

12-31-2003

ON

Atty. Docket: 02105.002355

To the Director, U.S. Patent and Trademark



Documents or copy thereof.

1. Name of conveying party(ies):

A) GLENN ROY, B) ROBIN BERARDI, C) WENDY CHAN AND D) THOMAS LEE

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

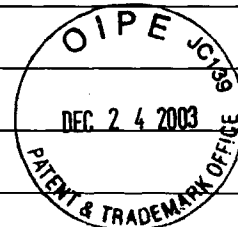
Yes  No

102636292

Name 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: a) December 3, 2003; b) December 22, 2003; c) December 3, 2003 and d) December 3, 2003

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: 10/629,759

Filing Date: July 30, 2003

B. Title of Invention:

PREVENTION OF SYNTHETIC COLOR FADING IN BEVERAGES USING BOTANICALLY DERIVED COLOR STABILIZERS

Additional numbers attached?  Yes  No

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 10112-3800

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.

Elizabaeth F. Holowacz

Name of Person Signing

*Elizabaeth F. Holowacz*  
Signature

December 23, 2003

Date

12/30/2003 ECDOPER 00000240 10629759

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

**ASSIGNMENT**

FOR VALUE RECEIVED, WE GLENN ROY, ROBIN BERARDI, WENDY CHAN and THOMAS LEE,

citizens all of the United States,

residing, respectively, at 8 De Soto Avenue, Beacon, NY 12508; 1 Packers Island Lane, Flemington, NJ 08822; 12 Nicole Way, Chestnut Ridge, NY 10977 and 54 Vernon Drive, Scarsdale, NY 10583,

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, NY 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

**PREVENTION OF SYNTHETIC COLOR FADING IN BEVERAGES USING BOTANICALLY DERIVED COLOR STABILIZERS**

and described in an application for Letters Patent of the United States filed on July 30, 2003, as U.S. Appln. No. 10/629,759

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 22 day of December, 2003

\_\_\_\_\_  
L.S.  
GLENN ROY

Robin Berardi  
\_\_\_\_\_  
L.S.  
ROBIN BERARDI

\_\_\_\_\_  
L.S.  
WENDY CHAN

\_\_\_\_\_  
L.S.  
THOMAS LEE

STATE OF New Jersey )  
COUNTY OF Mercer ) ss.:  
)

On this 22 day of December, 2003, before me personally appeared Robin Berardi, Thomas Lee, Pei Chang, and Zena Bchi, to me known and known to me to be the individuals described in and who executed the foregoing instrument, and who thereupon acknowledged to me that they executed the same for the purposes therein set forth.

(Seal)

Wendy Manna  
\_\_\_\_\_  
Notary Public  
(Notary Stamp)

NY\_MAIN 3P?634v1

**WENDY MANNA**  
A Notary Public of New Jersey  
My Commission Expires Nov. 28, 2008

ASSIGNMENT

FOR VALUE RECEIVED, WE GLENN ROY, ROBIN BERARDI, WENDY CHAN and THOMAS LEE,

citizens all of the United States,

residing, respectively, at 8 De Soto Avenue, Beacon, NY 12508; 1 Packers Island Lane, Flemington, NJ 08822; 12 Nicole Way, Chestnut Ridge, NY 10977 and 54 Vernon Drive, Scarsdale, NY 10583,

hereby sell, assign, transfer and convey unto PEPSICO, INC.

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and described in an application for Letters Patent of the United States filed on July 30, 2003, as U.S. Appln. No. 10/629,759

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 3 day of Dec., 2003

Signatures of Glenn Roy, Robin Berardi, Wendy Chan, and Thomas Lee with L.S. labels.

STATE OF )
COUNTY OF ) ss.:

On this 3 day of Dec., 2003, before me personally appeared Thomas Lee, Glenn Roy, and Wendy Chan, to me known and known to me to be the individuals described in and who executed the foregoing instrument, and who thereupon acknowledged to me that they executed the same for the purposes therein set forth.

(Seal)

Notary Public signature and stamp area.

NY\_MAIN 392634v1

REIN HIRS
NOTARY PUBLIC, STATE OF NEW YORK
No. 01HI6073141
QUALIFIED IN PUTNAM COUNTY
MY COMMISSION EXPIRES APRIL 15, 2006