

MRD 1-8-02

01-18-2002

Form-PTO-1595
1-31-92

TRANSMI

ATION

Atty. Docket:02105.002330



101952469

original documents or copy thereof.

To the Director, U.S. Patent and Trade

1. Name of conveying party(ies):
 JIM WARNER
 MARTIN SHORT
 CYNTHIA A. HEADEN

Additional name(s) of conveying party(ies) attached?
 Yes No

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

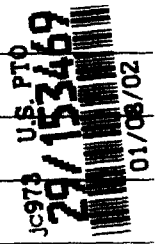
Name: PepsiCo, Inc.

Foreign Address: _____

Domestic Address: 700 Anderson Hill Road

City: Purchase State N.Y. ZIP 10577

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



3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Dates: 11/07/01, 11/05/01, 01/03/02

4. Application number(s) or patent number(s): N/A
 If this document is being filed together with a new application, the execution date of the application is: SAME

A. Patent Application Number:
 Filing Date: 29153469

Additional numbers attached? Yes No

B. Title of Invention:
BOTTLE

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

Name: Fitzpatrick, Cella, Harper & 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):

01/17/2002 DBYRNE 00000138 29153469
 01 FC1581 40.00 DP

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 (Reg. No. 25,512)
 Name of Person Signing

Signature

January 8, 2002
 Date

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

ASSIGNMENT

FOR VALUE RECEIVED, WE **Jim Warner, Martin Short and Cynthia A. Headen**

citizens of The United States of America, United Kingdom, The United States of America,

residing, respectively, at **90 Adams Street, Hoboken, New Jersey 07030, 129 Boerum Place #4F, Brooklyn, New York 11201, and 11 Wedgewood Court, Newton, Connecticut 06470**

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 **BOTTLE**

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.

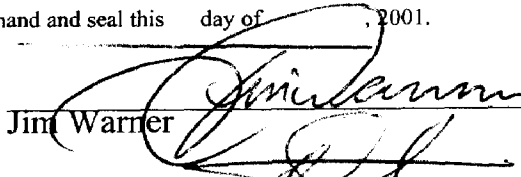
AND we authorize and empower the said Assignee or nominees to invoke and claim for any application for such Letters Patent or other grants of protection for said inventions filed by it or them, the benefit of the right of priority provided by the International Convention for the Protection of Industrial 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.

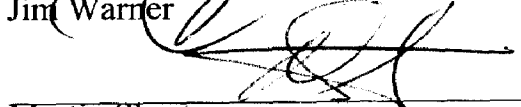
AND we hereby consent that a copy of this assignment shall be deemed a full and formal equivalent of any assignment, consent to file or like document which may be required in any country or region for any purpose and more particularly in proof of the right of the said Assignee or nominees to claim the 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.

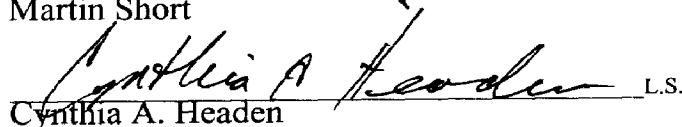
AND we hereby covenant that we have the full right to convey the entire right, title and interest herein assigned and that we have not executed and will not execute any agreement in conflict herewith.

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 this day of , 2001.

 L.S.
 Jim Warner

 L.S.
 Martin Short

 L.S.
 Cynthia A. Headen

STATE OF *NEW JERSEY*
COUNTY OF *HUDSON*

} ss.:

On this *7th* day of *November*, 2001, before me personally appeared Jim Warner 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)

Ann Walsh

Notary Public
(Notary Stamp)

ANN WALSH
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Jan. 30, 2006

STATE OF *NEW YORK*
COUNTY OF *NEW YORK*

) ss.:)

On this *5th* day of *November*, 2001, before me personally appeared Martin Short 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)

Steven E. Miller

Notary Public
(Notary Stamp)

STEVEN E. MILLER
Notary Public, State of New York
No. 31-011170901
Qualified in New York County
Term Expires November 23, 2002

STATE OF *NEW YORK*
COUNTY OF *WESTCHESTER*

) ss.:)

On this *3rd* day of *January*, 2002, before me personally appeared Cynthia A. Headen 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 she executed the same for the purposes therein set forth.

(Seal)

Lori J. Tully

Notary Public
(Notary Stamp)

(Joint Inventors)

LORI J. TULLY
Notary Public, State of New York
No. 01TU5079681
Qualified in Westchester County
My Commission Expires *JUNE 9, 2003*

Form #14
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