### 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
Whataya Nuts Properties, LLC		110/16/2013	LIMITED LIABILITY COMPANY: MISSOURI

#### **RECEIVING PARTY DATA**

Name:	Whataya Nuts, LLC
Street Address:	P.O. Box 16042
Internal Address:	8235 Forsyth, Suite 300
City:	Clayton
State/Country:	MISSOURI
Postal Code:	63105
Entity Type:	LIMITED LIABILITY COMPANY: MISSOURI

#### PROPERTY NUMBERS Total: 5

Property Type	Number	Word Mark	
Serial Number:	85215622	SNACK SANITY	
Registration Number:	4106713	SNACK IN SANITY	
Registration Number:	4161747	WHAT·A·YA NUTS?!	
Registration Number:	4234483	WHAT·A·YA NUTS?!	
Registration Number:	4029210	WHATAYA NUTS	

#### **CORRESPONDENCE DATA**

**Fax Number**: 3149181168

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent

via US Mail.

Phone: 314-266-5757

Email: kschlau@leachfirm.com

Correspondent Name: Patricia S. Thompson

Address Line 1: 220 W. Lockwood, Suite 200

Address Line 2: Leach Firm LLC

TRADEMARK REEL: 005132 FRAME: 0152 **JP \$140.00 85215622** 

900269044

Address Line 4: St. Louis, MISSOURI 63119		
ATTORNEY DOCKET NUMBER:	HOWARD SHER	
NAME OF SUBMITTER:	Patricia S. Thompson	
Signature:	/patricia s. thompson/	
Date:	10/16/2013	

#### Total Attachments: 4

source=TM Assignment - WHATAYA NUTS PROPERTIES to WHATAYA NUTS\_signed notarized#page1.tif source=TM Assignment - WHATAYA NUTS PROPERTIES to WHATAYA NUTS\_signed notarized#page2.tif source=TM Assignment - WHATAYA NUTS PROPERTIES to WHATAYA NUTS\_signed notarized#page3.tif source=TM Assignment - WHATAYA NUTS PROPERTIES to WHATAYA NUTS\_signed notarized#page4.tif

TRADEMARK
REEL: 005132 FRAME: 0153

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE TRADEMARK ASSIGNMENT

ASSIGNOR:

WHATAYA NUTS PROPERTIES, LLC

ASSIGNEE:

WHATAYA NUTS, LLC

MARK, REGISTRATION NO. & DATE:

See Attached Schedule A

This Assignment is made as of the <u>fig.</u> day of October, 2013, by and between Whataya Nuts Properties, LLC, a Missouri Limited Liability Company, ("Assignor"), and Whataya Nuts, LLC, a Missouri Limited Liability Company ("Assignee").

WHEREAS, Assignor is the sole owner of the entire right, title and interest in and to the Trademarks set forth on the attached Schedule A made a part hereof and incorporated by this reference (the "Trademarks");

WHEREAS, Assignor desires to sell, transfer and assign to Assignee all of Assignor's right, title and interest in and to the Trademarks and any registrations thereof together with the goodwill of the business in connection with which the Trademarks are used and which is symbolized by the Trademarks;

WHEREAS, Assignee desires to acquire from Assignor the Trademarks and any registrations thereof together with the goodwill of the business in connection with which the Trademarks are used and which is symbolized by the Trademarks.

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, Assignor hereby sells, transfers and assigns to Assignee, its successors and assigns, Assignor's entire right, title and interest in and to the Trademarks and any registrations thereof for the United States and throughout the world, together with all of the

TRADEMARK REEL: 005132 FRAME: 0154

1215736.1

goodwill of the business in connection with which the Trademarks are used and which is symbolized by said Trademarks.

Assignor covenants and agrees that it will, whenever so requested by Assignee, execute and deliver such further instruments and perform any other reasonable acts that Assignee may require as may be reasonably necessary for vesting in Assignee the full benefit of all of the rights and premises hereby assigned and/or provide evidence to support any of the foregoing in the event such evidence is in the possession or control of Assignor.

The Commissioner of Patents and Trademarks is hereby respectfully requested to record this Assignment in the United States Patent and Trademark Office and index same against the files of registration herein described.

WHATAYA NUTS PROPERTIES, LLC

Dy: <u>/ / / /~</u> Noma: Haward Ch

Title: Manager, Sole Member

STATE OF MISSOURI ) SS.
COUNTY OF ST. LOUIS )

On this \_\_\_\_\_\_\_ day of October, 2013, before me personally appeared Howard Sher, to me known to be the Manager and Sole Member of Whataya Nuts Properties, LLC, a Missouri Limited Liability Company, and that this instrument was signed on behalf of such company as the free act and deed of such company.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County of St. Louis and State aforesaid, the day and year above written.

Notary Public

My commission expires:

JUDY ANN RICHTER
Notary Public, Notary Seal
State of Missouri
St. Louis County
Commission # 11453713
My Commission Expires May 12, 2016

# SCHEDULE A

## T()

## TRADEMARK ASSIGNMENT

Trademark	Serial Number	Registration Number	Registration Date
SNACK IN SANITY	85/215,621	4,106,713	02/28/2012
SNACK SANITY	85/215,622	* · · · · * · · · · · · · · · · · · · ·	
WHATAYA NUTS	77/726,903	4.029.210	09/20/2011
WHAT-A-YA NUTS?!	85/098,870	4,161,747	06/19/2012
44	85/098,858	4,234,483	10/30/2012

TRADEMARK REEL: 005132 FRAME: 0157

**RECORDED: 10/16/2013**