

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	NUNC PRO TUNC ASSIGNMENT
EFFECTIVE DATE:	01/01/1996

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Glico Harmony Foods Corporation		05/21/2012	CORPORATION: DELAWARE

RECEIVING PARTY DATA

Name:	Harmony Foods Corporation
Street Address:	2200 Delaware Avenue
City:	Santa Cruz
State/Country:	CALIFORNIA
Postal Code:	95060-5707
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 5

Property Type	Number	Word Mark
Registration Number:	1129027	HARMONY
Registration Number:	1129029	HARMONY
Registration Number:	1129023	HARMONY
Registration Number:	1397028	HARMONY
Registration Number:	1517330	TROPICAL TRAIL MIX

CORRESPONDENCE DATA

Fax Number: 6509385200
Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.

Phone: 650-988-8500
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CH \$140.00 1129027

ATTORNEY DOCKET NUMBER:	24579-00035-2381
NAME OF SUBMITTER:	Stephen R. Garcia
Signature:	/Stephen Garcia/
Date:	05/22/2012
Total Attachments: 1 source=DMND - Officer's Certificate#page1.tif	

DIAMOND FOODS, INC.
OFFICER'S CERTIFICATE

Andrew Burke, Chief Marketing Officer, of Diamond Foods, Inc. a Delaware corporation ("Diamond"), does hereby certify to the United States Patent and Trademark Office ("Recipient") as follows:

1. I am the duly appointed Chief Marketing Officer of Diamond.
2. On May 9, 2006, Harmony Foods Corporation ("Harmony"), a Delaware corporation, assigned to Diamond multiple trademark registrations (see Reel 3403/Frame 0479), including Registration Nos.: 1129027 (HARMONY), 1129029 (HARMONY), 1129023 (HARMONY), 1397028 (HARMONY), and 1517330 (TROPICAL TRAIL MIX) (the "Trademarks at Issue").
3. Harmony acquired the Trademarks at Issue from a related entity, Glico Harmony Foods Corporation ("Glico"), a now dissolved Delaware corporation. On March 3, 1997, Glico executed an assignment to Harmony (the "Assignment") of all right, title, and interest to, and all related goodwill in, multiple trademark registrations and an application, including the Trademarks at Issue, as well as any related common law rights.
4. The Assignment was recorded with the United States Patent and Trademark Office on April 28, 1997 (see Reel 1579/Frame 0548), but Glico erroneously excluded Registration No.: 1517330 (TROPICAL TRAIL MIX) from the recordal.
5. Glico and/or Harmony also erroneously failed to timely execute the Assignment. Glico dissolved on March 5, 1996, but Glico and/or Harmony did not execute the Assignment until March 3, 1997.
6. Because of Glico and/or Harmony's errors, the chain of title of the Trademarks at Issue from Glico to Harmony is broken.
7. To repair the broken chain of title and establish clear title of the Trademarks at Issue, Diamond submits the accompanying *nunc pro tunc* assignment that includes Registration No.: 1517330 (TROPICAL TRAIL MIX) and is effective as of January 1, 1996, prior to Glico's dissolution.
8. This Certificate contains a number of representations made on behalf of Diamond that are solely for the purpose of establishing a clear chain of title for the Trademarks at Issue. The representations made in this Certificate cannot be relied upon for any other purpose.

IN WITNESS WHEREOF, I have executed this Certificate this 21 day of May, 2012.



Andrew Burke
EVP, Chief Marketing Officer

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