

Form PTO-1594  
(Rev. 10/02)  
OMB No. 0651-0027 (exp. 6/30/2005)

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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

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

1. Name of conveying party(ies):

The Bank of New York

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

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

2. Name and address of receiving party(ies)

Name: Weatherbeeta Pty. Ltd

Internal Address: 8 Moncrief Rd., P.O. Box 368

Street Address: Nunawading, Victoria, Australia

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: 1313

- Individual(s) citizenship \_\_\_\_\_
- Association \_\_\_\_\_
- General Partnership \_\_\_\_\_
- Limited Partnership \_\_\_\_\_
- Corporation-State \_\_\_\_\_
- Other Australian corporation

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: 01/17/2003

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

A. Trademark Application No.(s) \_\_\_\_\_

Designation previously filed

B. Trademark Registration No.(s) \_\_\_\_\_  
(2404257)

Additional number(s) attached  Yes  No

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

Name: David Leit, Esq.

Internal Address: Lowenstein Sandler PC

Street Address: 65 Livingston Avenue

City: Roseland State: NJ Zip: 07068

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

1

7. Total fee (37 CFR 3.41).....\$ 40.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

#501358

DO NOT USE THIS SPACE

9. Signature.

Lisa C. Fodor, Esq.  
Name of Person Signing

Lisa C. Fodor  
Signature

June 3, 2003  
Date

Total number of pages including cover sheet, attachments, and document: 2


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

**STATEMENT OF CONVEYANCE OF TRADEMARK**

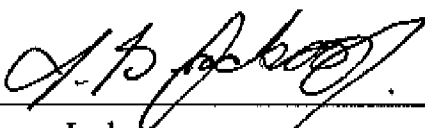
On January 17, 2003, The Bank of New York ("BONY"), as a secured creditor of Equestrian Sports International, LLC, its wholly owned subsidiary, English Equestrian Group LLC and English Equestrian Group LLC's wholly owned subsidiary, Miller Harness Company, Inc., transferred all of the right, title and interest in and to the trademark POSITION IS EVERYTHING, Registration No. 2404257 in the United States Patent and Trademark Office, and the goodwill of the business symbolized thereby, to Weatherbeeta Pty Ltd. ("PTY LTD"), through a secured party sale.

**IN WITNESS WHEREOF**, BONY and PTY LTD have caused this Statement to be executed on their behalf by their duly authorized officers on the dates set forth below.

**THE BANK OF NEW YORK**

By:   
Edward J. DeSalvio  
: Vice President  
Date: **MAY 21, 2003**

**WEATHERBEETA PTY LTD.**

By:   
Roger Jackson  
President  
Date: **MAY 21<sup>st</sup> 2003**