

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT	<i>CHANGE TO: DECLARATION TO CORRECT</i>	
NATURE OF CONVEYANCE:	Improper Recordation at 4449/0689	<i>IMPROPER RECORDATION OF ASSIGNMENT</i>	
CONVEYING PARTY DATA			
<i>REEL/FRAME 4449/0689</i>			
Name	Formerly	Execution Date	Entity Type
The Wine Group LLC		10/31/2011	LIMITED LIABILITY COMPANY: DELAWARE
RECEIVING PARTY DATA			
Name:	The Wine Group LLC		
Street Address:	4596 S. Tracy Boulevard		
City:	Tracy		
State/Country:	CALIFORNIA		
Postal Code:	95377		
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Serial Number:	85055319	TERRIFIC	
CORRESPONDENCE DATA			
Fax Number:	(415)677-6262		
Phone:	4154341600		
Email:	trademark@howardrice.com		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>			
Correspondent Name:	HOWARD RICE NEMEROVSKI CANADY FALK & RAB		
Address Line 1:	3 Embarcadero Center, 7th Floor		
Address Line 2:	attn: Deborah Davis Han		
Address Line 4:	San Francisco, CALIFORNIA 94111-4024		
ATTORNEY DOCKET NUMBER:	40259.0942		
NAME OF SUBMITTER:	Deborah Davis Han		
Signature:	/DDH_dch/		

CH \$40.00 85055319

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Trademark Application of:)	
)	
Applicant: The Wine Group LLC)	
)	James W. Ringle
Serial No.: 85055319)	Examining Attorney
)	
Mark: TERRIFIC)	
)	
Filing Date: June 4, 2010)	Trademark Law Office 111
)	
Class: 33)	

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

**DECLARATION OF JOHN O. SUTTON
IN SUPPORT OF CORRECTION TO ASSIGNMENT RECORDS**

1. I, John O. Sutton, am the Vice President and General Counsel of The Wine Group LLC ("Applicant"). I have first-hand knowledge of the facts cited herein, and am authorized to make this declaration on Applicant's behalf in support of the correction of the chain of title regarding its application for registration in the United States Patent and Trademark Office ("PTO") of the above-captioned trademark.

2. On June 4, 2010, Applicant submitted an intent-to-use application for the mark TERRIFIC in International Class 33. The application was assigned Serial No. 85055319, was examined, and was allowed on December 28, 2010.

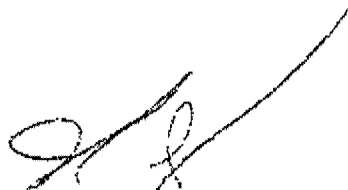
3. PTO database records show that on January 10, 2011, Rock Me Holdings LLC ("RMH"), which is not affiliated with or related to Applicant in any way, filed a document purporting to be the grant of a license against the mark shown in Application Serial No. 85055319 to a third party assignee (also not affiliated with or related to Applicant in any way). The license was apparently recorded at reel/frame number 4449/0689. Applicant is not a party to the purported license, nor was Applicant aware of its existence before it was recorded against Application Serial No. 85055319.

4. Upon learning of the erroneously recorded license, Applicant contacted RMH to request correction. RMH has not responded to Applicant's request, nor has it filed corrective documents.

5. The chain of title for Application Serial No. 85055319 should not be considered altered by the erroneously recorded license. Applicant has always been, and continues to be, the owner of Application Serial No. 85055319. Pursuant to TMEP §503.06(c), this declaration accompanies a corrected cover sheet, along with the prescribed fee.

I believe that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or document or any registration resulting therefrom.

Executed on October 31, 2011.



JOHN O. SUTTON
Vice President and General Counsel
The Wine Group LLC

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