

02-21-2003

FORM PTO-1594

(Rev. 6-93)

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



102369517

U.S. Department of Commerce

Patent and Trademark Office

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

1. Name of conveying party:

WHOLE FOODS MARKET GROUP, INC.

Individual(s) Association
General Partnership Limited Partnership
X Corporation-State (Delaware)
Other

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

3. Nature of conveyance:

X Assignment Merger
Security Agreement Change of Name
Other

Effective Date: December 22, 2000

2. Name and address of receiving party:

Name: WHOLE FOODS MARKET IP, INC.

Internal Address: 2-19-03

Street Address: 601 N. Lamar, Suite 300

City: Austin State: TX Zip: 78703

individual(s) citizenship
Association
General Partnership
Limited Partnership
X Corporation-State Delaware
Other

If 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 No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s): 76/005,218
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: Christopher L. Graff

Internal Address: Thompson & Knight LLP

Street Address: 1200 San Jacinto Center, 98 San Jacinto Blvd.

City: Austin State: Texas Zip: 78701-4081

6. Total number of applications and registrations involved: 1

7. Total fee (37 C.F.R. 3.41) \$ 40.00
\$40 for 1st...\$25 each additional

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

8. Deposit account number: 20-0821/503320.145010

(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.

Christopher L. Graff
Name of Person Signing

Signature

2-10-03
Date

Total number of pages including cover sheet, attachments and documents: 1

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

BOX ASSIGNMENT

Commissioner of Patents and Trademarks
Washington, D.C. 20231

02/20/2003 DBYRNE 00000039 76005218

01 FC:8521

40.00 OP

CERTIFICATE 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:

2-10-03
Date

Signature
Christopher L. Graff

503320 145010 AUSTIN 190789.1

TRADEMARK
REEL: 002674 FRAME: 0752

**TRADEMARK ASSIGNMENT**

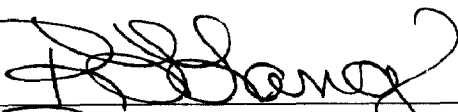
WHEREAS, Whole Foods Market Group, Inc., a Delaware corporation having a mailing address of 601 North Lamar Boulevard, Suite 300, Austin, Texas 78703, is the corporate successor to WholePeople.com, Inc., and has adopted and is using, or has a bona fide intent to use, the mark INDIVIDUAL SOLUTIONS (the "Mark") for which Whole Foods Market Group, Inc. has obtained Application Serial No. 76/005,218 from the U.S. Patent and Trademark Office.

WHEREAS, Whole Foods Market IP, Inc., a Delaware corporation having a mailing address of 601 North Lamar Boulevard, Suite 300, Austin, Texas 78703, desires to acquire any and all rights and goodwill associated with the Mark and the above-referenced application, and that portion of the business to which the Mark pertains;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Whole Foods Market Group, Inc. does hereby assign to Whole Foods Market IP, Inc., all right, title and interest in and to the Mark and the pending application for registration thereof, together with that portion of the business to which the Mark pertains and the goodwill of the business symbolized by the Mark.

DATED effective as of December 22, 2000.

**WHOLE FOODS MARKET GROUP, INC.**

By:   
Name: ROBERTA LANE  
Title: Asst. Secretary

# THOMPSON & KNIGHT

LLP

ATTORNEYS AND COUNSELORS

1200 SAN JACINTO CENTER  
98 SAN JACINTO BOULEVARD  
AUSTIN, TEXAS 78701-4081  
(512) 469-6100  
FAX (512) 469-6180  
www.tklaw.com

AUSTIN  
DALLAS  
FORT WORTH  
HOUSTON  
MONTERREY, MEXICO

DIRECT DIAL:

(512) 469-6198

Email: Chris.Graff@tklaw.com

February 10, 2003

CERTIFICATE 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:

2-10-03  
Date

Signature 

## BOX ASSIGNMENT

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

RE: *Change of Name in Ownership of U.S. Application Serial No. 76/005,218 for Mark*  
**INDIVIDUAL SOLUTIONS**  
*(Our File No.: 503320.145010)*

Madam:

A number of corporate changes have resulted in the change of name in ownership for the above-referenced mark. We have attached four (4) Recordation Form Cover Sheets with supporting documents, which we submit for recording. A chronological description of the sequence of events is outlined below:

10/26/00	WPCOM Colorado, Inc. changes its name to NatureSmart, Inc.
12/08/00	NatureSmart, Inc. merged into WholePeople.com, Inc.
12/21/00	WholePeople.com, Inc. merged into Whole Foods Market Group, Inc.
12/22/00	Trademark Assignment from Whole Foods Market Group, Inc. to Whole Foods Market IP, Inc.

Also enclosed is our check in the amount of \$160.00 for the recordation fees.

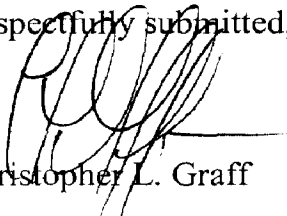
We respectfully request that your records be updated to reflect the change in name of ownership of U.S. Application Serial No. 76/005,218 from WPCOM Colorado, Inc. to Whole Foods Market IP, Inc.

February 10, 2003

Page 2

Please forward any reply to this communication directly to our Austin office for docketing purposes. The mailing address and the physical address for courier packages is 1200 San Jacinto Center, 98 San Jacinto Boulevard, Austin, Texas, 78701, and the fax number is (512) 469-6180.

Respectfully submitted,



Christopher L. Graff

CLG:gj

Encl: Recordation Form Cover Sheets (with supporting documents) (4); Check for \$160; Postcard