

11/14/2011

Form PTO-1594 (Rev. 03-11)
OMB Collection 0651-0027 (exp. 03/31/2012)



DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

RE

11-110-1

RECC
TRADEMARK
103636338

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

Matterhorn Group, Inc.

- Individual(s)
- General Partnership
- Corporation- State: Idaho
- Other _____
- Association
- Limited Partnership

Citizenship (see guidelines) Idaho

Additional names of conveying parties attached? Yes No

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: Foster Dairy Farms

Internal

Address: _____

Street Address: 525 Kansas Avenue

City: Modesto

State: California

Country: United States Zip: 95351

- Association
- General Partnership
- Limited Partnership
- Corporation
- 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)

3. Nature of conveyance / Execution Date(s) :

Execution Date(s) 11/24/2010

- Assignment
- Security Agreement
- Other _____
- Merger
- Change of Name

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s)

See attached Exhibit "A"

B. Trademark Registration No.(s)

See attached Exhibit "A"

Additional sheet(s) attached? Yes No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

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

Name: Eric C. Cole, Esq.

Internal Address: Suite 421

Street Address: 5260 North Palm Avenue

City: Eresno

State: California Zip: 93704

Phone Number: (559) 432-5400

Fax Number: (559) 432-5620

Email Address: ecole@bakermanock.com

6. Total number of applications and registrations involved:

7

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$190.00

- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

Deposit Account Number Payment Already Made

Authorized User Name _____

9. Signature:

Eric C. Cole

Signature

November 10, 2011

Date

Eric C. Cole

Name of Person Signing

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

5



Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

EXHIBIT "A"

The Marks

Registrations

| <u>Trademark</u> | <u>Serial No.</u> | <u>Reg. No.</u> | <u>Reg. Date</u> |
|-----------------------------|-------------------|-----------------|------------------|
| MATTERHORN | 75/647,012 | 2,526,468 | 01/08/2002 |
| LET'S DOUGH CRAZY | 76/647,575 | 3,137,751 | 09/05/2006 |
| EDDY THE YETI | 76/647,815 | 3,291,376 | 09/11/2007 |
| RAINBOW GLACIER | 76/695,394 | 3,656,297 | 07/21/2009 |
| RAINBOW GLACIER (w/ Design) | 73/619,202 | 1,493,362 | 06/21/1988 |

Pending Applications

| <u>Trademark</u> | <u>Serial No.</u> | <u>Application Date</u> |
|------------------|-------------------|-------------------------|
| OH MY! GOODNESS | 76/690,335 | 06/06/2008 |
| RICH & THIN | 76/695,395 | 01/21/2009 |

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

~~12/01/2010~~
~~900177642~~

| | |
|-----------------------|--|
| SUBMISSION TYPE: | NEW ASSIGNMENT |
| NATURE OF CONVEYANCE: | ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL |

CONVEYING PARTY DATA

| Name | Formerly | Execution Date | Entity Type |
|------------------------|----------|----------------|--------------|
| Matterhorn Group, Inc. | | 11/24/2010 | CORPORATION: |

RECEIVING PARTY DATA

| | |
|-----------------|--------------------|
| Name: | Foster Dairy Farms |
| Street Address: | 525 Kansas Avenue |
| City: | Modesto |
| State/Country: | CALIFORNIA |
| Postal Code: | 95351 |
| Entity Type: | CORPORATION: |

PROPERTY NUMBERS Total: 7

| Property Type | Number | Word Mark |
|----------------------|----------|-------------------|
| Registration Number: | 2526468 | MATTERHORN |
| Registration Number: | 3137751 | LET'S DOUGH CRAZY |
| Registration Number: | 3291376 | EDDY THE YETI |
| Registration Number: | 3656297 | RAINBOW GLACIER |
| Registration Number: | 1493362 | RAINBOW GLACIER |
| Serial Number: | 76690335 | OH MY! GOODNESS |
| Serial Number: | 76695395 | RICH & THIN |

CORRESPONDENCE DATA

Fax Number: (559)432-5620
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Phone: 559-432-5400
 Email: ecole@bakermanock.com
 Correspondent Name: Eric C. Cole, Esq.
 Address Line 1: 5260 N. Palm Ave.
 Address Line 2: Ste. 421

OP - \$190.00 - 2526468

Address Line 4: Fresno, CALIFORNIA 93704

NAME OF SUBMITTER:

Eric C. Cole, Esq.

Signature:

/Eric C Cole 5400/

Date:

12/01/2010

Total Attachments: 3

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ASSIGNMENT OF TRADEMARKS

This Assignment of Trademarks is made this 24th day of November, 2010 by MATTERHORN GROUP, INC., an Idaho corporation ("Assignor").

Whereas Assignor, located at 5991 West State Street, Suite B, Boise, Idaho 83703, has adopted, owns and is using the marks described on Exhibit "A" hereto, which is incorporated herein by this reference (the "Marks"), in connection with certain ice cream confections;

Whereas Assignor owns the pending applications, and federal registrations on the Principal Register of the United States Patent and Trademark Office, for the Marks listed on Exhibit "A" hereto;

Whereas FOSTER DAIRY FARMS, a California corporation ("Assignee"), located at 525 Kansas Avenue, Modesto, California 95351, has acquired certain assets of Assignor related to the Marks and as part of that transaction desires to acquire the Marks, and their pending applications and registrations;

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NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby assign and transfer to Assignee all right, title and interest in and to the Marks, together with the goodwill of the business symbolized by the Marks, the pending applications and federal registrations thereof.

MATTERHORN GROUP, INC.,
an Idaho corporation

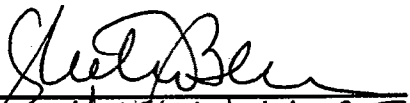
By: 
Name: NATHAN W. BELL
Title: PRESIDENT

EXHIBIT "A"

The Marks

Registrations

| <u>Trademark</u> | <u>Serial No.</u> | <u>Reg. No.</u> | <u>Reg. Date</u> |
|-----------------------------|-------------------|-----------------|------------------|
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| EDDY THE YETI | 76/647,815 | 3,291,376 | 09/11/2007 |
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DMS: 879976_1