

09-29-2004



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Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

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

9-24-04

1. Name of conveying party(ies):

Golden State Vintners, Inc.

- Individual(s) Association General Partnership Limited Partnership Corporation-State Delaware 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: July 10, 2004

2. Name and address of receiving party(ies)

Name: The Wine Group LLC

Internal

Address: The Wine Group LLC

Street Address: 2 Nestle Way

City: Lathrop State: CA Zip: 95330

- Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State Delaware Other a Delaware limited liability company

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) See attached Schedule A

B. Trademark Registration No.(s) See attached Schedule B

Additional number(s) attached Yes No

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

Name: David Dedyo, Esq.

Internal Address: White & Case LLP

Street Address: 3 Embarcadero Center - 22nd Floor

City: San Francisco State: CA Zip: 94111

6. Total number of applications and registrations involved:

42

7. Total fee (37 CFR 3.41) \$ 1065.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

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DO NOT USE THIS SPACE

9. Signature.

David Dedyo, Esq.

Name of Person Signing

Signature

September 10, 2004

Date

Total number of pages including cover sheet, attachments, and document: 8

09/28/2004 DBYRNE 00000013 76540364

01 FC:8521 02 FC:8522

40.00 OP 1025.00 OP

Mail documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

**SCHEDULE A**  
to Trademark Recordation Form

**Conveyance:** Assignment of the entire right, title, and interest in and to of the Trademarks listed on this Schedule A

**Receiving Party:** The Wine Group, LLC

**Conveying Party:** Golden State Vintners, Inc.

Item 4(A): Trademark Application Numbers:

Item	Trademark	App. No.	Filed	Applicant
1.	BELFORD SPRINGS	App. No. 76/548,364	09/15/2003	Golden State Vintners
2.	BUTTERFIELD STATION	App. No. 76/548,365	09/15/2003	Golden State Vintners
3.	CUTLER CREEK	App. No. 76/548,375	09/15/2003	Golden State Vintners
4.	DIAMOND GROVE	App. No. 76/378,019	03/04/2002	Golden State Vintners
5.	GOLDEN GATE VINTNERS and Design	App. No. 76/505,007	04/07/2003	Golden State Vintners
6.	BOARDWALK	App. No. 76/514,731	05/16/2003	Golden State Vintners
7.	CATBIRD	App. No. 78/397,208	04/06/2004	Golden State Vintners
8.	FISHEYE	App. No. 78/397,247	04/06/2004	Golden State Vintners
9.	FLAT ROCK	App. No. 76/565,908	12/08/2003	Golden State Vintners
10.	GIOBERTI	App. No. 76/514,730	05/16/2003	Golden State Vintners
11.	GRAVELLY FORD	App. No. 76/481,906	01/13/2003	Golden State Vintners
12.	HEATHER MOUNTAIN	App. No. 76/514,732	05/16/2003	Golden State Vintners
13.	HELENA RANCH	App. No. 76/508,229	04/17/2003	Golden State Vintners
14.	LANDFALL	App. No. 78/397,200	04/06/2004	Golden State Vintners
15.	PACIFIC PEAK	App. No. 76/388,513	03/28/2002	Golden State Vintners
16.	RADIUS	App. No. 78/403,999	04/19/2004	Golden State Vintners
17.	SCARLET RIDGE	App. No. 76/512,699	05/08/2003	Golden State Vintners
18.	TAILWIND	App. No. 78/397,161	04/06/2004	Golden State Vintners
19.	TIOGA	App. No. 78/397,227	04/06/2004	Golden State Vintners
20.	VINMONT	App. No. 76/514,733	05/16/2003	Golden State Vintners
21.	WAXWING	App. No. 78/397,239	04/06/2004	Golden State Vintners

[SCHEDULE A TO RECORDATION FORM]

**SCHEDULE B**  
to Trademark Recordation Form

**Conveyance:** Assignment of the entire right, title, and interest in and to of the Trademarks listed on this Schedule B  
**Receiving Party:** The Wine Group, LLC  
**Conveying Party:** Golden State Vintners, Inc.

Item 4(B): Trademark Registration Numbers:

1.	BOUNTY VINEYARDS and Design	Reg. No. 1,074,185	09/27/1977	Golden State Vintners
2.	EDGEWOOD	Reg. No. 2,010,908	10/22/1996	Golden State Vintners
3.	EDGEWOOD ESTATE	Reg. No. 2,709,250	04/22/2003	Golden State Vintners
4.	GOLDEN STATE VINTNERS	Reg. No. 2,292,478	11/16/1999	Golden State Vintners
5.	GSV GOLDEN STATE VINTNERS and Design	Reg. No. 2,812,159	02/02/2004	Golden State Vintners
6.	GOLDEN STATE VINTNERS-MONTEREY	Reg. No. 2,185,701	09/01/1998	Golden State Vintners
7.	GROWERS	Reg. No. 2,107,593	10/21/1997	Golden State Vintners
8.	GROWERS	Reg. No. 1,009,371	04/22/1975	Golden State Vintners
9.	GROWERS	Reg. No. 1,010,817	05/13/1975	Golden State Vintners
10.	HARBINGER	Reg. No. 2,767,967	09/23/2003	Golden State Vintners
11.	J. WILE & SONS	Reg. No. 1,500,724	08/16/1988	Golden State Vintners
12.	MONTHAVEN	Reg. No. 2,680,547	01/28/2003	Golden State Vintners
13.	MONTHAVEN COASTAL	Reg. No. 2,692,740	03/04/2003	Golden State Vintners
14.	MONTHAVEN COASTAL EXTREMELY COASTAL	Reg. No. 2,721,233	06/03/2003	Golden State Vintners
15.	OAK CREEK	Reg. No. 2,828,967	04/06/2004	Golden State Vintners
16.	SUMMERFIELD	Reg. No. 2,721,091	06/03/2003	Golden State Vintners
17.	SUMMERFIELD CELLARS	Reg. No. 1,958,226	02/27/1996	Golden State Vintners
18.	TRADITION	Reg. No. 2,722,108	06/03/2002	Golden State Vintners
19.	WESTON ESTATE WINERY	Reg. No. 2,706,557	04/15/2002	Golden State Vintners
20.	WILE	Reg. No. 867,252	03/25/1969	Golden State Vintners
21.	WILLOW COVE	Reg. No. 2,488,793	09/11/2001	Golden State Vintners

[SCHEDULE B TO RECORDATION FORM]

**TRADEMARK ASSIGNMENT**

THIS ASSIGNMENT made on the 10 day of July, 2004 by Golden State Vintners, Inc. a corporation organized and existing under the laws of the State of Delaware, having its principal place of business at 607 Airpark Road, Napa, CA 94558 (hereinafter called the "ASSIGNOR") in favor of The Wine Group LLC, a limited liability company organized and existing under the laws of the State of Delaware, having its principal place of business at 240 Stockton Street, Suite 800, San Francisco, CA 94108 (hereinafter called the "ASSIGNEE"):

**WITNESSETH**

WHEREAS THE ASSIGNOR is the owner of all right, title and interest in and to the trademarks and/or service marks duly registered and/or pending registration in the United States Patent and Trademark Office, and all foreign applications pending registration and registered marks as listed in the Schedule A attached hereto (hereinafter called the "Trademarks");

WHEREAS, THE ASSIGNEE is acquiring the entire business or portions thereof to which the Trademarks pertain;

AND WHEREAS THE ASSIGNEE is desirous of acquiring all rights to the Trademarks registered or sought to be registered in the United States and in foreign countries, the goodwill of the business associated therewith, and the registration thereof;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR does hereby sell, assign, transfer and set over unto ASSIGNEE the entire right, title, and interest in and to the aforementioned trademarks listed in the attached Schedule A in the United States of America and in all foreign countries, together with the goodwill of the business associated with said marks, the registration thereof, and the right to sue for past and future infringement thereof.

THIS AGREEMENT shall take effect from July10 2004.

IN WITNESS WHEREOF the parties hereto have caused their respective authorized representatives to execute this Agreement on the day and year first written above.

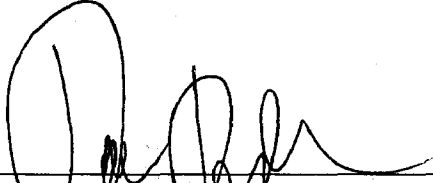
July 10, 2004

GOLDEN STATE VINTNERS, INC.

By:   
David B. Kent  
Chief Executive Officer

On this the 10 day of July, 2004 before me personally came David B. Kent, to me known, who, being by me duly sworn, did depose and say that he/she is the \_\_\_\_\_ of \_\_\_\_\_, the \_\_\_\_\_ described in and which executed the foregoing instrument, and that he/she signed his/her name thereto by order of said \_\_\_\_\_.

Subscribed and sworn to before me this 10<sup>th</sup> day of July, 2004

  
\_\_\_\_\_  
Notary Public  
Tana Fowler



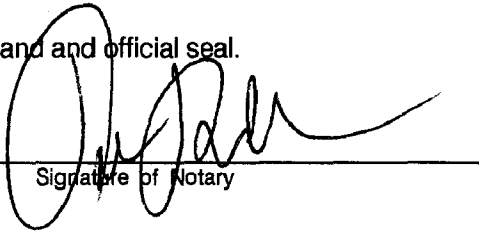
STATE OF CALIFORNIA )  
 ) SS.  
COUNTY OF SAN JOAQUIN )

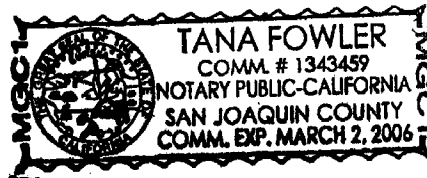
On July 10, 2004 before me, Tana Fowler

a Notary Public in and for said County and State, personally appeared David B. Kent

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

  
\_\_\_\_\_  
Signature of Notary



STATE OF CALIFORNIA )  
 ) SS.  
COUNTY OF \_\_\_\_\_ )

On \_\_\_\_\_ before me, \_\_\_\_\_

a Notary Public in and for said County and State, personally appeared \_\_\_\_\_

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature of Notary

**Attachment A**

<b>TERRITORY</b>	<b>MARK</b>	<b>APPLICATION OR REGISTRATION NO.</b>	<b>APPLICATION OR REGISTRATION DATE</b>	<b>CURRENT RECORD TITLE OWNER</b>
California	GOLDEN STATE VINTNERS	Reg. No. 42,772	11/30/1993	Golden State Vintners
California	GOLDEN STATE VINTNERS and Design	Reg. No. 98,184	10/05/1993	Golden State Vintners
California	OAK CREEK	Reg. No. 97,946	08/16/1993	Golden State Vintners
Canada	GOLDEN STATE VINTNERS	App. No. 1,197,945	11/24/2003	Golden State Vintners
Canada	GSV GOLDEN STATE VINTNERS and Design	App. No. 1,197,946	11/24/2003	Golden State Vintners
Canada	OAK CREEK	Reg. No. TMA588143	08/26/2003	Golden State Vintners
Denmark	JULIUS WILE & SONS	Reg. No. VR 09.699 1992	10/23/1992	Golden State Vintners
European Community	EDGEWOOD	Reg. No. 2,030,187	12/14/2001	Golden State Vintners
European Community	MONTHAVEN	Reg. No. 2,029,940	12/19/2001	Golden State Vintners
European Community	OAK CREEK	Reg. No. 2,326,262	08/02/2001	Golden State Vintners
European Community	SUMMERFIELD	Reg. No. 2,029,924	12/19/2001	Golden State Vintners
Germany	JULIUS WILE	Reg. No. 1,141,837	06/26/1989	Golden State Vintners
Hong Kong	JULIUS WILE	Reg. No. B0265/1990	10/08/1988	Golden State Vintners
Japan	JULIUS WILE	Reg. No. 2,302,620	02/27/1991	Golden State Vintners
United Kingdom	CUTLER CREEK	Reg. No. 1,551,531	10/25/1993	Golden State Vintners
United States	BELFORD SPRINGS	App. No. 76/548,364	09/15/2003	Golden State Vintners
United States	BOUNTY VINEYARDS and Design	Reg. No. 1,074,185	09/27/1977	Golden State Vintners
United States	BUTTERFIELD STATION	App. No. 76/548,365	09/15/2003	Golden State Vintners
United States	CUTLER CREEK	App. No. 76/548,375	09/15/2003	Golden State Vintners
United States	DIAMOND GROVE	App. No. 76/378,019	03/04/2002	Golden State Vintners
United States	EDGEWOOD	Reg. No. 2,010,908	10/22/1996	Golden State Vintners
United States	EDGEWOOD ESTATE	Reg. No. 2,709,250	04/22/2003	Golden State Vintners
United States	GOLDEN GATE VINTNERS and Design	App. No. 76/505,007	04/07/2003	Golden State Vintners
United States	GOLDEN STATE VINTNERS	Reg. No. 2,292,478	11/16/1999	Golden State Vintners
United States	GSV GOLDEN STATE VINTNERS and Design	Reg. No. 2,812,159	02/02/2004	Golden State Vintners
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United States	GROWERS	Reg. No. 2,107,593	10/21/1997	Golden State Vintners
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United States	HARBINGER	Reg. No. 2,767,967	09/23/2003	Golden State Vintners
United States	J. WILE & SONS	Reg. No. 1,500,724	08/16/1988	Golden State Vintners
United States	MONTHAVEN	Reg. No. 2,680,547	01/28/2003	Golden State Vintners
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United States	MONTHAVEN COASTAL EXTREMELY COASTAL	Reg. No. 2,721,233	06/03/2003	Golden State Vintners
United States	OAK CREEK	Reg. No. 2,828,967	04/06/2004	Golden State Vintners
United States	SUMMERFIELD	Reg. No. 2,721,091	06/03/2003	Golden State Vintners
United States	SUMMERFIELD CELLARS	Reg. No. 1,958,226	02/27/1996	Golden State Vintners
United States	TRADITION	Reg. No. 2,722,108	06/03/2002	Golden State Vintners
United States	WESTON ESTATE WINERY	Reg. No. 2,706,557	04/15/2002	Golden State Vintners
United States	WILE	Reg. No. 867,252	03/25/1969	Golden State Vintners
United States	WILLOW COVE	Reg. No. 2,488,793	09/11/ 2001	Golden State Vintners

**U.S. INTENT TO USE BASED APPLICATIONS**

<b>TERRITORY</b>	<b>MARK</b>	<b>APPLICATION NUMBER</b>	<b>APPLICATION FILED</b>	<b>CURRENT RECORD TITLE OWNER</b>
United States	BOARDWALK	76/514,731	05/16/2003	Golden State Vintners
United States	CATBIRD	78/397,208	04/06/2004	Golden State Vintners
United States	FISHEYE	78/397,247	04/06/2004	Golden State Vintners
United States	FLAT ROCK	76/565,908	12/08/2003	Golden State Vintners
United States	GIOBERTI	76/514,730	05/16/2003	Golden State Vintners
United States	GRAVELLY FORD	76/481,906	01/13/2003	Golden State Vintners
United States	HEATHER MOUNTAIN	76/514,732	05/16/2003	Golden State Vintners
United States	HELENA RANCH	76/508,229	04/17/2003	Golden State Vintners
United States	LANDFALL	78/397,200	04/06/2004	Golden State Vintners
United States	PACIFIC PEAK	76/388,513	03/28/2002	Golden State Vintners
United States	RADIUS	78/403,999	04/19/2004	Golden State Vintners
United States	SCARLET RIDGE	76/512,699	05/08/2003	Golden State Vintners
United States	TAILWIND	78/397,161	04/06/2004	Golden State Vintners
United States	TIOGA	78/397,227	04/06/2004	Golden State Vintners
United States	VINMONT	76/514,733	05/16/2003	Golden State Vintners
United States	WAXWING	78/397,239	04/06/2004	Golden State Vintners

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**RECORDED: 09/24/2004****TRADEMARK  
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