

12-17-2002

ET

Docket No.:



.Y

1002-JM

Tab settings

102312763

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

LePage's Inc.

11-29-02

- Individual(s)
- General Partnership
- Corporation-State Pennsylvania
- Other

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

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

Name: U.S. Tape and Sticky Products, LLC

Internal Address:

Street Address: 147 Essex Drive

City: Gloucester State: MA ZIP:

- 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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: Correction of Recordal of 03/20/02

Reel 002471 Frame 0185

4. Application number(s) or registration numbers(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,971,643	1,962,873	1,430,743	1,430,745
1,578,461	1,430,744	1,431,906	650,698
1,432,882	1,965,903	1,993,607	1,089,819
			2,024,567

Additional numbers attached? Yes No

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

Name: Joseph A. Sebolt

Internal Address:

Street Address: SAND & SEBOLT

Aegis Tower, Suite 1100, 4940 Munson Street, NW

City: Canton State: OH ZIP: 44718

6. Total number of applications and registrations involved:.....

13

7. Total fee (37 CFR 3.41):.....\$ 340.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

NOV 29 2002

12/16/2002 6TON11 00000117 1971643

DO NOT USE THIS SPACE

01 FC:8521 40.00 OP
02 FC:8522 300.00 OP

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.

Joseph A. Sebolt

Name of Person Signing

Joseph A. Sebolt

Signature

11/19/02

Date

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

03-29-2002



REEL
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1002-NI

Tab settings

102036070

the attached original documents or copy thereof.

1. Name of conveying party(ies):
LEPAGE'S, INC.

3.20.02

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

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

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

Name: **U.S. TAPE AND STICKY PRODUCTS, LLC**

Internal Address: _____

Street Address: **147 Essex Drive**

City: **Gloucester** State: **MA** ZIP: _____

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

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: **9 May 2000**

4. Application number(s) or registration numbers(s):

A. Trademark Application No.(s)	B. Trademark Registration No.(s)		
	1,430,745	1,962,873	1,430,743
	1,578,461	1,430,744	1,431,906
	1,432,882	1,965,903	1,993,607

Additional numbers attached? Yes No

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

Name: **Joseph A. Sebolt**

Internal Address: _____

Street Address: **SAND & SEBOLT**

Aegis Tower, Suite 1100, 4940 Munson Street, NW

City: **Canton** State: **OH** ZIP: **44718**

6. Total number of applications and registrations involved:..... **11**

7. Total fee (37 CFR 3.41):.....\$ **\$290.00**

Enclosed
 Authorized to be charged to deposit account

8. Deposit account number: _____

03-20-2002
U.S. Patent & TMO/TM Mail Rpt Dt. #:

03/28/2002 LHMUELLER 00000198 1430745

01 FC:481	40.00 OP
02 FC:482	250.00 OP

DO NOT USE THIS SPACE

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.

Joseph A. Sebolt *[Signature]* **03/18/02**

Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and document: **11**

TRADEMARK

INTELLECTUAL PROPERTY ASSIGNMENT

WHEREAS, LePage's, Inc., a Delaware corporation, having its principal place of business at 120 Delta Drive, Pittsburgh, Pennsylvania (the "Assignor"), has adopted, used, is using and is the owner of the following trademark/service marks and patents for which a registration has been granted or an application is pending in the United States Patent and Trademark Office as listed on EXHIBIT A attached hereto and made a part hereof (the "Trademarks and Patents").

WHEREAS, U.S. Tape and Sticky Products, LLC, a Delaware limited liability company, having its principal place of business at 147 Essex Drive, Gloucester, Massachusetts ("Assignee"), is desirous of acquiring said Trademarks and Patents and all goodwill associated therewith.

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged by Assignor, Assignor hereby assigns, transfers and delivers to Assignee, its successors and assigns, all right, title and interest of Assignor in, to and under the Trademarks and Patents; together with the goodwill of the business symbolized by the Trademarks and Patents; together with any registrations in any relevant office including, without limitation, the United States Patent and Trademark Office, and all reissues, extensions or renewals thereof; together with the right to sue and receive damages for future infringements thereof and to stand in the place of Assignor in all matters related thereto.

The U.S. Commissioner of Patents and Trademarks is requested to issue the Certificate of Registration of all pending Trademarks and Patents to Assignee.

Signed as of this 9th day of May, 2000.

LEPAGE'S, INC.,
a Delaware corporation

By: [Signature]
Name: JOEL KLEIN
Its: U.P.

EXHIBIT A

Trademarks

<u>Trademark</u>	<u>Appl. No./Reg. No.</u>	<u>Appl. Date/Reg. Date</u>
Design Only	650,698	August 20, 1957
LePage's	1,430,745	March 3, 1987
LePage (Stylized Letters)	1,578,461	January 23, 1990
Premium Perma-Clear	1,432,882	March 17, 1987
Roll-N-Paint	1,962,873	March 19, 1996
Stick With LePage's	1,430,744	March 3, 1997
Stick With Quality	1,965,903	April 2, 1996
Super Perma Grip	1,430,743	March 3, 1987
Thriftape	1,431,906	March 10, 1987
Tuff 'N Clear	1,089,819	July 19, 1977
Care-Free	1,993,607	December 17, 1996
Hold-Up	2,024,567	August 13, 1996
Take Note	1,971,643	April 30, 1996

Patents

<u>Patent</u>	<u>Serial Number</u>
Improved Method an Apparatus For Dispensing Gift Tags and Seals	08/017,248 (application)

DET_BQ224371.1

TOTAL P. 03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Owner: U.S. Tape and Sticky Products, LLC
Registration No.: 1,971,643
Reg. Date: 04/30/96
Mark: **TAKE NOTE!**

BOX ASSIGNMENT
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22203-3513

CORRECTION OF ASSIGNMENT RECORDAL

Sirs:

The owner of the above registration has been made aware of discrepancy in the chain of title of the registration.

In a refusal of a combined Sections 8&15 Affidavit, the Post-Registration Examiner determined that this registration issued to Lepage's **Incorporated, a Pennsylvania Corporation**. The Office records do not show the registration being transferred from this entity to Lepage's **Inc., a Delaware Corporation**. LePage's Inc. assigned the mark to our client, U.S. Tape and Sticky Products LLC.

U.S. Tape and Sticky Products, LLC (hereinafter U.S. Tape)

purchased the registrations shown in the Assignment from LePage's and the assignment document was prepared and executed by LePage's. In our request to record the assignment, submitted to the Office on March 18, 2002, we advised the Office that LePage's had registered a number of marks under a variety of names, namely - LePage's, Inc.; LePage's, Incorporated; LePage's Incorporated and LePage's Acquisition Corp. At the time, we believed that LePage's, Inc. was the correct corporate name but did not realize that the State of Incorporation was Pennsylvania and not Delaware as set out in the assignment.

After the refusal of an 8&15 Affidavit for registration number 1,971,643, the Owner's attorneys conducted a search of the Pennsylvania Department of State's records. It was determined that:

1. LePage's was, in fact, incorporated in Pennsylvania.
2. LePage's was incorporated under the name LePage's, **Inc.** not LePage's **Incorporated**.
3. It was also determined that LePage's, Inc. has been withdrawn from the Pennsylvania Department of State's records because it has ceased to operate.

A copy of the online search of the Pennsylvania Department of State's website is attached hereto. These documents confirm the above facts.

U.S. Tape, through their attorneys, contacted LePage's former counsel in an attempt to locate an officer of LePage's in order to obtain a corrected assignment. The former counsel is not aware of the location of any of the former officers of LePage's. He did confirm, however, that LePage's, Inc. has ceased to operate. U.S. Tape is therefore unable to obtain a corrected

assignment for recordal with the U.S. Patent and Trademark Office.

U.S. Tape respectfully submits that it was LePage's intention to transfer the patents and trademarks listed in the Assignment to U.S. Tape and Sticky Products, LLC.

U.S. Tape therefore requests that the Office:

1. Correct the Office Records to show that the owner of the various registrations shown in the attached assignment was **LePage's, Inc., a Pennsylvania corporation** and not LePage's, Inc. a Delaware corporation; LePage's, Incorporated; LePage's Incorporated or LePage's Acquisition Corp.

LePage's, Inc. is confirmed to be the correct legal name of the company by the records from the Pennsylvania Department of State and these records further confirm that LePage's, Inc. was incorporated in Pennsylvania.

2. Correct the assignment from LePages, Inc., **a Delaware** corporation, recorded on 03/20/02, reel 002471, frame 0185 by changing the State of Incorporation of LePages, Inc. **from Delaware to Pennsylvania.**

To effect these corrections, the Owner encloses a new Recordation Form Cover Sheet and the required fee. A copy of the originally submitted Cover Sheet is enclosed herewith for review by the Office.

If there are any questions in this regard, please do not hesitate to contact the undersigned at (330) 244-1174.

Respectfully submitted,
SAND & SEBOLT



By: Joseph A. Sebolt

Reg. No. 35,352

Aegis Tower, Suite 1100
4940 Munson Street, NW
Canton, Ohio 44718-3615
Telephone: (330) 244-1174

JAS/ff
Enclosure

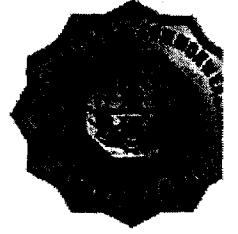
Docket No. 1002-JM

Enclosure - Copy of documents from Pennsylvania Department of State
New Recordation Cover Sheet
Original Recordation Cover Sheet
Fee

[Corporations Home Page](#)

[DOS Home Page](#)

Corporations Department of State



[Return to Searchable Database Main Menu](#)

(Use Last Name, First Name for business names which consist of a person's first and last name (i.e., Smith, John Inc.))

Basic Entity Information
WITHDRAWN INCORPORATED BUSINESS

ENTITY NO:	203957	TYPE:	WITHDRAWN INCORPORATED BUSINESS		CONSENT:	N
FILED DATE:	4-29-1960					
CURRENT NAME:	LEPAGE'S, INC.					
ORIGINAL NAME:	LEPAGE'S, INC.					
ADDRESS:	3621 N FRONT ST					
CITY:	HARRISBURG	STATE:	PA	ZIP:	171	
COUNTY:	Dauphin					
PURP/DESC/CMNT:	BROAD					
LTD AUTH:	N	LTD/INC TERM				PERPETUAL

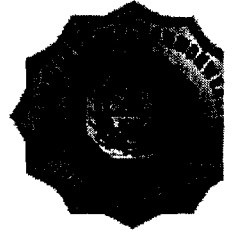
[Corporate Officers](#) | [Instrument History](#) |

Pennsylvania Department of State
206 North Office Building, Harrisburg, PA 17120
Phone - (717) 787-1057

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(Use Last Name, First Name for business names which consist of a person's first and last name (i.e., Smith, John Inc.))

Corporate Officers

ENTITY NO:	203957	REPORT FILED AS OF:	10-13-1994		
NAME:	LEPAGE'S, INC.				
CHIEF EXECUTIVE OFFICER:	JERRY N GRAF				
VICE PRESIDENT:	LES BAGGETT				
TREASURER:	GARY L DEAN				
MAILING ADDRESS:	120 DELTA DRIVE				
CITY:	PITTSBURGH	STATE:	PA	ZIP:	15238 0000

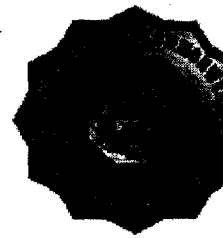
[Basic Entity Information](#) | [Instrument History](#) |

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(Use Last Name, First Name for business names which consist of a person's first and last name (i.e., Smith, John Inc.))

Instrument History

ENTITY NO:		203957			
CURRENT NAME:		LEPAGE'S, INC.			
TYPE:	ROLL:	START:	END:	COMMENTS:	DAT
ARTICLES OF INCORPORATION-BUSINESS	6013	838	840		4-2 196
ARTICLES OF AMENDMENT-BUSINESS	7404	977	979	PURPOSE ENLARGED TO BROAD PURPOSE	1-1 197
CHANGE OF REGISTERED OFFICE	7411	1645	1645	PAPERCRAFT PARK, PITTSBURGH, PA. 15238	3-1 197
ARTICLES MERGER/CONSOLIDATION-ALL TYPES	8975	1084	1089	SRV RESTATE ADR	10-2 198
ARTICLES MERGER/CONSOLIDATION-ALL TYPES	9342	1795	1802	2479127 LP HOLDING INC	6-9-1

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Pennsylvania Department of State
206 North Office Building, Harrisburg, PA 17120
Phone - (717) 787-1057

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

Applicant(s): U.S. TAPE AND STICKY PRODUCTS, LLC

Docket No.

1002-JM

Serial No.

Reg. No. 1,971,643

Filing Date

Reg. Date 04/30/96

Examining Attorney

Law Office

Trademark: TAKE NOTE!

I hereby certify that this Copy of documents from Pennsylvania Department of State*(Identify type of correspondence)*

is being deposited with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513 on:

11/19/07
*(Date)*Fiona Ferguson*(Typed or Printed Name of Person Mailing Correspondence)*
*(Signature of Person Mailing Correspondence)***Note: Each paper must have its own certificate of mailing.**

TM15/REV01

RECORDED: 11/29/2002

TRADEMARK
REEL: 002634 FRAME: 0622