

## TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
1333 BROADWAY ASSOCIATES L.L.C.		10/07/2013	LIMITED LIABILITY COMPANY: NEW YORK
RECEIVING PARTY DATA			
Name:	EMPIRE STATE REALTY OP, L.P.		
Street Address:	One Grand Central Place		
Internal Address:	60 East 42nd Street		
City:	New York		
State/Country:	NEW YORK		
Postal Code:	10165		
Entity Type:	LIMITED PARTNERSHIP: DELAWARE		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	3899633	3 HERALD SQUARE	
CORRESPONDENCE DATA			
Fax Number:	2125750671		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>			
Phone:	212-790-9200		
Email:	trademark@cll.com		
Correspondent Name:	William M. Borchard		
Address Line 1:	1133 Avenue of the Americas		
Address Line 4:	New York, NEW YORK 10036		
ATTORNEY DOCKET NUMBER:	28566-001 WMB/FM		
NAME OF SUBMITTER:	William M. Borchard		
Signature:	/William M. Borchard/		

OP \$40.00 3899633

Date:

10/08/2013

Total Attachments: 2

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**SERVICE MARK ASSIGNMENT**

WHEREAS, **1333 BROADWAY ASSOCIATES L.L.C.**, a New York limited liability company, of One Grand Central Place, 60 East 42nd Street, New York, New York 10165 ("Assignor") has adopted, used and is using, or has applied to register, the marks shown on the attached schedule (the "Marks"),

and

WHEREAS, **EMPIRE STATE REALTY OP, L.P.**, a Delaware limited partnership (of which the general partner is Empire State Realty Trust, Inc., a New York corporation), of One Grand Central Place, 60 East 42nd Street, New York, New York 10165 ("Assignee") is succeeding to the business of Assignor to which the Marks pertain, which business is ongoing and existing, and is desirous of acquiring the Marks,

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby assign unto Assignee, all of Assignor's common law and statutory right, title and interest in and to each of the Marks, worldwide, together with the goodwill of the business symbolized by it, and any and all applications for it and registrations of it, including the applications and registrations identified in the schedule below, as well as the right to file and prosecute applications to register each of the Marks and the right to take legal actions against infringements occurring either before or after the date of this assignment and to collect and retain all monetary and other benefits derived from such actions.

**1333 BROADWAY ASSOCIATES L.L.C.**

"Assignor"

By \_\_\_\_\_

Name: Thomas N. Keltner, Jr.

Title: Authorized Signatory

Date: October 7, 2013

**SCHEDULE TO SERVICE MARK ASSIGNMENT  
BY 1333 BROADWAY ASSOCIATES L.L.C.**

	<b>Mark</b>	<b>Registration No.</b>
1	3 HERALD SQUARE	3899633
	All common law marks used without registration by Assignor or a licensee	

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