

06-07-2007

Attorney Docket No.: 05.40

Form PTO-1595 (Rev. 07/05)  
OMB No. 0851-0027 (exp. 6/30/2008)

U.S. DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office



103413859

RECORDATION SERVICE  
**PATENTS ONLY**

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

RE Com.  
Record 5/25/07

**1. Name of conveying party(ies)**

Katia KUETHE  
Philipp MUESSIGMANN

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

Name: 001 CORPORATION

Internal Address: \_\_\_\_\_

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

**3. Nature of conveyance/Execution Date(s):**

Execution Date(s) 02/24/2007, 02/24/2007

- Assignment  Merger
- Security Agreement  Change of Name
- Joint Research Agreement
- Government Interest Assignment
- Executive Order 9424, Confirmatory License
- Other SEE Exhibit A - Attached

Street Address: 2906 THOUSAND OAKS

City: AUSTIN

State: TX

Country: US Zip: 78746

Additional 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)

29/243,816  
Filed On: 11/30/2005

B. Patent No.(s)

Additional numbers attached?  Yes  No

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

Name: CYNTHIA R. MILLER, ESQ.

Internal Address: ESTEE LAUDER COMPANIES

Street Address: 155 PINELAWN ROAD

SUITE 345 SOUTH

City: MELVILLE

State: NY Zip: 11747

Phone Number: (631) 414-6068

Fax Number: (631) 531-1340

Email Address: cymiller@estee.com

**6. Total number of applications and patents involved:** 1

**7. Total fee (37 CFR 1.21(h) & 3.41) \$40.00**

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

**8. Payment Information**

a. Credit Card Last 4 Numbers \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number 05-1320

Authorized User Name C. Miller

**9. Signature:**

Signature

5-25-07  
Date

CYNTHIA R. MILLER, ESQ.  
Name of Person Signing

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

13

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

06/08/2007 DBYRNE 00000112 051320 29243816

01 FC:8021 40.00 DA

Attorney Docket No.: 05.40

**EXHIBIT A**

Corrective Assignment to correct Assignee's name, previously recorded on **REEL/FRAME No.: 017472/0817.**

Assignment

<b>PATENT ASSIGNMENT</b>
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Electronic Version v1.1  
 Stylesheet Version v1.1

05140

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	ASSIGNMENT
<b>CONVEYING PARTY DATA</b>	
<b>Name</b>	<b>Execution Date</b>
Katia Kuethe	04/10/2006
Phillipp Muessignmann	04/10/2006
<b>RECEIVING PARTY DATA</b>	
<b>Name:</b>	ELC Management LLC
<b>Street Address:</b>	767 Fifth Avenue
<b>City:</b>	New York
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	10153
<b>PROPERTY NUMBERS Total: 5</b>	
<b>Property Type</b>	<b>Number</b>
Application Number:	29243820
Application Number:	29243819
Application Number:	29243739
Application Number:	29243816
Application Number:	29243738
<b>CORRESPONDENCE DATA</b>	
<b>Fax Number:</b>	(631)531-1340
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
<b>Phone:</b>	(631) 414-6093
<b>Email:</b>	vpalumbo@estee.com
<b>Correspondent Name:</b>	Victoria Palumbo
<b>Address Line 1:</b>	155 Ptnelawn Road
<b>Address Line 2:</b>	Suite 345 South
<b>Address Line 4:</b>	Melville, NEW YORK 11747

file:///C:/Documents and Settings/vpalumbo/Local Settings/Temporary Internet Files/OLK5/EAS... 04/14/2006

## Assignment

ATTORNEY DOCKET NUMBER:	05.37
NAME OF SUBMITTER:	Victoria Palumbo
Signature:	/Victoria Palumbo/
Date:	04/14/2006
Total Attachments: 10 source=0537assignment#page1.tif source=0537assignment#page2.tif source=0538 assignment#page1.tif source=0538 assignment#page2.tif source=0539assignment#page1.tif source=0539assignment#page2.tif source=05.40assignment#page1.tif source=05.40assignment#page2.tif source=0545assignment#page1.tif source=0545assignment#page2.tif	
<b>RECEIPT INFORMATION</b>	
EPAS ID:	PAT99011
Receipt Date:	04/14/2006
Fee Amount:	\$200

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**DOCKET NO.: 05.40**  
**APPLICATION NO. 29/243,816**

**JOINT**  
**Page 1 of 2**

## **ASSIGNMENT**

WHEREAS, WE, **Katia KUETHE** and **Philipp MUESSIGMANN**, ASSIGNORS, citizens of Germany, both residing at **475 Kent Avenue, #607, Brooklyn, NY 11211**, respectively, are the inventors of the invention titled **FRAGRANCE BOTTLE AND CAP**, for which we executed an application for a Patent of the United States which is identified by **Application No.: 29/243,816 / Filing Date: 11/30/2005 / Attorney Docket No.: 05.40**; and

WHEREAS, **001 Corporation**, a Texas corporation, having an office at **2906 Thousand Oaks, Austin, TX 78746**, ASSIGNEE, is desirous of obtaining the entire right, title and interest in, to and under the invention and the application.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the ASSIGNEE, its successors, legal representatives and assigns, the entire right, title and interest in, to and under the invention and the United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for the invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from the United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for the invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreements in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to the ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting the invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for the invention in all countries.

DOCKET NO.: 05.40  
APPLICATION NO. 29/243,816


JOINT  
Page 2 of 2

IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

Date 2-24-07, 2007   
Katia KUETHE

State of NEW YORK  
County of QUEENS

On the 24<sup>th</sup> day of February in the year 2007 before me, the undersigned, a Notary Public in and for said State, personally appeared **Katia KUETHE**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.


  
NOTARY PUBLIC

Lily Moy  
Notary Public, State of New York  
No 01MO6139356  
Qualified in Queens County  
Commission Expires Jan 09, 2010

Date 2-24-07, 2007   
Philipp MUESSIGMANN

State of New York  
County of Queens

On the 24<sup>th</sup> day of February in the year 2007 before me, the undersigned, a Notary Public in and for said State, personally appeared **Philipp MUESSIGMANN**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

  
NOTARY PUBLIC

Lily Moy  
Notary Public, State of New York  
No 01MO6139356  
Qualified in Queens County  
Commission Expires Jan 09, 2010

**DOCKET NO.: 05.40D-US**  
**APPLICATION NO. 29/243,816**

**JOINT**  
**Page 1 of 2**

## **ASSIGNMENT**

WHEREAS, WE, **Katia KUETHE** and **Phillipp MUESSIGMANN**, ASSIGNORS, citizens of Germany, both residing at **475 Kent Avenue, #607, Brooklyn, NY 11211**, respectively, are the inventors of the invention titled **FRAGRANCE BOTTLE AND CAP**, for which we executed an application for a Patent of the United States which is identified by **Application No.: 29/243,816 / Filing Date: 11/30/2005 / Attorney Docket No.: 05.40D-US**; and

WHEREAS, **ELC Management LLC**, a Delaware corporation having an office at **767 Fifth Avenue, New York, NY 10153**, ASSIGNEE is desirous of obtaining the entire right, title and interest in, to and under the invention and the application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the ASSIGNEE, its successors, legal representatives and assigns, the entire right, title and interest in, to and under the invention and the United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for the invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from the United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for the invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

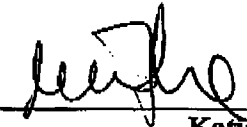
AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreements in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to the ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting the invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for the invention in all countries.

DOCKET NO.: 05.40D-US  
APPLICATION NO. 29/243,816

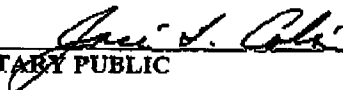
JOINT  
Page 2 of 2

IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

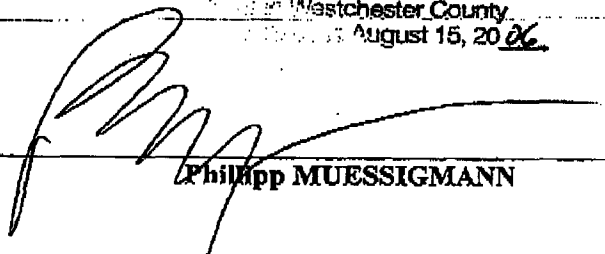
Date April 10th, 2006   
Katia KUETHE

State of NEW YORK  
County of KINGS

On the 10<sup>th</sup> day of APRIL in the year 2006 before me, the undersigned, a Notary Public in and for said State, personally appeared **Katia KUETHE**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

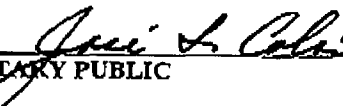
  
NOTARY PUBLIC

JOSÉ L. COLÓN  
Notary Public - State of New York  
No. 01CO5031881  
Qualified in Westchester County  
Commission Expires August 15, 2006

Date 4-10-2006, 2006   
Philipp MUESSIGMANN

State of NEW YORK  
County of KINGS

On the 10<sup>th</sup> day of APRIL in the year 2006 before me, the undersigned, a Notary Public in and for said State, personally appeared **Philipp MUESSIGMANN**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

  
NOTARY PUBLIC

JOSÉ L. COLÓN  
Notary Public - State of New York  
No. 01CO5031881  
Qualified in Westchester County  
Commission Expires August 15, 2006