

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Litigation

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Fourth Toro Family Limited Partnership		12/14/2010	LIMITED PARTNERSHIP: UNITED STATES

RECEIVING PARTY DATA

Name:	Wilenta Feed Inc
Street Address:	46 Henry Street
Internal Address:	PO Box 2596
City:	Secaucus
State/Country:	NEW JERSEY
Postal Code:	07096
Entity Type:	CORPORATION: NEW JERSEY

Name:	Wilenta Feed Inc.
Street Address:	46 Henry Street
Internal Address:	PO Box 2596
City:	Secaucus
State/Country:	NEW JERSEY
Postal Code:	07096
Entity Type:	CORPORATION: NEW JERSEY

PROPERTY NUMBERS Total: 1

Property Type	Number	Word Mark
Registration Number:	2450379	H&H BAGELS

CORRESPONDENCE DATA

Fax Number: 6463550106
 Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.

900242688

**TRADEMARK
 REEL: 004934 FRAME: 0311**

OP \$40.00 2450379

Phone: 917-520-1364
Email: helmertoro@gmail.com
Correspondent Name: Helmer Toro
Address Line 1: 178 Columbus Avenue
Address Line 2: PO Box 237112
Address Line 4: New York city, NEW YORK 10023

NAME OF SUBMITTER:

Helmer Toro

Signature:

/Helmer Toro/

Date:

12/31/2012

Total Attachments: 6
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MCLAUGHLIN & NARDI, LLC
Attorneys for Plaintiffs
Wilenta Feed, Inc. and Wilenta Carting, Inc.
37 Vreeland Avenue
Totowa, New Jersey 07512
(973) 890-0004

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW JERSEY

WILENTA FEED, INC., and WILENTA
CARTING INC.,

CIVIL ACTION NO.:

Plaintiffs,

v.

COMPLAINT AND
JURY DEMAND

HELMER TORO, AMY-DUKOFF
TORO, THE FIRST TORO FAMILY
LP, THE THIRD TORO FAMILY LP,
THE FOURTH TORO FAMILY LP,
THE FIFTH TORO FAMILY LP, THE
SIXTH TORO FAMILY LP, 35 REAL
ESTATE LP, GARDEN OPERATION
REALTY LP, GARDEN OPERATION
CORP., MANHATTAN WEST SIDE
LP, MANHATTAN EMPLOYEE
SERVICE, INC., WESTMILL LP,
WINGATE LP, CITYWIDE
SERVICING GROUP, INC., JERSEY
EMPLOYEE SERVICE CORP,
HUDSON SALES AND MARKETING,
INC., UNITED PRODUCTION
SERVICE, INC., YXZ III, INC., QRS II,
INC., TUV V, INC., SRQ IV, INC.
ABC ENTITIES 1-100, JOHN DOES
and JANE DOES 1-100.

Defendants.

Plaintiffs, Wilenta Feed, Inc. and Wilenta Carting, Inc., by and through their attorneys,
McLaughlin & Nardi, LLC, complain of Defendants as follows.

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incurred and such other relief as the Court may deem just, proper, and appropriate under the circumstances.

Respectfully submitted,
McLaughlin & Nardi, LLC
Attorneys for the plaintiffs,
Wilenta Feed, Inc. and Wilenta Carting, Inc.

by: /s/ Maurice W. McLaughlin
Maurice W. McLaughlin
A member of the firm

Dated: December 14, 2010

JURY DEMAND

Plaintiffs demand trial by jury.

McLaughlin & Nardi, LLC
Attorneys for the Plaintiffs, Wilenta Feed, Inc. and
Wilenta Carting, Inc.

by: /s/ Maurice W. McLaughlin
Maurice W. McLaughlin
A Member of the Firm

Dated: December 14, 2010

MCLAUGHLIN & NARDI, LLC
Attorneys for Plaintiffs
Wilenta Feed, Inc. and Wilenta Carting, Inc.
37 Vreeland Avenue
Totowa, New Jersey 07512
(973) 890-0004

FILED

JUL 09 2010

Barry P. Sarkisian, J.S.C.

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WILENTA FEED, INC., and WILENTA
CARTING INC.,

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - HUDSON COUNTY

Plaintiffs,

DOCKET NO: L-2633-10

v.

CIVIL ACTION

GARDEN OPEARTION
CORPORATION d/b/a H&H BAGELS,
GARDEN OPEARTION REALTY, LP,
and HELMER TORO

ORDER FOR JUDGMENT

J

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Defendants.

THIS MATTER BEING OPENED TO THE COURT by McLaughlin & Nardi, LLC, attorneys Plaintiffs, Wilenta Feed Inc., and Wilenta Carting Inc.; and upon notice to Jorge Delgado, Esq. attorney for Defendants, Garden Operation Corporation W/b/a H&H Bagels, Garden Operation Realty, LP., and Helmer Toro; and this matter having proceeded in a summary on confirmation of an Arbitration Award in accordance with N.J.S.A. 2A: 23B-22; and the Court having considered the papers submitted; and good cause being shown for the making and granting of this Order;

IT IS on this 9 day of July, 2010

HEREBY ORDERED as follows:

1. Defendants, Garden Operation Corporation d/b/a H&H Bagels, Garden Operation Realty, LP., and Helmer Toro are hereby ORDERED to be hereby adjudged to jointly and severally liable to pay Plaintiff, Wilenta Feed, Inc., the sum of \$148,369.08 interest, within thirty days from the date hereof.

2. Defendants, Garden Operation Corporation d/b/a H&H Bagels, Garden Operation Reality, LP., and Helmer Toro are hereby ORDERED to be hereby adjudged to be jointly and severally liable to pay Plaintiff, Wilenta Carting, Inc., the sum of \$49,498.95 plus interest, within thirty days from the date hereof.

3. Plaintiffs are hereby granted to leave to submit a certification for costs and counsel fees incurred within action within ¹⁴ ~~thirty~~ days from the date hereof on notice to Defendants and any agreement from DC to be paid subject with 14 days of their receipt by PWS Carting Inc.
4. A true copy for of this Order for Judgment shall be served on Jorge Delgado, Esq., counsel for Defendants within 7 from hereof.

Opposed
 Unopposed

J.S.C.
Barry P. Sarkisian

* per NJSA 2A: 23B-25(b)(c)

FOR THE REASONS ON THE RECORD
OF JULY 9, 2010

cc from: 18:32 FAX 8732563641

NARDI

To: 9732563641

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Barry P. Sardislan J.S.C

MCLAUGHLIN & NARDI, LLC
Attorneys for Plaintiffs
Wilenta Feed, Inc. and Wilenta Carting, Inc.
37 Vreeland Avenue
Totowa, New Jersey 07512
(973) 890-0004

WILENTA FEED, INC., and WILENTA
CARTING INC.,

Plaintiffs,

v.

GARDEN OPERATION
CORPORATION d/b/a H&H BAGELS,
GARDEN OPERATION REALTY, LP,
and HELMER TORO

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - HUDSON COUNTY

DOCKET NO: L-2633-10

CIVIL ACTION

SECOND SUPPLEMENTARY ORDER FOR
JUDGMENT

THIS MATTER BEING OPENED TO THE COURT by McLaughlin & Nardi, LLC, attorneys for the Plaintiffs, Wilenta Feed Inc., and Wilenta Carting Inc.; upon Plaintiffs' application for costs and counsel fees pursuant to arbitration award in accordance with the Court's Order of July 9, 2010; and upon notice to Brian Confino, Esq. and Carl B. Person, Esq., attorneys for Defendants, Garden Operation Corporation d/b/a H&H Bagels, Garden Operation Realty, LP., and Helmer Toro; and the Court having entered Judgment confirming the arbitration award; and the Court having awarded Plaintiffs costs and counsel fees in this case; and Defendants having appeared through counsel and opposed Plaintiffs' application for entry of the arbitration award; and the Court having considered the papers submitted and oral argument on July 9 2010 both opposing and in favor of confirming the arbitration award and awarding counsel fees; and good cause being shown for the making and granting of this Order;

IT IS on this 3rd day of November 2010

HEREBY ORDERED and ADJUDGED as follows:

05-2010 09:22 From:
10/20/2010 15:32 FAX 9732573041

NARDY

To: 9732563641

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1. This Second, Supplementary Order for Judgment shall supplement and be in addition to the Order for Judgment entered by the Court on July 9, 2010.

2. Defendants, Garden Operation Corporation, Garden Operation Facility, LP., and Helmer Toro are hereby ORDERED and ADJUDGED to be jointly and severally liable to pay Plaintiffs, Wilenta Feed, Inc. and Wilenta Caring, Inc., the sum of \$29,352.47 as reimbursement of their costs and reasonable counsel fees incurred in this matter within 14 days from the date hereof (representing the amounts in the Certifications of Services dated July 14, 2010 and will complete cost review 10/20/10 ~~2010~~), ~~plus interest from the date of~~

3. In the event that Defendants do not pay this sum to Plaintiffs within 14 days from the date hereof, Plaintiffs may submit further applications to the Court from time to time for their reasonable costs and counsel fees incurred in enforcing the Order for Judgment entered July 9, 2010, and this Second, Supplementary Order for Judgment.

4. A true copy for of this Second, Supplementary Order for Judgment shall be served on counsel for Defendants within 10 days from the date hereof via regular mail.


Honorable Barry P. Sarkisian, J.S.C.

Opposed

Unopposed