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PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)/Execution Date(s):JON R. BUTENECHT
JOHN B. OVITTExecution Date(s) DECEMBER 4, 2004Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No**3. Nature of conveyance:**

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other _____

2. Name and address of receiving party(ies)Name: FRANKLIN FOODS, INC.

Internal Address: _____

Street Address: 1 LAWSON LANE,
SUITE 340City: BURLINGTONState: VERMONTCountry: USA Zip: 05401Additional name(s) & address(es) attached? ☐ Yes ☒ No**4. Application or patent number(s):**☒ This document is being filed together with a new application.

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No**5. Name and address to whom correspondence concerning document should be mailed:**Name: JAY M. BROWN

Internal Address: _____

Street Address: 123 BARNES SPRING CT.City: CARYState: NORTH CAROLINA Zip: 27519Phone Number: 919-522-0312Fax Number: 919-303-0206Email Address: JAYMBROWN@NC.ML.COM**6. Total number of applications and patents involved:**1**7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40**

- ☐ Authorized to be charged by credit card
☐ Authorized to be charged to deposit account
☒ Enclosed
☐ None required (government interest not affecting title)

8. Payment Informationa. Credit Card Last 4 Numbers _____
Expiration Date _____

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9. Signature:

Signature

JAY M BROWN

Name of Person Signing

DECEMBER 8, 2004

Date

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

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:

Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

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PATENT
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ASSIGNMENT AND AGREEMENT

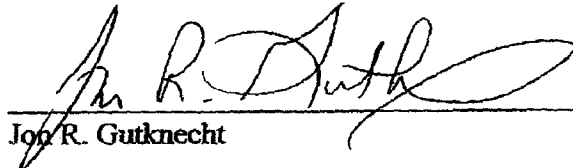
For value received, we, Jon R. Gutknecht, South Burlington, VT, and John B. Ovitt, Franklin, VT, hereby sell, assign and transfer to Franklin Foods, Inc., a corporation of the State of Vermont, having an office at 1 Lawson Lane, Suite 340, Burlington, VT 05401, and its successors, assigns and legal representatives, the entire right, title and interest, for the United States of America, in and to certain inventions related to **Process for Making Yogurt Cream Cheese, and the Resulting Products** which is being filed herewith, and all the rights and privileges in said application and under any and all Letters Patent that may be granted in the United States for said inventions; and we also concurrently hereby sell, assign and transfer to Franklin Foods, Inc., the entire right, title and interest in and to said inventions for all countries foreign to the United States, including all rights of priority arising from the application aforesaid, and all the rights and privileges under any and all forms of protection, including Letters Patent, that may be granted in said countries foreign to the United States for said inventions.

We authorize Franklin Foods, Inc. to make application for such protection in its own name and maintain such protection in any and all countries foreign to the United States, and to invoke and claim for any application for patent or other form of protection for said inventions, without further authorization from us, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any document which may be required in any country in proof of the right of Franklin Foods, Inc. to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

We request that any and all patents for said inventions be issued to Franklin Foods, Inc. in the United States and in all countries foreign to the United States, or to such nominees as Franklin Foods, Inc. may designate.

We agree that, when requested, we shall, without charge to Franklin Foods, Inc. but at its expense, sign all papers, and do all acts which may be necessary, desirable or convenient in connection with said applications, patents, or other forms of protection.


 Jon R. Gutknecht

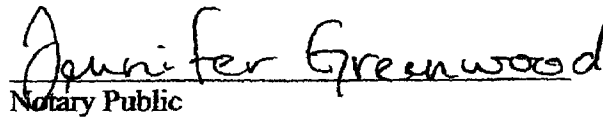
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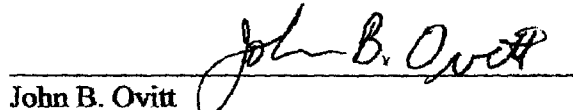
United States of America)

State of Vermont) ss:

County of Franklin

On this 4th day of December 2004, before me personally came, Jon R. Gutknecht to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.


 Notary Public


 John B. Ovitt

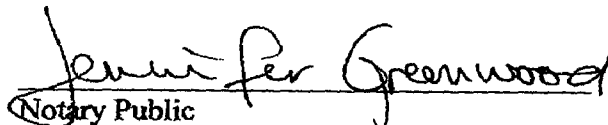
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-2-