

Clarke, Mod

COLOMBIA

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO



No. 11-038290- -00002-0000

Fecha: 2011-06-01 15:21:26 Dep. 2020 DIR. NUEVAS CR.
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Act. 44 RESPUESTA/REQUE Folios: 14

P-2869

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

DIVISION DE NUEVAS CREACIONES

E. S. D.

Ref.: Expediente No. 11.038.290

Solicitud de Patente a nombre de

SR HOLDINGS, LLC

Yo, DILIA MARÍA RODRÍGUEZ D'ALEMAN, identificada como aparece al pie de mi firma, domiciliada en la Carrera 11 No. 36-53, piso 6, obrando como apoderada de la sociedad **SR HOLDINGS, LLC**, solicitante de la patente de la referencia, en respuesta al oficio No. 08131 notificado por fijación en lista el día 19 de mayo de 2011, atentamente me permito presentar:

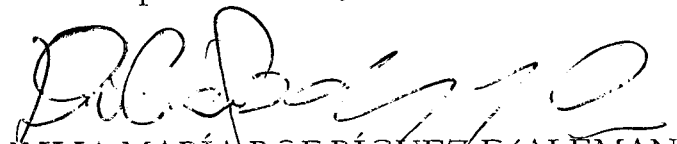
1. Documento (1) en que consta la cesión del derecho a la patente otorgada por los inventores a favor de mi mandante.

Sobre el particular, es importante resaltar que de conformidad con las normas legales vigentes, artículo 1 de la Resolución 210 de 2001, expedida por el Superintendente de Industria y Comercio y artículo 2 de la Convención de la Haya, el documento en inglés que se pretenda aportar como parte de los trámites de propiedad industrial ante la Superintendencia de Industria y Comercio no requieren traducción. Por otro lado, la legalización consular y/o diplomática de los documentos expedidos en el extranjero no es necesaria. Por lo tanto, el documento de cesión anexo a este memorial es válidamente presentado en idioma inglés y con la correspondiente apostilla.

2. Copia auténtica del poder junto con el Certificado de Existencia y Representación Legal de dicha sociedad y con su respectiva traducción del inglés al español.

Espero con esto haber dado cabal cumplimiento a lo solicitado por ese despacho y de conformidad con lo indicado en los artículos 3º, inciso 3, 35 inciso 2 y 59 inciso 2 del CCA, al analizar este memorial, atentamente ruego se traten todas las cuestiones planteadas con motivo del mismo.

Señor Superintendente,


DILIA MARÍA RODRÍGUEZ D'ALEMAN
C.C. 41.654.882 de Bogotá.
T.P. 20824 CSJ

P-2869

State of Minnesota

SECRETARY OF STATE

APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Country: United States of America

This Public Document: Assignment

2. has been signed by: Denise Wynn

3. acting in the capacity of: Notary Public, State of Minnesota

4. bears the seal/stamp of: Denise Wynn, Notary Public, State of Minnesota

CERTIFIED

5. at St. Paul, Minnesota

6. Date: May 11, 2011

7. by Secretary of State, State of Minnesota

8. File No: DT20110511023

9. Seal/Stamp:

10. Signature



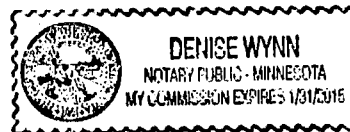

Mark Ritchie

NOTARIAL CERTIFICATE

State of Minnesota)
) ss.
County of Hennepin)

I hereby certify that attached hereto is a true and correct copy of the Assignment from Kevin Crowley II, David M. Nau, James Cheney, Matthew R. Clerc and David Thorpe to SR HOLDINGS, LLC, for U.S. Application Number 12/540,504, entitled ARTICLES OF FOOTWEAR.

Denise Wynn
Notary Public



(SEAL)

Dated: May 4, 2011

ASSIGNMENT

For valuable consideration, we, Kevin Crowley II, of 44 Cottage rd, Newbury MA 01951; David M. Nau, of 11 Green Way, Wayland, MA 01778; James Cheney, of 121 Howard Street, Northboro, MA 01532; Matthew R. Clerc, of 10 Gabriel Farm Drive, Acushnet, MA 02743; David Thorpe, of 22 Carlisle Road, Acton, MA 01720; hereby assign to SR HOLDINGS, LLC, a corporation of Delaware, having a place of business at 1105 No. Market Street, Suite 1300, Wilmington, DE 19899, and its successors and assigns (collectively hereinafter called "the Assignee"), the entire right, title and interest throughout the world in the inventions and improvements which are subject of an application for United States Patent signed by us, entitled ARTICLES OF FOOTWEAR, filed August 13, 2009, and assigned U.S. Serial Number 12/540,504, this assignment including said application, any and all United States and foreign patents, utility models, and design registrations granted for any of said inventions or improvements, and the right to claim priority based on the filing date of said application under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes; and we authorize the Assignee to apply in all countries in our name or in its own name for patents, utility models, design registrations and like rights of exclusion and for inventors' certificates for said inventions and improvements; and we agree for ourselves and our respective heirs, legal representatives and assigns, without further compensation to perform such lawful acts and to sign such further applications, assignments, Preliminary Statements and other lawful documents as the Assignee may reasonably request to effectuate fully this assignment.

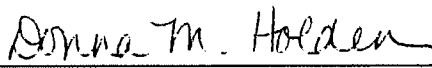
DATE: 10/6/09


KEVIN CROWLEY II

STATE OF Massachusetts)
) SS.
COUNTY OF Middlesex)

On October 6, 2009, before me, the undersigned, a notary public for the State of Massachusetts, there personally appeared KEVIN CROWLEY II personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this Assignment, who acknowledged having executed the same in his authorized capacity and that by his signature on this Assignment, the person or the entity upon behalf of which he acted, executed this Assignment.

WITNESS my hand and official seal.


Notary Public



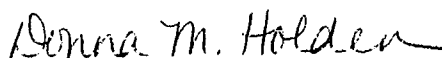
DATE: 10/6/09

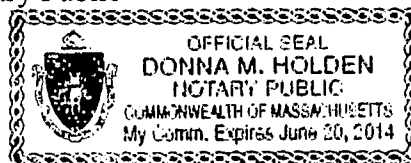

DAVID M. NAU

STATE OF Massachusetts)
COUNTY OF Middlesex) SS.

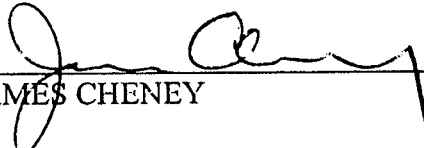
On October 6, 2009, before me, the undersigned, a notary public for the State of Massachusetts, there personally appeared DAVID M. NAU personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this Assignment, who acknowledged having executed the same in his authorized capacity and that by his signature on this Assignment, the person or the entity upon behalf of which he acted, executed this Assignment.

WITNESS my hand and official seal.


Notary Public



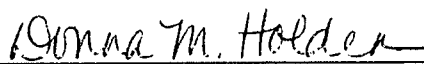
DATE: 9/11/09

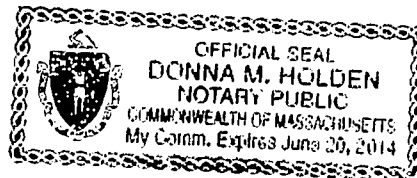

JAMES CHENEY

STATE OF Massachusetts)
) SS.
COUNTY OF Middlesex)

On September 11, 2009, before me, the undersigned, a notary public for the State of Massachusetts, there personally appeared JAMES CHENEY personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this Assignment, who acknowledged having executed the same in his authorized capacity and that by his signature on this Assignment, the person or the entity upon behalf of which he acted, executed this Assignment.

WITNESS my hand and official seal.


Notary Public



DATE: 10/6/09

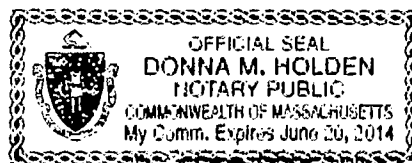
Matthew R. Clerc
MATTHEW R. CLERC

STATE OF Massachusetts)
) SS.
COUNTY OF Middlesex)

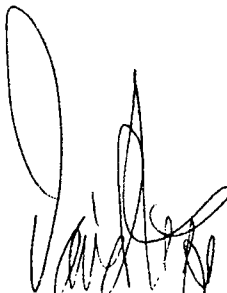
On October 6, 2009, before me, the undersigned, a notary public for the State of Massachusetts, there personally appeared MATTHEW R. CLERC personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this Assignment, who acknowledged having executed the same in his authorized capacity and that by his signature on this Assignment, the person or the entity upon behalf of which he acted, executed this Assignment.

WITNESS my hand and official seal.

Donna M. Holden
Notary Public



DATE: 10/7/09



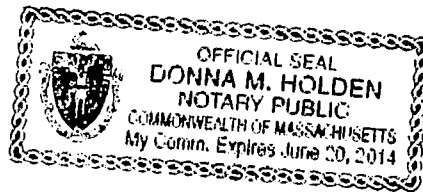
DAVID THORPE

STATE OF Massachusetts)
) SS.
COUNTY OF Middlesex)

On October 7, 2009, before me, the undersigned, a notary public for the State of Massachusetts, there personally appeared DAVID THORPE personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this Assignment, who acknowledged having executed the same in his authorized capacity and that by his signature on this Assignment, the person or the entity upon behalf of which he acted, executed this Assignment.

WITNESS my hand and official seal.

Donna M. Holden
Notary Public



22257775.doc

The Commonwealth of Massachusetts

William Francis Galvin
Secretary of the Commonwealth

APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Country: United States of America

This public document

2. has been signed by: Donna M. Holden

3. acting in the capacity of: Notary Public

4. bears the seal/stamp of: Donna M. Holden
whose commission expires on: June 20, 2014

Certified

5. at: Boston, Massachusetts

6. the: 9 May, 2011

7. by: the Secretary of the Commonwealth

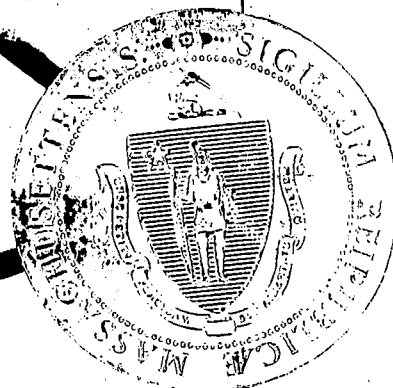
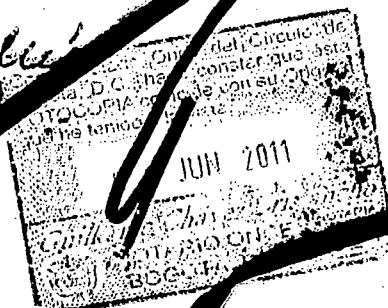
8. No.: 1524912

9. Seal/stamp:

Great Seal of the Commonwealth

10. Signature:

William Francis Galvin
Secretary of the Commonwealth



COLOMBIA

Carrera 11 N° 86-53 Pico 6 Bogotá Colombia Tel: (57 1) 6121022 Fax: (57 1) 6350624 Email: info@clarkemodet.com.co

PODER

Yo (nosotros), abajo firmante(s)

Voin Todorovic

en mi (nuestro) carácter de representante(s) legal(es) de

SR HOLDINGS, LLC

una sociedad organizada y existente de acuerdo con las leyes de

Delaware, EE.UU.

y en actual cumplimiento de su objeto social, con domicilio en 1105 No. Market St. Suite 1300 Wilmington, Delaware 19899, Estados Unidos de América.

por el presente instrumento confiero (conferimos) poder especial a favor de DILLA MARIA RODRIGUEZ D'ALEMAI, con Cédula de Ciudadanía No. 41.654.882 de Bogotá, y up. 20524 con domicilio en Bogotá, Colombia, para que actuando en su orden en nombre del (de la) organizante le (la) representen ante cualquier entidad, autoridad y/o persona, especialmente ante las del orden Administrativo, Contencioso Administrativo, Judicial, Tribunales de Arbitramento y/o cualquier otro en lo referente a los siguientes asuntos:

- 1) Solicitar, tramitar, obtener y/o registrar cualquiera de las modalidades de Propiedad Industrial, tales como: patentes de invención, modelos de utilidad, diseños industriales, variedades vegetales, marcas, lemas, nombres y apellidos comerciales y denominaciones de origen; así como sus renovaciones, prórrogas, transferencias, cambios de nombre y/o domicilio, contratos y licencias.
- 2) Solicitar, tramitar, obtener y/o registrar derechos de autor, en cualquiera de sus presentaciones; así como la protección de creaciones industriales y know-how.
- 3) Solicitar, tramitar, obtener y/o registrar registros sanitarios, permisos y/o licencias de funcionamiento; así como sus renovaciones o prórrogas, transferencias, cambios de nombre y/o domicilio, contratos y licencias.
- 4) Ejercer acciones de oposición, observación, reclamos, reconsideración, reposición, apelación, cancelación administrativa o judicial, nulidad, protección al consumidor, concesión de licencias, protección de creaciones industriales y demás acciones y recursos relacionados con derechos derivados de los asuntos arriba indicados y en contra de la competencia desleal, acciones derivadas de la obtención o explotación de licencias, acciones de indemnización de perjuicios. También podrá(n) intervenir en juicios civiles, comerciales, penales, contencioso-administrativos, tutelares y de policía; en acciones o juicios promovidos por el (la) mandante o en contra el (ella).
- 5) Registrar nombres de dominio ante la entidad competente.
- 6) En el ejercicio de este mandato los mandatarios arriba mencionados quedan facultados para: conciliar, cancelar, transigir, comprometer en árbitros, decidir, recibir y tomar posesión de la cosa objeto de litigio y renunciar o desistirse a derechos concedidos o en curso de concesión, admitir los hechos del proceso.
- 7) Ratificar o no la agencia oficiosa.
- 8) Así mismo faculto (facultamos) a los mencionados apoderados para recibir notificaciones y designar apoderados judiciales o extrajudiciales, sustituir el presente poder y revocar las sustituciones que hicieran.

Dado y firmado en

a los días de

POWER OF ATTORNEY

I (we), the undersigned

Voin Todorovic

legal representative(s) of

SR HOLDINGS, LLC

an organization existing under the laws of **Delaware, USA**

and in present execution of its business activity, domiciled at 1105 No. Market St. Suite 1300 Wilmington, Delaware 19899, United States of America.

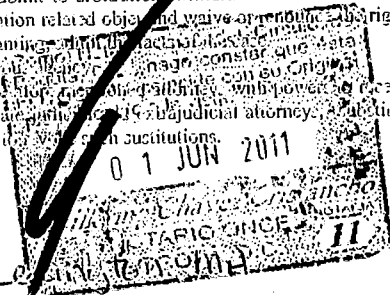
do hereby grant POWER OF ATTORNEY to DILLA MARIA RODRIGUEZ D'ALEMAI, identification card No. 41.654.882 of Bogotá, and up. 20524 residing in Bogotá Colombia, to act in the order of their appointment in behalf of grantor before any entity, authority and/or natural or juridical person, specially before those Administrative, Administrative-Contentious, Judicial, arbitration courts, and/or any other, in all matters concerning the following:

- 1) To apply, process, obtain and/or register any of the modalities of Industrial Property, such as: Patent of Invention, Utility Models, Designs, plant varieties, Marks, Slogans, Trade Names and emblem and appellations of Origin; as well as their renewals, assignments, changes of name and/or domicile, agreements and licenses.
- 2) To apply, process, obtain and/or register copyrights of any kind as well as protection of industrial secrets or know-how.
- 3) To apply, process, obtain and/or register sanitary registrations, operating authorizations and/or licenses; as well as their renewals or assignments, changes of name and/or domicile, agreements and licenses.
- 4) To bring actions of opposition, observations, claims, reconsideration, appeal or legal remedies, cancellations, nullity, protection to the consumer, granting of licenses, protection of trade secrets and other actions related with rights derived from the above-mentioned matters and against the unfair competition, actions resulting from the obtaining or exploitation of licenses, recovering damages actions. They can also intervene or participate in Civil, Commercial, Criminal or Contentious-Administrative Trials; the actions for writ mandamus, police actions; in actions, lawsuits or litigations incurred by the grantor or against him.
- 5) To register domain names before the competent entity.
- 6) To the effect of this mandate the above-named proxy are empowered to: conciliate, cancel, settle, submit to arbitration, withdraw and to receive and take possession of the litigation related object and waive or renounce the rights granted or in process of granting, and to act as legal representatives in all matters.
- 7) To ratify or not the official agency or notary deed.
- 8) I (we) hereby appoint the above-named proxy with power to receive notifications and to designate public or judicial attorneys. I authorize this Power of Attorney and its substitution.

Granted and signed at

on this **26th** day of **April** of **2011**

Firma / signature



CERTIFICADO NOTARIAL

(Cuando el solicitante es SOCIEDAD)

A los 26 días del mes de abril
2011, el Notario que suscribe DA FE de que:

1. Voin Todorovic
(nombre de la persona que firma el poder)

mayor de edad y domiciliado en Woburn, MA
firmó de su puño
y letra el documento que antecede.

2. Conoce al (a la) otorgante y que este (a) está legalmente capacitado para el otorgamiento.

3. El otorgante ha firmado el referido documento en su carácter de vice presidente
de la persona jurídica SR HOLDINGS, LLC

4. La citada persona jurídica con sede en 1105 No. Market St. Suite 1300 Wilmington, Delaware 19899, Estados Unidos de América, está legalmente constituida, que tiene actualmente existencia legal y que el acto para el cual se ha otorgado este poder está comprendido entre los que constituyen su objeto social.

5. El otorgante tiene efectivamente la representación que ostenta, que está legalmente y que está facultado para otorgar este poder.

6. las anteriores certificaciones de los puntos 3, 4 y 5, me concierne porque he tenido a la vista los documentos auténticos.

Notario Público

NOTA: A continuación de lo anterior, el Cónsul de Colombia debe autenticar la firma del Notario Público.

CERTIFICADO NOTARIAL (Cuando el solicitante es INDIVIDUO)

A los _____ días del mes de _____ de _____
, el Notario que suscribe DA FE de que:

1. _____
(nombre de la persona que firma el poder)

mayor de edad y domiciliado en _____
firmó en su presencia
el documento que antecede, conoce al otorgante y que este está legalmente capacitado para el otorgamiento.

Notario Público

NOTA: A continuación de lo anterior, el Cónsul de Colombia debe autenticar la firma del Notario Público.

Para todos los demás países el Señor Cónsul de Colombia o ante quien se otorgue, debe expedir una certificación dejando constancia 1) de la existencia legal de la sociedad, 2) de que esta ejerce actualmente su objeto social, y 3) de que la persona o personas que otorgan el poder están facultadas para hacerlo, dejando constancia así mismo de que tuvo a la vista las pruebas que acrediten tales circunstancias.

**LEGALIZACIÓN POR EL CONSUL DE COLOMBIA
O POR APOSTILLA**

NOTARIAL CERTIFICATE

(When the applicant is a CORPORATION)

This 26th day of April, 2011
the undersigned Notary CERTIFIES that:

1. Voin Todorovic
(name of the person who signs the power of attorney)

of _____ legal age and _____
domiciled in Woburn, MA and signed his hand on the foregoing document.

2. The grantor is to him personally known and that he/she has legal capacity to execute the document.

3. The grantor has executed the foregoing document in his capacity of vice President
of the juridical person SR HOLDINGS, LLC

4. The mentioned juridical person with place of business in 1105 No. Market St. Suite 1300 Wilmington, Delaware 19899, United States of America, is duly organized, has actual legal existence and that the purposes for which the power of attorney is granted are within the scope of its corporate purposes.

5. The grantor has in fact the referred quality and that his/her representation is legal and that he/she is empowered to grant this power of attorney.

6. I have based the above certifications 3, 4 and 5, on the documents and circumstances which for such purpose were exhibited to me.

Donna M. Holde
Notary Public



OFFICIAL SEAL
DONNA M. HOLDE
NOTARY PUBLIC
COMMONWEALTH OF MASSACHUSETTS
My Comm. Expires June 30, 2012

NOTA: Then the Colombian Consul must legalize the signature of the Notary Public.

NOTARIAL CERTIFICATE (When the applicant is an INDIVIDUALS)

On this _____ day of _____
the undersigned Notary CERTIFIES that:

1. _____
(name of the person who signs the Power of Attorney)

of legal age and domiciled at _____
signed in his presence the foregoing document, the grantor is to him personally known and that he/she has legal capacity to execute the document.

NOTA: Then the Colombian Consul must legalize the signature of the Notary Public.

For all other countries the Colombian Consul or before whom it is signed must issue a certification stating 1) the legal existence of the corporation, 2) that the corporate purposes are actually being accomplished, 3) that the person or persons who grant the Power of Attorney are empowered to do it. The Consul will certify that the documents evidencing these circumstances were exhibited to him.

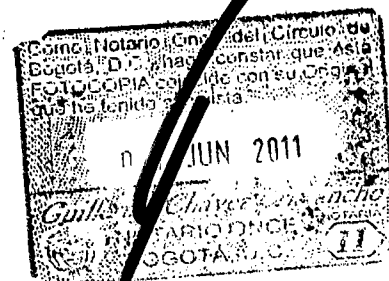
LEGALIZATION BY THE COLOMBIAN CONSUL OR BY APOSTILLE.

Traducción oficial de un documento que está originalmente en inglés

*La certificación notarial del Poder de SR HOLDING, LLC a Dilia Maria Rodriguez D'aleman
dado en Lexington, MA el 3 de abril de 2011, lleva el siguiente sello:*

*"Sello Oficial, Donna M. Holden, Notario Público, Mancomunidad de Massachusetts. Mi
nombramiento vence el 20 de junio de 2014".*

Apostille Adjunta:



Traducción oficial de un documento que está originalmente en inglés

La Mancomunidad de Massachusetts
William Francis Galvin
Secretario de la Mancomunidad

APOSTILLA:
(Convention de La Haye du 5 octobre 1961)

1. País: Estados Unidos de América
- El presente documento público
2. Ha sido firmado por: Donna M. Holden
3. Actuando en calidad de: Notario Público
4. Lleva el sello/estampilla de: Donna M. Holden
- Cuyo nombramiento vence el: 20 de junio de 2014
- Certificado
5. En: Boston, Massachusetts.
6. El: 9 de mayo de 2011
7. Por: Secretario de la Mancomunidad
8. Bajo el No.: 1524912
9. Sello / estampilla: Gran Sello de la Mancomunidad
10. Firma: William Francis Galvin,
Mancomunidad.

FIN DE LA TRADUCCIÓN

Certificación:

Certifico que la presente es una traducción auténtica y completa del inglés al español del documento que he elaborado según mi leal saber y entender.

Documento: "Sello - Apostilla Boston"

Fecha: 20 de mayo de 2011.

Traductor: Jorge Enrique Sierra Reyes (Sello y firma digital debidamente registrados)

Relaciones Exteriores de Colombia

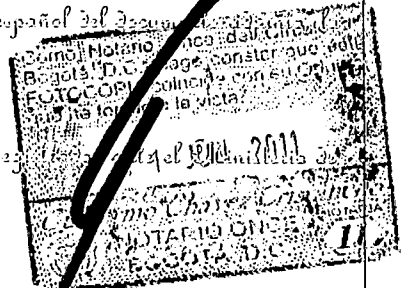
Licencia # 376 de 1993, expedida por el Ministerio de Justicia.

Dirección: Carrera 15 # 99-12 Of. 411, Bogotá, D.C.

Teléfonos: (571) 218 2208, (571) 628 2925.

E-mail: jeserra1@yahoo.com

Traducción # 16-289



Traductor Oficial
JORGE E. SIERRA REYES
Licencia 376 - 1993 Minjusticia