

12-08-1998

COVER SHEET
ONLY



100915566

Tab settings

To the Honorable Commission

The attached original documents or copy thereof.

1. Name of conveying party(ies):

Canadian Imperial Bank of Commerce
425 Lexington Avenue, 8th Floor
New York, NY 10017

- Individual(s)
- General Partnership
- Corporation-State
- Other New York State Agency
- Association
- Limited Partnership

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

3. Nature of conveyance:

MRO 12-3-98

- Assignment
- Security Agreement
- Other Termination and Release of Security Interest
- Merger
- Change of Name

Execution Date: December 2, 1998

2. Name and address of receiving party(ies)

Name: Eve Holdings Inc.
(Successor-in-interest to Chesterfield Assets Inc.)

Street Address: 3411 Silverside Road

City: Wilmington State: DE ZIP: 19810

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Delaware
- Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

(Designations must be a separate document from assignment)

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

4. Application number(s) or patent number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

Please see the attached "Schedule A"

Additional numbers attached? Yes No

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

Name: Keri A. Christ, Esq

Internal Address: _____

Milbank, Tweed, Hadley & McCloy

Street Address: 1 Chase Manhattan Plaza

City: New York State: NY ZIP: 10005

6. Total number of applications and registrations involved: 29

7. Total fee (37 CFR 3.41).....\$ 665.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

13-3250

(Attach duplicate copy of this page if paying by deposit account)

12/07/1998 ISN00977 00000000 133250 12A430

DO NOT USE THIS SPACE

01 FC:481 40.00 CH
02 FC:482 700.00 CH

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Keri A. Christ
Name of Person Signing

Signature

December 2, 1998
Date

Total number of pages including cover sheet, attachments, and document: 5

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

TRADEMARK
REEL: 1823 FRAME: 0536

SCHEDULE A

| <u>Mark</u> | <u>Registration No.</u> |
|--|-------------------------|
| CHESTERFIELD | 128,430 |
| LARK | 142,676 |
| CHESTERFIELD & Design | 218,263 |
| L & M | 582,520 |
| L&M | 594,798 |
| CHESTERFIELD & Design | 695,189 |
| L & M Label (Color) | 840,308 |
| EVE | 872,454 |
| EVE with Design | 901,416 |
| CHESTERFIELD Menthol & Design | 912,381 |
| L & M Label | 997,380 |
| L & M Flavor Kings Label | 1,000,147 |
| L & M with Crown Design (Menthol Longs) | 1,001,628 |
| L & M Flavor Longs Label | 1,004,901 |
| LARK and Balloon Design | 1,018,161 |
| LARK and Balloon Design (Color) | 1,022,213 |
| STRIDE | 1,033,238 |
| EVE Filter Floral Design | 1,041,448 |
| EVE with Floral Design | 1,043,716 |
| L & M Label (Red and Blue) | 1,062,893 |

NY2:#4282002v3
12/2/98

TRADEMARK
REEL: 1823 FRAME: 0537

| | |
|--|-----------|
| L & M Label (Green & Blue) | 1,062,894 |
| L & M Label (Gold & Blue) | 1,062,895 |
| L & M FLAVOR LIGHTS | 1,071,588 |
| LARK II | 1,098,307 |
| WELCOME TO STRIDE WHERE TASTE RUNS RICH | 1,368,047 |
| STRIDE Label (Red & Gold) | 1,407,898 |
| L&M 30's & Design | 1,512,986 |
| EVE & Design | 1,550,482 |
| STRIDE Label (Green & Gold) | 1,408,860 |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Trademarks
Washington, D.C. 20231

TERMINATION AND RELEASE OF SECURITY INTEREST

Sir :

Katherine Bass, being duly sworn, declares that, as the obligations of Chesterfield Assets Inc., a Delaware corporation, to Canadian Imperial Bank of Commerce, a New York State Agency, with an office at 425 Lexington Avenue, 8th Floor, New York, New York 10017, have been paid and satisfied in full, for valuable consideration and pursuant to the terms and conditions set forth in the Security Agreement dated October 27, 1989, Canadian Imperial Bank of Commerce hereby terminates and releases its security interest in the registrations set forth on Schedule A, as recorded with the U.S. Patent and Trademark Office at Reel No. 0678, Frame No. 0111 on November 8, 1989. Canadian Imperial Bank of Commerce hereby assigns and transfers to Eve Holdings Inc., successor-in-interest to Chesterfield Assets Inc., as shown by the records of the United States Patent and Trademark Office, without recourse, all of Canadian Imperial Bank of Commerce's right, title and interest in and to the trademarks listed on the attached Schedule A.

Canadian Imperial Bank of Commerce

By: Katherine Bass
Name : Katherine Bass
Title : Executive Director
Date : December 2, 1998

Subscribed to and sworn to before me a Notary Public this 2nd day of December 1998.

By: Marion Turner
Notary Public

NY2:#4282002v3
12/2/98

MARION TURNER
Notary Public, State of New York
No. 4980716
Qualified in New York County
Certificate Filed in New York
Commission Expires 4/22/00