OP

PATENT  
REEL: 010879 FRAME: 0470

**ASSIGNMENT**

FOR VALUE RECEIVED, WE, Elisha Tal (citizen of Israel), Markus Diebel (citizen of Germany), Patrick Gilmore (citizen of United States), Adriana Colombo-Spitzenberger (citizen of United States), Chak Lam Chung (citizen of Hong Kong) and Joseph W. Yang (citizen of United States)

residing, respectively, at Har Tsarir 690, Macabin 71980, ISRAEL; 182 Parnassus Avenue, San Francisco, CA 94117; P.O. Box 171142 Memphis, TN 38187; 4 Jeremy Drive, New Fairfield, CT 06812; 5417 Ridgewood Drive, Fremont, CA 94555; and 3938 North Canyon Court, Castro Valley, CA 94552

hereby sell, assign, transfer and convey unto PepsiCo., Inc.

a corporation of North Carolina

having a place of business at 700 Anderson Hill Road, Purchase, New York 10577

its successors, assigns and legal representatives (hereinafter called the "Assignee"), the entire right, title and interest, for all countries, in and to certain inventions relating to CUP

and described in an application for Letters Patent of the United States executed by us on even date herewith

and in and to said application, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted, thereon, and all reissues and extensions thereof, and all applications for Letters Patent or other grants of protection of proprietary rights including, but not limited to, inventor's certificate, utility model, utility certificate, patent of importation, registration of patent and industrial design registration which may be filed, and which may be granted, upon said inventions in any countries or regions foreign to the United States, and all reissues, renewals and extensions thereof; and we hereby authorize and request the Commissioner for Patents and Trademarks of the United States, and all officials of countries or regions foreign to the United States having authority so to do, to issue all such Letters Patent or other grants of protection upon said inventions to the Assignee or to such nominees as it may designate.

AND we authorize and empower the said Assignee or nominees to invoke and claim for any application for such Letters Patent or other grants of protection for said inventions filed by it or them, the benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by a convention which may henceforth be substituted for it, and to invoke and claim such right of priority without further written or oral authorization from us.

AND we hereby consent that a copy of this assignment shall be deemed a full and formal equivalent of any assignment, consent to file or like document which may be required in any country or region for any purpose and more particularly in proof of the right of the said Assignee or nominees to claim the aforesaid benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it.

AND we hereby covenant that we have the full right to convey the entire right, title and interest herein assigned and that we have not executed and will not execute any agreement in conflict herewith.

AND we hereby covenant and agree that we will communicate to said Assignee or nominees all facts known to us pertaining to said inventions, and testify in all legal proceedings, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and declarations and in general perform all lawful acts necessary or proper to aid said Assignee or nominees in obtaining, maintaining and enforcing all lawful patent or other grants of protection of said inventions in any and all countries and regions.

IN TESTIMONY WHEREOF, we hereunto set our hand and seal as of the date indicated below.

Dated

040500

Dated

March 31, 2000

Dated

Elisha Tal

 L.S.

Markus Diebel

 L.S.

Patrick Gilmore

5/15/00

Dated

Adriana Colombo Spitzberger L.S.  
Adriana Colombo-Spitzberger

4.5.00

Dated

Chak Lanh Ching L.S.  
Chak Lanh Ching

4.5.00

Dated

Joseph W. Yang L.S.  
Joseph W. Yang

STATE OF California  
COUNTY OF Santa Clara

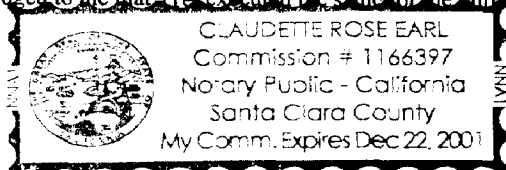
)  
) ss.:  
)

On this 5<sup>th</sup> day of April, 2000, before me personally appeared Claudette Rose Earl, Notary Public

Joseph W. Yang

to me known and known to me to be the individual described in and who executed the foregoing instrument, and who thereupon acknowledged to me that he executed the same for the purposes therein set forth.

(Seal)



Claudette Rose Earl

Notary Public  
(Notary Stamp)

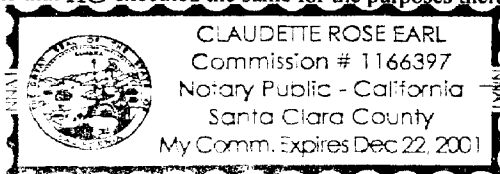
STATE OF California  
COUNTY OF Santa Clara

)  
) ss.:  
)

On this 5<sup>th</sup> day of April, 2000, before me personally appeared Markus Diebel

to me known and known to me to be the individual described in and who executed the foregoing instrument, and who thereupon acknowledged to me that he executed the same for the purposes therein set forth.

(Seal)



Claudette Rose Earl

Notary Public  
(Notary Stamp)

STATE OF Tennessee  
COUNTY OF Shelby

)  
) ss.:  
)

On this 31<sup>st</sup> day of March, 2000, before me personally appeared Patrick Gilmore

to me known and known to me to be the individual described in and who executed the foregoing instrument, and who thereupon acknowledged to me that he executed the same for the purposes therein set forth.

(Seal)

Ran A. Al

Notary Public  
(Notary Stamp)

My Commission Expires Oct. 11, 2000

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

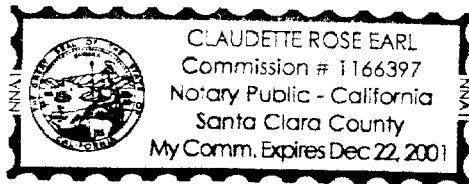
State of California

County of Santa Clara

On 05 April 2000 before me, Claudette Rose Earl, Notary Public  
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Chak Lam Chung  
Name(s) of Signer(s)

☐ personally known to me – OR – ☒ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Claudette Rose Earl  
Signature of Notary Public

## OPTIONAL

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

### Description of Attached Document

Title or Type of Document: Assignment of Design Patent

Document Date: 31 March 2000 Number of Pages: 2 (two)

Signer(s) Other Than Named Above: Elisha Tal, Markus Diebel, Patrick Gilmore, Adriana Colombo-Spitzenberger, Joseph W. Yang.

### Capacity(ies) Claimed by Signer(s)

Signer's Name: Chak Lam Chung

- ☒ Individual  
☐ Corporate Officer  
Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Attorney-in-Fact  
☐ Trustee  
☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_

Signer Is Representing:

self

RIGHT THUMBPRINT  
OF SIGNER  
Top of thumb here

Signer's Name: \_\_\_\_\_

- ☐ Individual  
☐ Corporate Officer  
Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Attorney-in-Fact  
☐ Trustee  
☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_

Signer Is Representing:

RIGHT THUMBPRINT  
OF SIGNER  
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