NOV. 14. 2001 3:03PM LEYDIG, VO	11-14-2001 NO. 3393 P. 2
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MAD 11-14-0/ RECORE	U.S. Department of Commerce Patent and Trademark Office TRADEMARK
TO: The Commissioner of Patents and Trader	narks: Please record the all document(s) or copy(ies).
Submission Type	Conveyance Type
│	Assignment
Resubmission (Non-Recordation) Document ID #	│
☐ Correction of PTO Error	Security Agreement
Reel # Frame #	☐ Change of Name
☐ Corrective Document	Nunc Pro Tunc Assignment
Reel #002113 Frame #0321	Effective Date:  Other: Deletion of incorrectly assigned registrations
	for 2,348,304, 1,876,799; 1,888,697; 1,877,811;
	1,939,201
Conveying Party	Execution Date
Name Allegro Coffee Company	
Formerly	_
☐ Individual ☐ General Partnership ☐☐ ☐ Other	Limited Partnership   Corporation   Association
Citizenship/State of Incorporation/Organiza	
Mark if Additional Names of Conveying Pa Receiving Party	mes Amached
Name Whole Foods Market IP, Inc DBA/AKA/TA	•
Address 601 N. Lamar	
Address Suite 300	
Address <u>Austin</u>	<u>TX</u>
City ☐ Individual ☐ General Partnership ☐	State/Country Zip Code Limited Partnership  Corporation Association
☐ Other	
☐ Citizenship/State of Incorporation/Organiza	
<ul> <li>Domestic Representative Designation Atta</li> <li>Mark if Additional Names of Receiving Par</li> </ul>	
Correspondent Name and Address	
Lunn A. Sullivan	Telephone: (312) 616-5600
Lynn A. Sullivan Leydig, Voit & Mayer, Ltd.	Telephone: (312) 616-5600 Facsimile: (312) 616-5700
Leydig, Voit & Mayer, Ltd. Two Prudential Plaza, Suite 4900	
Leydig, Voit & Mayer, Ltd. Two Prudential Plaza, Suite 4900 Chicago, Illinois 60601-6780	Facsimile: (312) 616-5700 Attorney Docket No. 211696
Leydig, Voit & Mayer, Ltd. Two Prudential Plaza, Suite 4900 Chicago, Illinois 60601-6780 Pages Enter the total number of pages of Trademark Application Number(s) or Regis	Facsimile: (312) 616-5700 Attorney Docket No. 211696  the attached conveyance document including any attachments: 7  tration Number(s)  Mark if additional numbers attached
Leydig, Voit & Mayer, Ltd. Two Prudential Plaza, Suite 4900 Chicago, Illinois 60601-6780 Pages Enter the total number of pages of Trademark Application Number(s) or Regis Enter either the Trademark Application Number or the	Facsimile: (312) 616-5700 Attorney Docket No. 211696  the attached conveyance document including any attachments: 7  tration Number(s)
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Leydig, Voit & Mayer, Ltd. Two Prudential Plaza, Suite 4900 Chicago, Illinois 60601-6780  Pages Enter the total number of pages of Trademark Application Number(s) or Regis Enter either the Trademark Application Number or the Trademark Application Number(s)  Number of Properties  Fee Amount  Method of Payment:  Enclosed Deposit Account No. 12-1216 Authorization to Charge Additional Fees:  Statement and Signature	Facsimile: (312) 616-5700 Attorney Docket No. 211696  the attached conveyance document including any attachments: 7 tration Number(s)
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08-02	2-2000
OMB No. 0651-0011 (exp. 4/94)	U.S. Department of Commerce Patent and Trademark Office
To the Honorable Commissioner of Patents and Trademarks: Please record the att	21248  action original accument or copy thereof.
1. Name of conveying party(ics):	2. Name and address of receiving party(ies):
Allegro Coffee Company	Name: Whole Foods Market IP Inc.
Individual(s) Association	Internal Address:
General Partnership Limited Partnership  X Corporation-State (Colorado)  Other	Street Address: 601 N. Lamar, Suite 300;
Additional name(s) of conveying party(ies) attached? Yes X No	City: Austin State: TX Zip: 78703
3. Nature of conveyance:	individual(s) citizenship
X Assignment Merger Change of Name	General Parmership Limited Parmership
Other	X Corporation-State Delaware
Execution Date: 07/03/00	Other  If assignee is not domicited 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 X No
4. Application number(s) or registration number(s): SEE ATTACHED  A. Trademark Application No.(s):  B. Trademark Registration No.(s):  Additional numbers and  Additional numbers and  Additional numbers.	arched? X Yes No
Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications and registrations involved: 14
Name: Linda Fontaine	7. Total fee (37 C.F.R. 3.41) 5 \$365.00
Internal Address: Whole Foods Market	X Enclosed  Authorized to be charged to deposit account if check insufficient or inadvertently omitted
Street Address: 601 N. Lamar, Suite 300	Deposit account number:
City: Austin State: Texas Zip: 78703	(Atrach duplicate copy of this page if paying by deposit account)
DO NOT USE	E THIS SPACE
9. Statement and signature.  To the best of my knowledge and belief, the foregoing information is true and of the best of my knowledge and belief, the foregoing information is true and of the best of my knowledge.	correct and any attached copy is a true copy of the original document.
Linda Fontaine Signature	07/03/00 Date
. то	tal-number of pages including cover sheet, attachments and documents: 4
Mail documents to be recorded with required cover sheet information to:	CERTIFICATE OF MAILING . 37 C.F.R. I. 8
BOX ASSIGNMENT	
Commissioner of Patents and Trademarks	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:
Washington, D.C. 20231	Box Assignment, Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date below:
02/2000 118/TUHS 00000043 52030314	07/03/00 Orida tontaine
FC:481 40.00 DP (C:482 / 325.00 DP )	Date Linda Fontaine

75 DQC

## **ALLEGRO COFFEE COMPANY**

<u>Mark</u>	Application Serial No.	<u>Filed</u>
SUMMIT MOUNTAIN ROASTERS	75/630,914	02/01/99
ALLEGRO PASSION FOR COFFEI and Design	E 75/657,691	03/10/99
<u>Mark</u>	Registration No.	<u>Issu<b>e</b>d</u>
ALLEGRO COFFEE COMPANY	1,436,587	04/14/87
ALLEGRO	1,654,990	08/27/91
THE ORGANIC COFFEE COMPAN and Design	NY 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 UNDERGROUN	ID 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>	Application Serial No.	<u>Filed</u>
SUMMIT MOUNTAIN ROASTERS	5 75/630,914	02/01/99
ALLEGRO PASSION FOR COFFE	E 75/657,691	03/10/99
<u>Mark</u>	Registration No.	<u>Issued</u>
ALLEGRO COFFEE COMPANY	1,436,587	04/14/87
ALLEGRO	·1,654 <b>,</b> 990	08/27/91
THE ORGANIC COFFEE COMPAI and Design	NY 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 UNDERGROUN	ND 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

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: 1/3/00	
STATE OF TEXAS 6	Date.	
COUNTY OF TRAVIS §	*	
Before me, the undersigned authority, on this 3 day of		
JULIE MERRILL WITAN PAUL HAR OF TELS COMMING ETPHLI: MAY 12, 2004	Notary Public, State of Texas  Name Printed: Whe Merry  My Commission Expires: 5/12/04	

## **CERTIFICATE OF FACSIMILE**

I hereby certify that this merger document is being transmitted by facsimile to the Assistant Commissioner for Trademarks, Patent and Trademark Assignment Systems, Facsimile No. 703-308-7124.

Data

Bv

APP USE (Rev. 10/16/2000)

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