

ASSIGNMENT

As part of that settlement, Plaintiff-Petitioner NY-Exotics, Inc., assigned its entire interest in the subject mark NY-EXOTICS.COM — including applications and causes of action — to Respondent-Defendant Exotics.com, Inc. Attached Exhibit C is a copy of the notarized assignment. Attached as Exhibit D is the June 27, 2006, USPTO recordation of that assignment (reel/frame: 003338/0191).

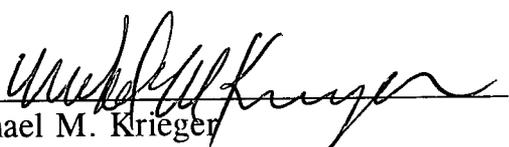
MOOTNESS AND REQUEST FOR DISMISSAL

By this assignment, the Parties to this cancellation are now merged into one, namely, Exotics.com, Inc. With Petitioner and Respondent the same entity, this proceeding has been rendered moot.

Accordingly, Exotics.com, Inc., as sole remaining party and being both Plaintiff-Petitioner and Defendant-Respondent, respectfully requests that the Board dismiss this action.

Dated: July 22, 2006

Very truly yours,


Michael M. Krieger
Attorneys for Respondent/Registrant
EXOTICS.COM, INC. a Nevada corp.
EXOTICS.COM, INC. a Delaware corp.

EXHIBITS A-D (p. 3-12)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): ADAM SIEGLER (State Bar No. 116233) SIEGLER LAW GROUP 9454 Wilshire Boulevard, Suite M-16 Beverly Hills, California 90212 ATTORNEY FOR (Name): Plaintiffs EXOTICS.COM, INC. et al		TELEPHONE NO.: (310) 777-1111 FAX NO.: (310) 777-1114	FOR COURT USE ONLY ORIGINAL FILED JUN 29 2006 LOS ANGELES SUPERIOR COURT
Insert name of court and name of judicial district and branch court, if any: Los Angeles Superior Court Central District			
PLAINTIFF/PETITIONER: EXOTICS.COM, INC., a Nevada corp. et al DEFENDANT/RESPONDENT: ANDREW MALTMAN, et al			
REQUEST FOR DISMISSAL <input type="checkbox"/> Personal Injury, Property Damage, or Wrongful Death <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other <input type="checkbox"/> Family Law <input type="checkbox"/> Eminent Domain <input checked="" type="checkbox"/> Other (specify): Conversion, Breach of Fiduciary Duty, etc.		CASE NUMBER: BC 290511	

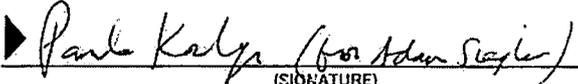
- A conformed copy will not be returned by the clerk unless a method of return is provided with the document. -

1. TO THE CLERK: Please dismiss this action as follows:
- a. (1) With prejudice (2) Without prejudice
- b. (1) Complaint (2) Petition
 (3) Cross-complaint filed by (name):
 (4) Cross-complaint filed by (name):
 (5) Entire action of all parties and all causes of action
 (6) Other (specify):*

on (date):
on (date):

As to these Defendants only: Scott London, NY Exotics, Inc., Steven Wechsler, Webstar Publishing, Inc., Miami Exotics, Inc., and Red Rock, LLC.
 Date: June 28, 2006.

ADAM SIEGLER
 (TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)
 * If dismissal requested is of specified parties only, of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.


 (SIGNATURE)
 Attorney or party without attorney for:
 Plaintiff/Petitioner Defendant/Respondent
 Cross-complainant

2. TO THE CLERK: Consent to the above dismissal is hereby given.**
 Date:

(TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)
 ** If a cross-complaint or Response (Family Law) seeking affirmative relief is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (i) or (j).

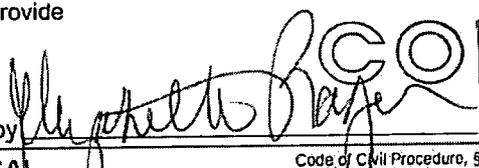
(SIGNATURE)
 Attorney or party without attorney for:
 Plaintiff/Petitioner Defendant/Respondent
 Cross-complainant

- (To be completed by clerk)
3. Dismissal entered as requested on (date):
 4. Dismissal entered on (date): as to only (name):
 5. Dismissal not entered as requested for the following reasons (specify):

 6. a. Attorney or party without attorney notified on (date):
 b. Attorney or party without attorney not notified. Filing party failed to provide
 a copy to conform means to return conformed copy

JOHN A. CLARKE

Date: **JUN 29 2006**


 Clerk, by _____, Deputy

COPY
 Code of Civil Procedure, § 581 et seq.
 Cal. Rules of Court, rules 307, 1273

PROOF OF SERVICE
VIA U.S. MAIL

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES:

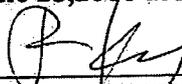
I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 6255 Sunset Boulevard, Suite 714, Hollywood, California 90028.

On **June 28, 2006** I served the foregoing documents described as **REQUEST FOR DISMISSAL** on the interested parties in this action by placing a true and correct copy thereof enclosed in a sealed envelope(s) addressed as follows:

Adam Siegler, Esq. SIEGLER LAW GROUP 9454 Wilshire Boulevard, Suite M-16 Beverly Hills, CA 90212 <i>Attorney for Plaintiffs</i>	Glenn J. Plattner, Esq. JENKENS & GILCHRIST L.L.P. 12100 Wilshire Boulevard, 15 th Floor Los Angeles, CA 90025-7120 <i>Attorney for Scott London</i>
Alan S. Gutman, Esq. LAW OFFICES OF ALAN S. GUTMAN 9401 Wilshire Boulevard, Suite 575 Beverly Hills, California 90212-2918 <i>Attorney for Andrew Maltin, Lea Hastings and LA Exotics, LLC</i>	Steven Wechsler WEBSTAR PUBLISHING, INC. 6917 Arlington Road, Suite 214 Bethesda, Maryland 20814 <i>In Pro Per</i>
Nate Bernstein, Esq. NATE BERNSTEIN & ASSOCIATES 15760 Ventura Boulevard, Suite 700 Encino, California 91436 <i>Attorney for Irene Ferro, Regatta and Hillstone</i>	

I am readily familiar with the firm's practice of collection and processing of correspondence for mailing, and I deposited the foregoing envelope(s) into the firm's mail collection system. Under that practice, it is deposited in the U.S. Postal Service on that same day with postage thereon fully prepaid at Los Angeles, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date on the envelope is more than one day after date of deposit for mailing contained in the affidavit.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on **June 28, 2006** at Hollywood, California.



PAMELA KOSLYN

COPY

FOR COURT USE ONLY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address):
GLENN J. PLATTNER (Bar No. 137454) (310) 820-8800
JENKENS & GILCHRIST, LLP
12100 Wilshire Boulevard, 15th Floor
Los Angeles, California 90025

ATTORNEY FOR (Name): NY EXOTICS, INC. and SCOTT LONDON

Insert name of court and name of judicial district and branch court, if any:

Los Angeles Superior Court
Central District

PLAINTIFF/PETITIONER: EXOTICS.COM, INC., a Nevada corporation; EXOTICS.COM, INC., a Delaware corpora
DEFENDANT/RESPONDENT: ANDREW MALTIN, et al.

ORIGINAL FILED

JUN 28 2006

LOS ANGELES
SUPERIOR COURT

CASE NUMBER:

BC 290511

REQUEST FOR DISMISSAL

- Personal Injury, Property Damage, or Wrongful Death
- Motor Vehicle Other Indemnity
- Family Law
- Eminent Domain
- Other (specify):

— A conformed copy will not be returned by the clerk unless a method of return is provided with the document. —

1. TO THE CLERK: Please dismiss this action as follows:

- a. (1) With prejudice (2) Without prejudice
- b. (1) Complaint (2) Petition
- (3) Cross-complaint filed by (name): Scott London
- (4) Cross-complaint filed by (name):
- (5) Entire action of all parties and all causes of action
- (6) Other (specify):*

on (date): May 26, 2005

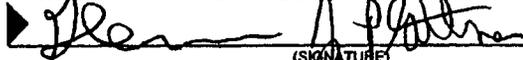
on (date):

Date: June 26, 2006

GLENN J. PLATTNER

(TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)

JENKENS & GILCHRIST, LLP



(SIGNATURE)

Attorney or party without attorney for: Scott London

* If dismissal requested is of specified parties only, of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

- Plaintiff/Petitioner Defendant/Respondent
- Cross-complainant

2. TO THE CLERK: Consent to the above dismissal is hereby given.**

Date:

(TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)

(SIGNATURE)

Attorney or party without attorney for:

** If a cross-complaint - or Response (Family Law) seeking affirmative relief - is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581(f) or (j).

- Plaintiff/Petitioner Defendant/Respondent
- Cross-complainant

(To be completed by clerk)

- 3. Dismissal entered as requested on (date): JUN 28 2006
- 4. Dismissal entered on (date): as to only (name):
- 5. Dismissal not entered as requested for the following reasons (specify):

- 6. a. Attorney or party without attorney notified on (date):
- b. Attorney or party without attorney not notified. Filing party failed to provide a copy to conform means to return conformed copy

JOHN A. CLARKE

Date: JUN 28 2006

Clerk, by  Deputy

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA)
3 COUNTY OF LOS ANGELES) ss

4 I am a resident of the State of California, over the age of eighteen years, and not a
5 party to the within action. My business address is Jenkins & Gilchrist, LLP, 12100 Wilshire
6 Boulevard, 15th Floor, Los Angeles, California 90025. On June 27, 2006, I served the within
7 document:

8 **REQUEST FOR DISMISSAL**

9 I sent such document from facsimile machine on _____, 2006. I certify that
10 said transmission was completed and that all pages were received and that a report
11 was generated by facsimile machine which confirms said transmission and receipt. I,
12 thereafter, mailed a copy to the interested party(ies) in this action by placing a true
13 copy thereof enclosed in sealed envelope(s) addressed to the parties listed below.

14 by placing the document(s) listed above in a sealed envelope with postage thereon
15 fully prepaid, in the United States mail at Los Angeles, CA addressed as set forth
16 below.

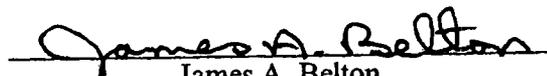
17 by personally delivering the document(s) listed above to the person(s) at the
18 address(es) set forth below.

19 **SEE ATTACHED SERVICE LIST**

20 I am readily familiar with the firm's practice of collection and processing
21 correspondence for mailing. Under that practice it would be deposited with the U.S. Postal
22 Service on that same day with postage thereon fully prepaid in the ordinary course of business. I
23 am aware that on motion of the party served, service is presumed invalid if postal cancellation
24 date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

25 I declare under penalty of perjury under the laws of the State of California that the
26 above is true and correct.

27 Executed on June 27, 2006, at Los Angeles, California.

28 
James A. Belton

SERVICE LIST

1

2 Adam Siegler, Esq.
Tae-Yoon Kim, Esq.
3 SIEGLER LAW GROUP, INC.
9454 Wilshire Boulevard, Suite M-16
4 Beverly Hills, CA 90212
Tel: (310) 777-1111
5 Fax: (310) 777-1114

6 Pamela Koslyn, Esq.
6255 Sunset Boulevard
7 Suite 714
Hollywood, CA 90028
8 Tel: (323) 467-2200
Fax: (323) 517-2283
9 *Attorneys for Plaintiff*
EXOTICS.COM, INC.

10

11 Alan S. Gutman, Esq.
Elizabeth L. Bradley, Esq.
LAW OFFICES OF ALAN S. GUTMAN
12 9401 Wilshire Boulevard, Suite 575
Beverly Hills, CA 90212-2918
13 Tel: (310) 385-0700
Fax: (310) 385-0710
14 *Attorneys for Defendant and Counter-*
Claimant Andrew Maltin and Defendants
15 *Lea Hastings and LA Exotics, LLC*

16 Nate Bernstein, Esq.
NATE BERNSTEIN & ASSOCIATES
17 Wells Fargo Bank Building Tower
15760 Ventura Boulevard, Suite 700
18 Encino, CA 91436
Tel: (818) 995-9475
19 Fax: (818) 995-9476
Attorney for Irene Ferro, Regatta Services,
20 *Inc., and Hillstone Regency, Inc. (Las Vegas*
Exotics)

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ASSIGNMENT

This Assignment is made and entered into effective as of June 19, 2006 (the "Effective Date") by NY-EXOTICS, INC., a New York corporation with a principal address of 1350 Broadway, Suite 1213, New York, New York 10018 ("Assignor"), in favor of EXOTICS.COM, INC., a Delaware corporation with a principal address of 1580 - 1100 Melville, Vancouver, BC V6E 4A6, Canada. ("Assignee").

WHEREAS, Assignor is the registrant and owner of record of certain trademarks and trademark applications and/or registrations for the mark NY-EXOTICS, including U.S. Serial No. 76/318,359 (collectively, the "Trademarks"); and

WHEREAS, as of the Effective Date, pursuant to a settlement agreement between Assignor and Assignee, Assignee is the successor to certain business assets related to the entire portion of Assignor's business to which the Trademarks pertain, which business is ongoing and existing; and

WHEREAS, in light of the foregoing, the parties acknowledge that this Assignment is intended to effectuate a full and complete assignment by Assignor to Assignee of all rights in and to the Trademarks.

NOW, THEREFORE, for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns and transfers unto Assignee, its successors, assigns and legal representatives, the entire right, title and interest in and to the Trademarks, including domestic and foreign rights, including without limitation: (i) all goodwill of the entire portion of Assignor's business to which the Trademarks pertain; (ii) any and all trademark applications and/or renewals and all registrations or certificates that may be issued or granted therefor; (iii) all income, royalties, damages and payments now or hereafter due or payable in respect to the Trademarks; (iv) all causes of action, either in law or in equity, for damages for past, present or future infringement of the Trademarks, throughout the entire world; and (v) the right throughout the world to file applications and/or renewals and obtain trademark registrations in the Trademarks in Assignee's own name throughout the world, including, without limitation, all rights of priority.

Assignor represents and warrants to Assignee that: (i) it is a corporation duly organized, validly existing and in good standing under the laws of the State of New York; and (ii) it has the full right, power and authority to enter into this Assignment and grant the rights granted in this Assignment.

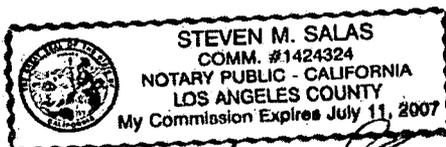
Assignor hereby agrees to communicate to Assignee, and its successors, assigns and legal representatives, any facts known to Assignor respecting any use of or to the Trademarks, and, at the expense of Assignee, to testify in any legal proceedings, sign all lawful agreements, documents or instruments, execute all applications, make all lawful oaths and generally do everything possible to vest title in Assignee and to aid Assignee, its successors, assigns and legal representatives to obtain and enforce proper protection for the Trademarks in all countries.

IN WITNESS WHEREOF, Assignor has executed this Assignment as of the Effective Date set forth above.

NY-EXOTICS, INC.

By: 
Printed Name: Scott London
Title: Its President

[NOTARY STAMP]





UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUNE 30, 2006

PTAS

900052076A

PAMELA KOSLYN, ESQ.
6255 SUNSET BLVD.
SUITE 714
HOLLYWOOD, CA 90028

~~*900052076A*~~

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 06/27/2006

REEL/FRAME: 003338/0191
NUMBER OF PAGES: 3

BRIEF: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

ASSIGNOR:
NY-EXOTICS, INC.

DOC DATE: 06/19/2006
CITIZENSHIP: NEW YORK
ENTITY: CORPORATION

ASSIGNEE:
EXOTICS.COM, INC.
1100 MELVILLE STREET
SUITE 1580
VANCOUVER, CANADA V6E 4A6

CITIZENSHIP: DELAWARE
ENTITY: CORPORATION

RightFax

7/1/06 1:48 PAGE 003/005 Fax Server

003338/0191 PAGE 2

APPLICATION NUMBER: 76318359
REGISTRATION NUMBER:

FILING DATE: 09/27/2001
ISSUE DATE:

MARK: NY-EXOTICS
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

06/27/2006
900052076

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
NY-Exotics, Inc.		06/19/2006	CORPORATION: NEW YORK
RECEIVING PARTY DATA			
Name:	Exotics.com, Inc.		
Street Address:	1100 Melville Street		
Internal Address:	Suite 1580		
City:	Vancouver		
State/Country:	CANADA		
Postal Code:	V6E 4A6		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Serial Number:	76318359	NY-EXOTICS	
CORRESPONDENCE DATA			
Fax Number:	(323)517-2283		
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>			
Phone:	3234872200		
Email:	pkoslyn@koslynlaw.com		
Correspondant Name:	Pamela Koslyn, Esq.		
Address Line 1:	6255 Sunset Blvd.		
Address Line 2:	Suite 714		
Address Line 4:	Hollywood, CALIFORNIA 90028		
DOMESTIC REPRESENTATIVE			
Name:	Pamela Koslyn, Esq.		
Address Line 1:	6625 Sunset Blvd.		
Address Line 2:	Suite 714		

OP \$40.00 76318359

Address Line 4: Hollywood, CALIFORNIA 90028	
NAME OF SUBMITTER:	Pamela Koslyn
Signature:	/pamelakoslyn/
Date:	06/27/2006
Total Attachments: 1 source=NY Ex TM Assignment (signed)#page1.tif	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this Notice and Request is being served on Petitioner by deposit with the United States Postal Service on July ~~21~~ 2006 as first class mail in an envelope addressed to:

Jenkins & Gilchrist
Attn: Cathryn A. Berryman
1445 Ross Avenue, Suite 3200
Dallas TX 75202-2799


Michael M. Krieger

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

on July ~~21~~ 2006

By: 
Michael M. Krieger