

PLEASE read instructions on reverse side before completing this application

STATE OF WYOMING

SECRETARY OF STATE  
Capitol Building  
Cheyenne, Wyoming 82002

STATE OF WYOMING  
FILED  
At 2:00 pm  
SEP 13 1979  
02855  
THYR  
SECRETARY OF STATE

APPLICATION FOR REGISTRATION OF TRADEMARK OR SERVICE MARK

- BE IT KNOWN THAT THE APPLICANT Furwood, Inc. has heretofore adopted and used a certain trademark and hereby makes application for registration of such trademark.
- Address of applicant is: Street P. O. Box 670, Bancroft Mills  
City Wilmington County New Castle State Delaware 19899
- Is applicant (a) an individual (b) a partnership (c) a corporation (CIRCLE ANSWER)  
If (b) names and addresses of partners: \_\_\_\_\_  
If (c) where and when incorporated: Delaware in 1947
- Provide a WRITTEN description of trademark or service mark. (Description must include all words, names, symbols, devices, designs, colors or combinations thereof which make up the mark). The words "Calico Corners" in yellow and red script per attached facsimile
- Provide (a) the class number and title of the goods or services (see reverse); (b) a brief description of the goods or services within the class; and (c) the mode or manner in which the mark is used to identify the goods or services (e.g. GOODS - labels on cans, bags, wrappers, etc.; tags, labels, nameplates affixed directly to product; on display stands or in window signs, etc.; SERVICES - labels on laundry bags, etc.; advertising; window signs).  
(a) #42 -- Knitted, netted and textile fabrics and substitutes therefor  
(b) home decorating fabrics  
(c) affixed to fabrics by attaching tags or labels
- Date of first use by applicant or predecessor:  
(a) Anywhere: 1948  
(b) In this State: 1973
- NOTE: THREE SPECIMENS OR FACSIMILES MUST ACCOMPANY THIS APPLICATION.

STATE OF Delaware  
COUNTY OF New Castle SS

Bert G. Kerstetter, being first duly sworn, deposes and says that he is President of the applicant and makes this affidavit on (title)

behalf of the applicant. He has read the above application, and the facts set out therein are true; he believes the applicant to be the owner of the mark sought to be registered; to his best knowledge and belief no other person, firm, corporation or association has the right to use said mark in this State, either in the identical form or in such near resemblance thereto as might be calculated to deceive.

DATE: Sept. 10, 1979 Bert G Kerstetter  
Signature

Subscribed and sworn to before me this 10<sup>th</sup> day of September, 1979.

(Seal)

[Signature]  
Notary Public

My Commission expires: 12/6/80

4156  
10-



## INSTRUCTIONS

Forms must be submitted in duplicate. One copy will be returned to you showing the file data.

Send three facsimiles or specimens of the trademark or service mark.

The filing fee is ten dollars (\$10.00). Checks must be made payable to the Secretary of State.

The sworn application must be executed either by the individual applicant, a member of a firm applying (if, for example, a partnership) or an officer of a corporate applicant.

Registration is effective for a term of ten years and is renewable for like term upon application filed within six months prior to expiration of such terms. Renewal forms are available from the office of the Secretary of State and are mailed out to registrants whose trademark is up for renewal.

Assignment forms and copies of the Wyoming Trademarks Act are available from the office of the Secretary of State without charge.

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The following general classes of goods and services are established for convenience of administration of this Act, but not to limit or extend the applicant's or registrant's rights, and a single application for registration of a mark may include any or all goods upon which, or services with which, the mark is actually being used comprised in a single class, *but in no event shall a single application include goods or services upon which the mark is being used which fall within different classes of goods or services.*

### CLASS NUMBER AND TITLE

#### CLASS

##### (1) Goods

- |  |  |
|--|--|
| 1. Raw or partly prepared materials                        | 30. Crockery, earthenware, and porcelain                         |
| 2. Receptacles   | 31. Filters and refrigerators                                    |
| 3. Baggage, animal equipments, portfolios, and pocketbooks | 32. Furniture and upholstery                                     |
| 4. Abrasives and polishing materials                       | 33. Glassware  |
| 5. Adhesives   | 34. Heating, lighting, and ventilating apparatus                 |
| 6. Chemicals and chemical compositions                     | 35. Belting, hose, machinery packing, and non-metallic tires     |
| 7. Cordage   | 36. Musical instruments and supplies                             |
| 8. Smokers' articles, not including tobacco products       | 37. Paper and stationery   |
| 9. Explosives, firearms, equipments, and projectiles       | 38. Prints and publications                                      |
| 10. Fertilizers  | 39. Clothing   |
| 11. Inks and inking materials                              | 40. Fancy goods, furnishings & notions                           |
| 12. Construction materials                                 | 41. Canes, parasols, and umbrellas                               |
| 13. Hardware and plumbing and steam-fitting supplies       | 42. Knitted, netted and textile fabrics and substitutes therefor |
| 14. Metals and metal castings and forgings                 | 43. Thread and yarn  |
| 15. Oils and greases                                       | 44. Dental, medical, and surgical appliances                     |
| 16. Paints and painters' materials                         | 45. Soft drinks and carbonated waters                            |
| 17. Tobacco products                                       | 46. Foods and ingredients of foods                               |
| 18. Medicines and pharmaceutical preparations              | 47. Wines  |
| 19. Vehicles   | 48. Malt beverages and liquors                                   |
| 20. Linoleum and oiled cloth                               | 49. Distilled alcoholic liquors                                  |
| 21. Electrical apparatus, machines, and supplies           | 50. Merchandise not otherwise classified                         |
| 22. Games, toys, and sporting goods                        | 51. Cosmetics and toilet preparations                            |
| 23. Cutlery, machinery, and tools and parts thereof        | 52. Detergents and soaps   |
| 24. Laundry appliances and machines                        |  |
| 25. Locks and safes  |  |
| 26. Measuring and scientific appliances                    |  |
| 27. Horological instruments                                |  |
| 28. Jewelry and precious-metal ware                        |  |
| 29. Brooms, brushes, and dusters                           |  |

#### CLASS

##### (2) Services

- |                                  |
|----------------------------------|
| 100. Miscellaneous               |
| 101. Advertising and business    |
| 102. Insurance and financial     |
| 103. Construction and repair     |
| 104. Communications              |
| 105. Transportation and storage  |
| 106. Material treatment          |
| 107. Education and entertainment |

THE EFFECTIVE DATE OF THIS LAW IS MAY 22, 1965

**CALICO CORNERS<sup>®</sup> PRICE**

\$ \_\_\_\_\_

\_\_\_\_\_ **YD**

You Save On  
Quality Seconds

Sold as Firsts at

\$ \_\_\_\_\_

\_\_\_\_\_ **YD**

CLASS \_\_\_\_\_ YARDS \_\_\_\_\_

STYLE \_\_\_\_\_

COLOR \_\_\_\_\_

FIBER CONTENT \_\_\_\_\_

WIDTH \_\_\_\_\_ PATTERN REPEAT \_\_\_\_\_


**CALICO CORNERS<sup>®</sup> PRICE**

\$ \_\_\_\_\_

\_\_\_\_\_ **YD**

You Save On  
Quality Seconds

Sold as Firsts at

\$ \_\_\_\_\_

\_\_\_\_\_ **YD**

Please read instructions on reverse side before completing application.

80-002855  
TM

STATE OF WYOMING  
SECRETARY OF STATE  
Capitol Building  
Cheyenne, Wyoming 82002

FILED  
MAR 29 89 2 53 490  
WYOMING  
SECRETARY OF STATE

APPLICATION FOR RENEWAL OF TRADEMARK OR SERVICE MARK REGISTRATION

- BE IT KNOWN THAT THE APPLICANT Everfast, Inc. has heretofore adopted and used a certain trademark and hereby makes application for the renewal of such trademark registration.
- ADDRESS OF THE APPLICANT IS: Street Walnut Road Business Park, 203 Gale Lane, City Kennett Square County Southern Chester State Pennsylvania ZIP 19348
- Is applicant (a) individual (b) partnership (c) corporation (d) Other (CIRCLE ANSWER) If (b), gives names and addresses of partners: \_\_\_\_\_  
If (c), show when and where incorporated (State) Delaware (Date) 1947
- Date of original registration in the office of the Wyoming Secretary of State: 9/13/79
- Provide a written description of trademark or service mark. Your description must include all words, names, symbols, devices and designs which appear on the mark. The words "Calico Corners" in yellow and red script per attached facsimile.
- Provide the class number and title of the goods or services (see reverse). USE ONLY ONE CLASS CODE PER RENEWAL. #42--knitted, netted and textile fabrics and substitutes therefor
- Provide a brief description of the goods or services within the class home decorating fabrics
- List the mode or manner in which the mark is used to identify the goods or services (e.g., GOODS - labels on cans, bags, wrappers, etc.; tags, nameplates affixed directly to product; SERVICES - labels on laundry bags, advertising, window signs, etc.) affixed to fabrics by applying tags or labels
- NOTE: THREE (3) SPECIMENS OR FACSIMILES MUST ACCOMPANY THIS APPLICATION.
- APPLICANT CERTIFIES THAT THE MARK IS S

State of Delaware )  
County of New Castle ) ss



Harry L. Walsh, Jr., being first duly sworn, deposes and says that he is Assistant Treasurer. He has read the above application, and the (Title)

facts set out therein are true; he believes the applicant to be the owner of the mark sought to be renewed; to his best knowledge and belief no other person, firm, corporation or association has the right to use said mark in this State, either in the identical form or in such near resemblance thereto as might be calculated to deceive or to be mistaken therefore:

Date March 23, 1989 Signature [Handwritten Signature]  
Subscribed and sworn to before me this 28<sup>th</sup> day of March, 19 89

S E A L

[Handwritten Signature]  
(Notary Public)

SECRETARY OF STATE  
WYOMING

My commission expires: 10/13/91 08 6 44 29 AM 89

RECEIVED

CALICO CORNERS  
EVERFAST, INC.  
EAK. MILLS DRAWER 670  
WILMINGTON  
DE 19899 80-002855

RENEWAL FORM

INSTRUCTIONS

Forms must be submitted in duplicate. One copy will be returned to you with our file data evidenced thereon.

Send three (3) facsimiles or specimens of the trademark or service mark.

The filing fee is ten dollars (\$10.00). Checks must be made payable to the Secretary of State.

The sworn application must be executed either by the individual applicant, a member of a firm applying (if, for example, a partnership) or an officer of a corporate applicant.

Registration is effective for a term of ten years and is renewable for like term upon application filed within six months prior to expiration of such terms. Renewal forms are available from the office of the Secretary of State and are mailed out to registrants whose trademark is up for renewal.

Assignment forms and copies of the Wyoming Trademarks Act are available from the office of the Secretary of State without charge.

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The following general classes of goods and services are established for convenience of administration of this Act, but not to limit or extend the applicant's or registrant's rights, and a single application for registration of a mark may include any or all goods upon which, or services with which, the mark is actually being used comprised in a single class, but in no event shall a single application include goods or services upon which the mark is being used which fall within different classes of goods or services.

CLASS NUMBER AND TITLE

(1) Goods

- |  |  |
|--|--|
| 1. Raw or partly prepared materials                        | 30. Crockery, earthenware, and porcelain                         |
| 2. Receptacles   | 31. Filters and refrigerators                                    |
| 3. Baggage, animal equipments, portfolios, and pocketbooks | 32. Furniture and upholstery                                     |
| 4. Abrasives and polishing materials                       | 33. Glassware  |
| 5. Adhesives   | 34. Heating, lighting, and ventilating apparatus                 |
| 6. Chemicals and chemical compositions                     | 35. Belting, hose, machinery packing, and non-metallic tires     |
| 7. Cordage   | 36. Musical instruments and supplies                             |
| 8. Smokers' articles, not including tobacco products       | 37. Paper and stationery   |
| 9. Explosives, firearms, equipments, and products          | 38. Prints and publications                                      |
| 10. Fertilizers  | 39. Clothing   |
| 11. Inks and inking materials                              | 40. Fancy goods, furnishings, & notions                          |
| 12. Construction materials                                 | 41. Canes, parasols, and umbrellas                               |
| 13. Hardware and plumbing and steam-fitting supplies       | 42. Knitted, netted and textile fabrics and substitutes therefor |
| 14. Metals and metal castings and forgings                 | 43. Thread and yarn  |
| 15. Oils and greases                                       | 44. Dental, medical, and surgical appliances                     |
| 16. Paints and painters' materials                         | 45. Soft Drinks and carbonated waters                            |
| 17. Tobacco products                                       | 46. Foods and ingredients of foods                               |
| 18. Medicines and pharmaceutical preparations              | 47. Wines  |
| 19. Vehicles   | 48. Malt beverages and liquors                                   |
| 20. Linoleum and oiled cloth                               | 49. Distilled alcoholic liquors                                  |
| 21. Electrical apparatus, machines, and supplies           | 50. Merchandise not otherwise classified                         |
| 22. Games, toys, and sporting goods                        | 51. Cosmetics and toilet preparations                            |
| 23. Cutlery, machinery, and tools and parts thereof        | 52. Detergents and soaps   |
| 24. Laundry appliances and machines                        |  |
| 25. Locks and safes  | (2) <u>Services</u>  |
| 26. Measuring and scientific appliances                    | 100. Miscellaneous   |
| 27. Horological instruments                                | 101. Advertising and business                                    |
| 28. Jewelry and precious-metal ware                        | 102. Insurance and financial                                     |
| 29. Brooms, brushes, and dusters                           | 103. Construction and repair                                     |
|  | 104. Communications  |
|  | 105. Transportation and storage                                  |
|  | 106. Material treatment  |
|  | 107. Education and entertainment                                 |

THE EFFECTIVE DATE OF THIS LAW IS MAY 22, 1965

**EVERFAST, INC.**

Bancroft Mills, Drawer 670  
Wilmington, Delaware 19899

302-652-3671

80-002855

CC: 042

September 3, 1986

Secretary of State  
Capitol Building  
Cheyenne, Wyoming 82002

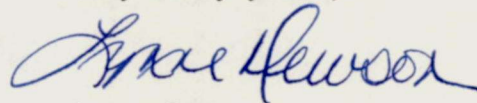
RE: Calico Corners Trademark Registration  
Owner - Funwood, Inc.

Dear Sir:

Please be kind enough to correct our records to indicate that the owner of the above-referenced trademark is now Everfast, Inc. A copy of the Merger Agreement reflecting the merger of Funwood, Inc. into Everfast, Inc. is enclosed for your files.

Thank you for your assistance.

Very truly yours,



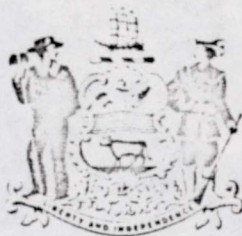
Lynne Dewson  
Asst. Secretary

LD/tac  
Enclosure

RECEIVED

'86 SEP -5 A8:11

WYOMING  
SECRETARY OF STATE



Office of Secretary of State

I, GLENN C. KENTON, Secretary of State of the State of Delaware, do hereby certify that the attached is a true and correct copy of Certificate of Ownership of the "EVERFAST, INC.", merging "FUNWOOD, INC.", "EVERFAST-DANNEMANN, INC.", "BOLTS & BOLTS RETAIL STORES, INC." and "E - F ACQUISITION CORP.", pursuant to Section 253 of the General Corporation Law of the State of Delaware, as received and filed in this office the twenty-ninth day of December, A.D. 1983, at 3:33 o'clock P.M.

And I do hereby further certify that the aforesaid Corporation shall be governed by the laws of the State of Delaware.

RECEIVED

'86 SEP -5 A8:13

WYCLIFF  
SECRETARY OF STATE

*Glenn C. Kenton*  
Glenn C. Kenton, Secretary of State

AUTHENTICATION: *M. Toun*

DATE: December 30, 1983

RECEIVED FOR RECORD

*Jan 10* A.D. 1984

*Robert J. Lawrence*  
RECORDER

CERTIFICATE OF OWNERSHIP AND MERGER  
MERCING

FUNWOOD, INC.  
EVERFAST-DANNEMANN, INC.  
BOLTS & BOLTS RETAIL STORES, INC.  
AND  
E - F ACQUISITION CORP.

(all Delaware corporations)

into

EVERFAST, INC.

(a Delaware corporation)

(pursuant to §253 of the Delaware General Corporation Law)

EVERFAST, INC., a Delaware corporation, does hereby certify:

FIRST: That Everfast, Inc. is incorporated pursuant to the Delaware General Corporation Law.

SECOND: That Everfast, Inc. owns all of the outstanding shares of each class of the capital stock of each of Funwood, Inc., a Delaware corporation; Everfast-Dannemann, Inc., a Delaware corporation; Bolts & Bolts Retail Stores, Inc., a Delaware corporation, and E - F Acquisition Corp., a Delaware corporation.

THIRD: That Everfast, Inc., by resolutions of the Board of Directors duly adopted by unanimous written consent of all members of the Board of Directors, dated the 26th day of December, 1983, determines to merge Funwood, Inc.; Everfast-Dannemann, Inc.; Bolts & Bolts Retail Stores, Inc.; and E - F Acquisition Corp. into itself on the conditions set forth in such resolutions. A true copy of said resolutions is attached hereto as Exhibit A. Such resolutions have not been modified or rescinded and are in full force and effect on the date hereof.

FOURTH: This instrument shall become effective on December 31, 1983, at 5:00 p.m.

IN WITNESS WHEREOF, Everfast, Inc. has caused its corporate seal to be affixed hereto and this Certificate to be signed by Bert G. Kerstetter, its president, and attested by Harry L. Walsh, Jr., its assistant secretary, this 26th day of December, 1983.

EVERFAST, INC.

BY Burt C. Knutson  
President

Attest:

[Signature]  
Secretary



RESOLUTIONS OF THE BOARD OF DIRECTORS  
OF EVERFAST, INC. (a Delaware corporation)

RESOLVED, that each of Funwood, Inc. ("Funwood"); Everfast-Dannemann, Inc. ("Dannemann"); Bolts & Bolts Retail Stores, Inc. ("Bolts & Bolts"); and E - F Acquisition Corp. ("E - F"), all Delaware corporations, shall be merged with and into Everfast, Inc. ("Everfast"), a Delaware corporation, in accordance with the following Plan of Merger:

1. Surviving Corporation: Funwood, Dannemann, Bolts & Bolts, and E - F shall be merged into Everfast, which shall be the surviving corporation.

2. Ownership of Stock: All outstanding shares of stock of Funwood, Dannemann, Bolts & Bolts, and E - F are owned by Everfast.

3. Terms and Conditions of Merger: On the effective date of the merger of Funwood, Dannemann, Bolts & Bolts, and E - F into Everfast, the separate existence of each of Funwood, Dannemann, Bolts & Bolts, and E - F shall cease; the stock of Funwood, Dannemann, Bolts & Bolts, and E - F shall be cancelled; and Everfast shall succeed to all of the properties, rights, and other assets and shall be subject to all of the liabilities of Funwood, Dannemann, Bolts & Bolts, and E - F, without further action by any such corporation.

4. Further Assurances: If at any time Everfast shall determine that additional conveyances, documents, or other action are necessary to carry out the provisions of this Plan of Merger, the officers and directors of Funwood, Dannemann, Bolts & Bolts, and E - F as of the effective date of the merger shall execute such conveyances or documents or take such actions.

5. Effective Date: The effective date of the merger shall be 5:00 p.m. on December 31, 1983.

FURTHER RESOLVED, that the president and the assistant secretary of Everfast be and they hereby are directed to make, execute, and acknowledge a certificate of ownership and merger setting forth a copy of the resolutions to merge Funwood, Dannemann, Bolts & Bolts, and E - F into Everfast and the date of the adoption thereof and to file the same in the Office of the Secretary of State of the State of Delaware and a certified copy thereof in the Office of the Recorder of Deeds of Kent and New Castle Counties.

FURTHER RESOLVED, that the directors and proper officers of Everfast be and they hereby are authorized to take any and all further actions which they deem necessary or appropriate to implement and effectuate the Plan of Merger.

DATED: December 26, 1983