

08-02-2000

FORM PTO-1594

U.S. Department of Commerce

(Rev. 6-93)

OMB No. 0651-0011 (exp. 4/94)

Patent and Trademark Office



101421248

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

1. Name of conveying party(ies):

Allegro Coffee Company

☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State (Colorado)
☐ Other

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

3. Nature of conveyance:

☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: 07/03/00

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

Name: Whole Foods Market IP Inc.

Internal Address:

Street Address: 601 N. Lamar, Suite 300

City: Austin State: TX Zip: 78703

☐ individual(s) citizenship☐ Association☐ General Partnership☐ Limited Partnership☒ Corporation-State Delaware☐ OtherIf 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 ☒ No4. Application number(s) or registration number(s): **SEE ATTACHED**

A. Trademark Application No.(s):

B. Trademark Registration No.(s):

Additional numbers attached? ☒ Yes ☐ No

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

Name: Linda Fontaine

Internal Address: Whole Foods Market

Street Address: 601 N. Lamar, Suite 300

City: Austin State: Texas Zip: 78703

6. Total number of applications and registrations involved: 14

7. Total fee (37 C.F.R. 3.41)----- \$ \$365.00

☒ Enclosed☐ Authorized to be charged to deposit account if check insufficient or inadvertently omitted

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

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.

Linda Fontaine

Linda Fontaine
Signature

07/03/00

Date

Total number of pages including cover sheet, attachments and documents: 4

Mail documents to be recorded with required cover sheet information to:

BOX ASSIGNMENTCommissioner of Patents and Trademarks
Washington, D.C. 20231

08/02/2000 JJALLAH2 00000049 75630914

01 FC:481
02 FC:48240.00 DP
325.00 DPCERTIFICATE OF MAILING
37 C.F.R. 1.8

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: Box Assignment, Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date below:

07/03/00
Date*Linda Fontaine*
Linda Fontaine

ALLEGRO COFFEE COMPANY

<u>Mark</u>	<u>Application Serial No.</u>	<u>Filed</u>
SUMMIT MOUNTAIN ROASTERS	75/630,914	02/01/99
ALLEGRO PASSION FOR COFFEE and Design	75/657,691	03/10/99

<u>Mark</u>	<u>Registration No.</u>	<u>Issued</u>
ALLEGRO COFFEE COMPANY	1,436,587	04/14/87
ALLEGRO	1,654,990	08/27/91
THE ORGANIC COFFEE COMPANY and Design	1,876,799	01/31/95
STELLA BREW and Design	1,877,811	02/07/95
GORILLA DECAF and Design and Design	1,888,697	04/11/95
ZEN BLEND and Design	1,939,201	12/05/95
CELEBRATION CAFFE	2,219,015	01/19/99
PURE WATER DECAF and Design	2,228,760	03/02/99
VELVET COFFEE UNDERGROUND	2,326,934	03/07/00
ESPRESSO BEL CANTO	2,333,371	03/21/00
VANILLA SNOW CAPP FRAPP	2,341,421	04/11/00
THE ORGANIC COFFEE CO. and Design	2,348,304	05/09/00

ASSIGNMENT OF MARKS

WHEREAS, Allegro Coffee Company, a Colorado corporation, having a business address of 601 N. Lamar, Suite 300, Austin, Texas 78703 has adopted and is using the following marks for which the following United States trademark applications have been filed and the following United States Trademark Registrations have been obtained:

<u>Mark</u>	<u>Application Serial No.</u>	<u>Filed</u>
SUMMIT MOUNTAIN ROASTERS	75/630,914	02/01/99
ALLEGRO PASSION FOR COFFEE and Design	75/657,691	03/10/99

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ESPRESSO BEL CANTO	2,333,371	03/21/00
VANILLA SNOW CAPP FRAPP	2,341,421	04/11/00
THE ORGANIC COFFEE CO. and Design	2,348,304	05/09/00

WHEREAS, Whole Foods Market IP Inc., a Delaware corporation having an address of 601 N. Lamar, Suite 300, Austin, Texas 78703, desires to acquire any and all rights and goodwill associated with the above-referenced marks and the applications and registrations of the marks;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Allegro Coffee Company does hereby assign to Whole Foods Market IP Inc. all right, title and interest in and to said marks, together with the goodwill of the business symbolized by the marks and the applications and registrations of the marks.

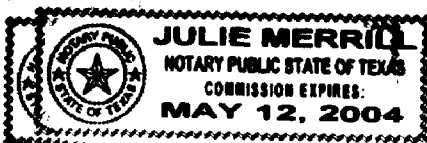
The Commissioner of Patents and Trademarks is requested to issue any Certificates of Registration to Whole Foods Market IP Inc.

ALLEGRO COFFEE COMPANY

By: Linda Fontaine
Name: Linda Fontaine
Title: Asst. Secretary
Date: 7/3/00

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

Before me, the undersigned authority, on this 3 day of July, 2000, personally appeared Linda Fontaine known to me to be the person whose name is subscribed to the foregoing instruments and acknowledged to me that (he/she) is authorized to execute the same on behalf of the identified corporation and that (he/she) executed the same on behalf of the corporation for the purposes and consideration therein expressed.



Julie Merrill
Notary Public, State of Texas
Name Printed: Julie Merrill
My Commission Expires: 5/12/04