

PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

EPAS ID: PAT3401165

SUBMISSION TYPE:	NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	ASSIGNMENT	
CONVEYING PARTY DATA		
	Name	Execution Date
	ALTIA INDUSTRY	12/10/2014
RECEIVING PARTY DATA		
Name:	LES ATELIERS REUNIS	
Street Address:	29 RUE DU MODULOR	
City:	DINGSHEIM	
State/Country:	FRANCE	
Postal Code:	67370	
PROPERTY NUMBERS Total: 3		
Property Type	Number	
Application Number:	29117469	
Application Number:	29149375	
Application Number:	29149374	
CORRESPONDENCE DATA		
Fax Number:		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i>		
Email:	abrand@soferharoun.com	
Correspondent Name:	JOSEPH SOFER, ESQ.	
Address Line 1:	215 LEXINGTON AVE	
Address Line 2:	1301	
Address Line 4:	NEW YORK, NEW YORK 10016	
ATTORNEY DOCKET NUMBER:	979-800	
NAME OF SUBMITTER:	JOSEPH SOFER	
SIGNATURE:	/Joseph Sofer/	
DATE SIGNED:	06/17/2015	
Total Attachments: 10		
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Service:
-SA ALTIA INDUSTRY
-Mr. Stéphane DE DIEU

Copies:

TPG

PROSECUTOR

Maître BAULAND

Maître GORRIAS

Maître POLI

PARIS COMMERCIAL COURT
PREVENTION AND SAFEGUARD 2ND CHAMBER
JUDGMENT HANDED DOWN ON 12/01/2014 -09:00-

[stamp:] RECEIVED IN PARIS THE

10 DEC. 2014

Bauland, Carboni, Martinez & associates

Docket 2014062574 P201401918
11/24/2014

SA ALTIA INDUSTRY, whose head office is at 80 rue Joffroy d'Abbans 75017 Paris -- RCS B 508823812

ASSIGNMENT PLAN

- Maître Catherine Poli, 85 rue de la Victoire 75009 Paris, interim director of that company, present,
- SELARL Bauland, Carboni, Martinez & Associés & Associés [sic], represented by Maître Eric Bauland, 7 rue de Caumartin 75009 Paris, receiver, present,
- SCP B.T.S.G., represented by Maître Stéphane Gorias, 3 rue Troyon 75017 Paris, receiver, present.

Takeover entrepreneur:

- Mr. Stéphane Dedieu, 29 rue du Modulor 67370 Dingsheim, present, assisted by Maître Gérard Alexandre, attorney at the Strasbourg Bar,
- Mr. Pascal Portefaix, public accountant, present.

AFTER DELIBERATION

By judgment dated June 27, 2014, the Court opened bankruptcy proceedings against the SA ALTIA INDUSTRY with an observation period of 6 months.

That same judgment appointed Maître Bauland, in the capacity of receiver with an administrative assignment, and Maître Gorrias in the capacity of receiver, Mr. Elmalek being official receiver.

On November 21, 2014, Maître Bauland filed the report with the clerk of the court for the purposes of bankruptcy by assignment in accordance with the provisions of Article L. 631-22 of the Commercial Code.

That report was submitted, as well as the content of the bids, to the debtor and the employee representative.

The debtor and the employee representative were summoned, by registered letter with return receipt from the clerk dated November 4, 2014 pursuant to Articles R.631-40 and L.642-3 of the Commercial Code. The receiver, the administrator and the Public Prosecutor were notified of the date of the hearing. The takeover entrepreneurs were summoned by simple letter.

From the hearing of the Council Chamber on November 24, 2014
the following emerges:

Whereas the ALTIA group is controlled by the ALTIA GROUP holding company, which has a sub-holding company ALTIA INDUSTRY;

ALTIA INDUSTRY having a set of intangible assets in particular including the "CADDIE" trademarks and logos and all of their derivatives,

It also has patents, designs, drawings, models and so-called "Soleau" letters,

These intangible assets were being exploited by the companies CADDIE STRASBOURG and CADDIE REVETEMENT, subsidiaries of SAS CADDIE, which in turn is a subsidiary of ALTIA INDUSTRY,

Whereas CADDIE STRASBOURG and CADDIE REVETEMENT had been placed in bankruptcy by judgments by the PARIS Commercial Court dated June 26, 2014, and a deadline for the filing of bids was set on September 12, 2014,

The sole bid, filed by Mr. DEDIEU, was examined by the Court during the hearing on October 13 and 20, 2014,

The judgment ruling on that date handed down by that Court on October 27, 2014 only pertains to the tangible and intangible elements of CADDIE STRASBOURG and CADDIE REVETEMENT,

Furthermore, the receiver sent the Official Receiver a request for authorization for the assignment by ALTIA INDUSTRY of all of the trademarks, logos, patents, models, and drawings relative to the "CADDIE" trademark, in favor of Mr. DEDIEU, for a low value previously proposed as part of the assignment plan examined on October 13 and 20, 2014,

By order dated October 17, 2014, the Official Receiver referred the bid by Mr. DEDIEU regarding the "CADDIE" trademarks for examination at the hearing of this Court,

At the hearing in the chambers of the Official Receiver on November 13, 2014, in the presence of the relevant parties and the representative of the Public Ministry, Mr. DEDIEU was presented with the evaluations of these intangible assets established by the Auctioneer appointed by the judgment opening the bankruptcy proceedings, which was : in operating value,

By e-mail dated November 19, 2014, Mr. DEDIEU sent a new proposal, offering a price of including the costs related to the renewal of the trademarks and other expenses,
He added that the price will be paid over a period of 10 years,

Whereas there is cause to specify that the declared liabilities that are currently and will be due of ALTIA INDUSTRY are in the amount of , including the amount of declared by ALTIA GROUP for its accounts receivable,

It emerges:

A/ From the report by the official receiver that:

BID submitted by Mr. DEDIEU on behalf of the company LES ATELIERS REUNIS:

This bid proposes the following takeover:

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Scope of the takeover:

Intangible assets:

- The sign, acronym, logos, trademarks and domain names,
- All of the industrial and intellectual property elements, as well as the drawings and designs, (The list of which is appended to this judgment),

Net assignment price for the intangible items, the list of which is appended to this judgment: Excluding Tax,

Payment terms:

Payment of the sum over a maximum period of 10 years by monthly withdrawals,
Inalienability of the assigned intangible assets for 10 years for the entire assignment of the trademarks, models, drawings, logos, designs, until they are paid in full,

Contractual clause for recovery of ownership of the assigned intangible assets in case of payment failure,

The forfeiture of the term will be pronounced in case of nonpayment of a payment by the scheduled date,

He declared that he was in favor of the assignment bid submitted by Mr. DEDIEU,

The Official Receiver informed the Court that the structure of the allowed liabilities is as follows:

- Unsecured debts:
- Preferential debts:
- Debts accruing:
- Provisional debts:

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He issued a favorable opinion with respect to the bid submitted by Mr. DEDIEU,

- The interim director, Maître POLI, declared that he was in favor of the assignment plan submitted by Mr. DEDIEU,

- The Official Receiver:

He declared that he was in favor of the assignment plan submitted by Mr. DEDIEU,

- Ms. GARRIGUES, Vice-Public Prosecutor, whose observations were heard, issued a favorable opinion with respect to the assignment plan submitted by Mr. DEDIEU, subject to the terms set out in the operative part of the judgment,

WHEREFORE, THE COURT:

In light of Article L642-5 of the Commercial Code,

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In light of Articles R. 642-3 and following of the Commercial Code,

Whereas during the hearing of the Council Chamber on November 24, 2014, the assignment bid for all of the intangible items including the trademarks, models, logos, designs, drawings, of the company SA ALTIA INDUSTRY was submitted and examined by the Court,

The bid submitted by Mr. DEDIEU, directing the company LES ATELIERS REUNIS, proposes the takeover of all of the intangible items including the trademarks, models, logos, designs, drawings, of SA ALTIA INDUSTRY,

This bid is made by a professional in this activity sector who has been appointed by judgment dated October 27, 2014, in the capacity of assignee for the business of the companies CADDIE STRASBOURG and CADDIE REVETEMENT,

The proposed assignment price is in accordance with the assessment done by the Auctioneer,

Mr. DEDIEU expressly agreed, at the hearing dated November 24, 2014, to the assignment terms, in particular those pertaining to the inalienability, the forfeiture of the deadline and the ownership recovery cause,

Under these conditions, there is therefore cause to approve the assignment plan for all of the intangible assets of ALTIA INDUSTRY, in favor of the bid submitted by Mr. DEDIEU,

Consequently, it shall be ruled as set out below:

ON THESE GROUNDS:

The Court, ruling subject to appeal in an adversary judgment,

The Official Receiver, whose report was heard,

Sets the assignment plan for all of the intangible items of SA ALTIA INDUSTRY

80 rue Jouffroy d'Abbans 75017 Paris

Activity: The acquisition of holdings in industrial, commercial and financial, real and personal property matters, and matters of any nature, whether French or foreign, through the creation of new companies, contributions, subscription or purchases of securities or company rights, merger, alliance, partnership or otherwise; any alienation, trade or other operation, relative to the aforementioned securities, company rights and investments. The management of the aforementioned investments, studies, engineering.

Paris Companies and Trade Register no.: 508823812 2008822930,
including:

- The signs, acronyms, logos, trademarks and domain names,
- All of the intangible intellectual property items, as well as the drawings and designs,
(The exhaustive list of which is appended to this judgment).

submitted by Mr. Stéphane DEDIEU, in favor of LES ATELIERS REUNIS,

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Assignment price:

Intangible items: excluding Tax,

Payment by monthly withdrawals in equal installments over a period of no more than 10 years,

States that a contractual clause for the recovery of ownership of the assigned intangible assets in case of failure to make payment will be recorded in the deeds of assignment,

States that the expiration of the time frames will be pronounced in case of nonpayment of a payment by the scheduled date,

States that the assigned assets will be inalienable until they have been paid in full subject to Article L.642-10 of the Commercial Code.

States that the publication of that inalienability will be done by the receiver under the terms of Article R.642-12 of the Commercial Code,

- Sets the date of entry into enjoyment on the date of this judgment,

- Sets the duration of the plan at ten years,

- Appoints Mr. Stéphane DEDIEU as being required to perform the plan and comply with the commitments made in the Council Chamber,

Maintains Mr. Guy Elmalek, official receiver, and Mr. Jean-Philippe Klotz, deputy official receiver,

- Maintains the SELARI Bauland, Carboni, Martinez & Associés, represented by Maître Eric Bauland, 7 rue de Caumartin 75009 Paris, in the capacity of receiver, with the assignment set out in Article L. 631-22 of the Commercial Code,

- Maintains the SCP B.T.S.G., represented by Maître Stéphane Gorrias, 3 rue Troyon 75017 Paris, in the capacity of agent with the assignment set out in Articles R.631-42 and R.642-10 of the Commercial Code,

This judgment is enforceable automatically and provisionally,

States that the costs of this judgment paid in the amount of inclusive of all tax (including VAT:) will be used as bankruptcy costs.

Held at the hearing of the Council Chamber on November 24, 2014, where the following people were present:

Mr. Rémy Perraud, Mr. Jean Messinesi and Mr. Jean-Pierre Bégon-Lours.

Deliberated by the same judges and pronounced at the public hearing attended by Mr. Rémy Perraud, president, Mr. Jean Messinesi, judge, and Mr. Jean-Pierre Bégon-Lours, judge, assisted by Mr. Laurent Cuny, clerk.

The minutes of the judgment were signed by Mr. Rémy Perraud, president of the deliberations, and by Mr. Laurent, clerk.

[signature]

[signature]

APPENDICES (34 pages):

C 99-0279	UNITED STATES OF AMERICA	MOD	10/09/2001	29,149,374	456,105	11/05/2016	ATELIERS REUNIS CADDIE
C 99-0279	UNITED STATES OF AMERICA	MOD	01/25/2000	29,117,469	456,105	04/23/2016	ATELIERS REUNIS CADDIE
C 99-0279	UNITED STATES OF AMERICA	MOD	10/09/2001	29,149,375	465,633	11/12/2016	ATELIERS REUNIS CADDIE


REDACTED

REDACTED

VERIFICATION OF TRANSLATION

I, Steven ROBERT

of: ACCESS EUROPE


EUROPE WIDE PATENT
CN: 08420081 A-1
324/325 Place
Albany House - Albany - N.Y. 12242
WTR 3001 LONDON
Phone: +44 (0) 207 602 5076
Fax: +44 (0) 207 602 5076

declare as follows :

1. That I am well acquainted with both the English and French languages, and
2. That the attached document is a true and correct translation made by me to the best of my knowledge and belief, of


PARIS COMMERCIAL COURT
PREVENTION AND SAFEGUARD 2ND CHAMBER
JUDGMENT HANDED DOWN ON 12/01/2014 -09:00-

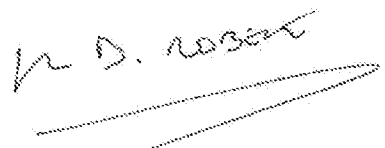
[stamp:] RECEIVED IN PARIS THE
10 DEC. 2014

ALTIA INDUSTRY

Date: 10/06/2015

Signature of Translator


EUROPE WIDE PATENT
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ORIGINAL ☒
PATENT


REEL: 035945 FRAME: 0254

VERIFICATION OF TRANSLATION

I, Steven ROBERT

of: ACCESS EUROPE

declare as follows :


EUROPE WISE SOLUTIONS
CN: 04428000 VAT: 099317717
11, rue Regent Street
Albany House - London W1B 3AA
W1B 3AA LONDON
Phone: +44 (0) 2076920781
Fax: +44 (0) 2076920781

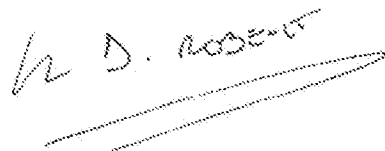
1. That I am well acquainted with both the English and French languages, and

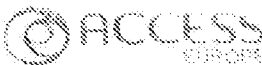
2. That the attached document is a true and correct translation made by me to the best of my knowledge and belief, of Declaration of modification (M2) in the name of CADDIE

Declaration no. [handwritten] C-35901
Received 5/5/04 sent _____

Date: 10/06/2015

Signature of Translator




EUROPE WISE SOLUTIONS
CN: 04428000 VAT: 099317717
11, rue Regent Street
Albany House - London W1B 3AA
W1B 3AA LONDON
Phone: +44 (0) 2076920781
Fax: +44 (0) 2076920781

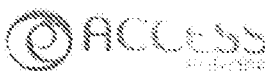
ORIGINAL 

PATENT
REEL: 035945 FRAME: 0255

VERIFICATION OF TRANSLATION

I, Steven ROBERT

of: ACCESS EUROPE


EUROPE WIDE PATENT
CN: 08420000 541 100 000
324 316 800 000
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WEB: 300 100 100 000
Phone: +44 (0) 20 6020 0700
Fax: +44 (0) 20 6020 0700

declare as follows :

1. That I am well acquainted with both the English and French languages, and
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PARIS COMMERCIAL COURT
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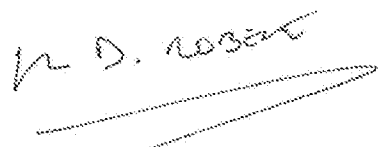
[stamp:] RECEIVED IN PARIS THE
10 DEC. 2014

ALTIA INDUSTRY

Date: 10/06/2015

Signature of Translator


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CN: 08420000 541 100 000
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ORIGINAL ☒
PATENT


REEL: 035945 FRAME: 0256

VERIFICATION OF TRANSLATION

I, Steven ROBERT

of: ACCESS EUROPE

declare as follows :


EUROPE WIDE PATENT
C/O DASHWOOD VAT NO: 1517 17
234-128 Regent Street
Albany House - Office 2nd Floor
W1B 3BH LONDON
Phone: +44 (0) 2076920780
Fax: +44 (0) 2076920781

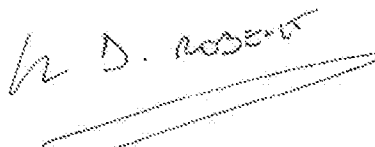
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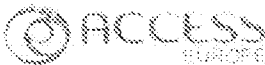
2. That the attached document is a true and correct translation made by me to the best of my knowledge and belief, of Declaration of modification (M2) in the name of CADDIE

Declaration no. [handwritten] C-35901
Received 5/5/04 sent

Date: 10/06/2015

Signature of Translator




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