

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM404308

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	MERGER AND CHANGE OF NAME		
EFFECTIVE DATE:	01/19/2016		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
John Mountain Organics and Natural Foods, Inc.		01/01/2016	Corporation: MINNESOTA
NEWLY MERGED ENTITY DATA			
Name	Execution Date	Entity Type	
Sweet Harvest Foods Management Company	01/01/2016	Corporation: MINNESOTA	
MERGED ENTITY'S NEW NAME (RECEIVING PARTY)			
Name:	Sweet Harvest Foods Company		
Street Address:	15100 Business Pkwy.		
City:	Rosemount		
State/Country:	MINNESOTA		
Postal Code:	55068		
Entity Type:	Corporation: MINNESOTA		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	3065134	JOHN MOUNTAIN	
CORRESPONDENCE DATA			
Fax Number:	6128365599		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i>			
Phone:	6128365500		
Email:	ipdocketing@petersonhabicht.com		
Correspondent Name:	Katheryn A. Gettman		
Address Line 1:	33 South Sixth Street, Suite 3900		
Address Line 2:	c/o Peterson Habicht, PA		
Address Line 4:	Minneapolis, MINNESOTA 55402		
NAME OF SUBMITTER:	Katheryn A. Gettman		
SIGNATURE:	/KATHERYN A. GETTMAN/		

OP \$40.00 3065134

DATE SIGNED:

11/03/2016

Total Attachments: 17

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**Office of the Minnesota Secretary of State
Certificate of Merger**

I, Steve Simon, Secretary of State of Minnesota, certify that: the documents required to effectuate a merger between the entities listed below and designating the surviving entity have been filed in this office on the date noted on this certificate.

Merger Filed Pursuant to Minnesota Statutes, Chapter: 302A

Home Jurisdiction and Names of Merging Entities:

MINNESOTA: SWEET HARVEST FOODS MANAGEMENT COMPANY
MINNESOTA: JOHN MOUNTAIN ORGANICS AND NATURAL FOODS, INC

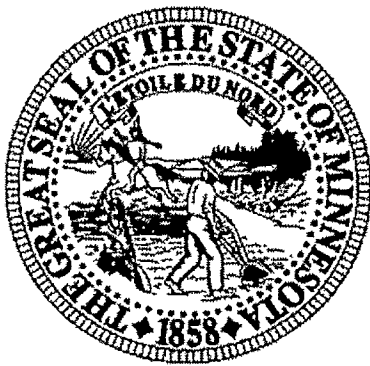
Home Jurisdiction and Name of Surviving Entity:

MINNESOTA: SWEET HARVEST FOODS MANAGEMENT COMPANY

Name of Surviving Entity after Effective Date of Merger:

SWEET HARVEST FOODS COMPANY

This certificate has been issued on: 01/19/2016



Steve Simon

Steve Simon
Secretary of State
State of Minnesota



ARTICLES OF MERGER

Pursuant to the provisions of Minnesota Statute Section 302A.615, the undersigned associations adopt the following Articles of Merger.

Article 1. Name of Organization. The name of the new corporation is Sweet Harvest Foods Company. The principal place of business of Sweet Harvest Foods Company is 15100 Business Pkwy Rosemount, Minnesota.

Article 2. Plan of Merger Approval. The Plan of Merger has been approved by each constituent organization. The Plan of Merger is attached hereto and made a part hereof.

Article 3. Effective Date. The change of the name to Sweet Harvest Foods Company shall have an effective date when these Articles of Merger are filed with the Minnesota Secretary of State.

Executed this 18 day of January, 2016, by Sweet Harvest Foods Management Company and John Mountain Organics and Natural Foods, Inc.

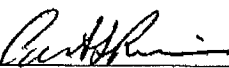
SWEET HARVEST FOODS MANAGEMENT COMPANY

Signature: 

Print Name: Curt Riess

Title: Vice President and Secretary

JOHN MOUNTAIN ORGANICS AND NATURAL FOODS, INC.

Signature: 

Print Name: Curt Riess

Title: President

PLAN OF MERGER AGREEMENT
OF
SWEET HARVEST FOODS MANAGEMENT COMPANY
AND
JOHN MOUNTAIN ORGANICS AND NATURAL FOODS, INC.

THIS PLAN OF MERGER AGREEMENT is made this 1st day of January, 2016, by and between Sweet Harvest Foods Management Company ("Sweet Harvest Management"), a Minnesota corporation, and John Mountain Organics and Natural Foods, Inc. ("John Mountain"), a Minnesota corporation.


This Plan of Merger Agreement provides for the merger of John Mountain with and into Sweet Harvest Management pursuant to the terms and conditions set forth herein.

1. John Mountain shall merge with and into Sweet Harvest Management and the surviving organization shall be Sweet Harvest Management.
2. Upon the effective date of this Plan of Merger as set forth herein, Sweet Harvest Management shall change its name to Sweet Harvest Foods Company which has been authorized by a Written Action Without A Meeting of an affirmative vote of a majority of the Board of Directors of Sweet Harvest Management, a copy of which is attached hereto as Exhibit A.
3. The outstanding shares of John Mountain shall be transferred to Sweet Harvest Management and converted to shares of Sweet Harvest Management stock. All of the existing ownership interests of John Mountain shall hereinafter be cancelled.
4. If applicable, all right, title and interest in and to any and all intellectual property rights held in the name of John Mountain, including, but not limited to, patents, copyrights, trademarks, tradenames, service marks, and any and all other intellectual property of John Mountain shall transfer to Sweet Harvest Management upon the effective date of this Plan of Merger. An Assignment evidencing such transfer is attached hereto as Exhibit B.

5. If applicable, all right, title and interest in and to any and all licenses held in the name of John Mountain, including, but not limited to, food processing licenses with the FDA, licenses with the MN Department of Agriculture and any and all other licenses regardless of the governmental or regulatory body from whom the license is authorized, shall transfer to Sweet Harvest Management upon the effective date of this Plan of Merger. An Assignment evidencing such transfer is attached hereto as Exhibit C.
6. If applicable, all right, title and interest in and to any and all physical assets held in the name of John Mountain, shall transfer to Sweet Harvest Management upon the effective date of this Plan of Merger. An Assignment evidencing such transfer is attached hereto as Exhibit D.
7. A notice of and copy of this Plan of Merger Agreement shall be provided to each of the Shareholders of John Mountain pursuant to MN Statute §302A.613.

NOW THEREFORE, the parties agree that as of the date set forth above, John Mountain shall hereinafter be merged into and with Sweet Harvest Foods Management Company, the surviving company, to be renamed Sweet Harvest Foods Company as set forth herein.


SWEET HARVEST FOODS MANAGEMENT COMPANY

By: 

Print Name: Curt Riess

Title: President

JOHN MOUNTAIN ORGANICS AND NATURAL FOODS, INC.

By: 

Print Name: Curt Riess

Title: CEO

Exhibit A

**WRITTEN ACTION WITHOUT A MEETING OF THE
BOARD OF DIRECTORS OF
SWEET HARVEST FOODS MANAGEMENT COMPANY**

THIS WRITTEN ACTION WITHOUT A MEETING is effective as of the 1st day of January, 2016, and is executed by the Board of Directors of Sweet Harvest Foods Management Company ("Company") pursuant to MN Statute §302A.239.


WHEREAS, the Board of Directors deem it in the Company's best interests to merge certain subsidiaries of the Company as set forth herein, with and into Company and to effectuate the following additional actions:

RESOLVED that the Company enter into a Plan of Merger Agreement, including any all appropriate exhibits thereto necessary to transfer intellectual property, licenses or assets to Company, from each of the following wholly owned subsidiaries wherein the subsidiaries shall merge up and into the Company in accordance with MN Statute §302A.601: John Mountain Organics and Natural Foods, Inc., SSC, Inc., Cannon Falls Trucking Company and Sweet Harvest Foods Company (collectively the "Constituent Companies"); and

RESOLVED FURTHER, that the Company file Amended Articles of Incorporation to reflect a change of its name to Sweet Harvest Foods Company; and

RESOLVED FURTHER, that any and all past and future actions taken by the Board of Directors on behalf of or in furtherance of the actions described herein on behalf of the Company are hereby ratified, confirmed and approved in all respects.

IN WITNESS WHEREOF, the undersigned Board of Directors of Company have executed this **WRITTEN ACTION WITHOUT A MEETING** effective as of the day and year written above.


Curt Riess, Board Member

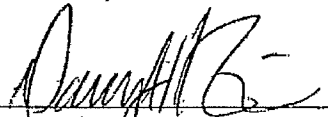

Darcy Riess, Board Member

Exhibit B

ASSIGNMENT OF INTELLECTUAL PROPERTY

On January 1, 2016, John Mountain Organics and Natural Foods, Inc. (hereinafter "John Mountain") and Sweet Harvest Management Company (hereinafter "Sweet Harvest") entered into a Plan of Merger Agreement wherein John Mountain assigned all its rights, title and interest in and to the intellectual property described on Schedule A to Sweet Harvest ("Intellectual Property").

John Mountain desires to assign all of its rights, title and interest to the Intellectual Property and applicable registrations thereof to Sweet Harvest.

Sweet Harvest, a Minnesota corporation, whose mailing address is 15100 Business Pkwy Rosemount, Minnesota, desires to acquire all right, title and interest to such Intellectual Property and applicable registrations thereof.

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, John Mountain assigns to Sweet Harvest, John Mountain's entire right, title and interest it may have in and to such Intellectual Property, together with the good will of the business symbolized by the Intellectual Property, and the identified registrations thereof.

Dated this 1st day of January, 2016.

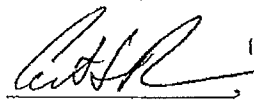
John Mountain Organics and Natural Foods, Inc.

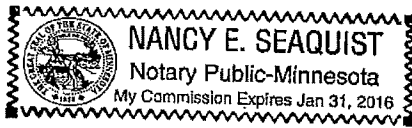
By 


Print Name: Curt Riess

Title: CEO

State of Minnesota)
) ss
County of Dakota)

On this 1st day of January, 2016, before me appeared , the person who signed this instrument, who acknowledged that he/she signed it as a free act on behalf of John Mountain Organics and Natural Foods, Inc.




Notary Public

SCHEDULE A

Intellectual Property

Intellectual Property Description

John Mountain word mark

Registration Number

3065134

Exhibit C

ASSIGNMENT OF LICENSES

On January 1, 2016, John Mountain Organics and Natural Foods, Inc. (hereinafter "John Mountain") and Sweet Harvest Management Company (hereinafter "Sweet Harvest") entered into a Plan of Merger Agreement wherein John Mountain assigned all its rights, title and interest in and to the licenses described on Schedule A to Sweet Harvest ("License").

John Mountain desires to assign all of its rights, title and interest to the Licenses and applicable registrations thereof to Sweet Harvest.

Sweet Harvest, a Minnesota corporation, whose mailing address is 15100 Business Pkwy Rosemount, Minnesota, desires to acquire all right, title and interest to such Licenses and applicable registrations thereof.

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, John Mountain assigns to Sweet Harvest, John Mountain's entire right, title and interest it may have in and to such Licenses, together with the good will of the business symbolized by the Licenses, and the identified registrations thereof.

Dated this 1st day of January, 2016.

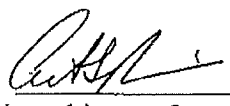
John Mountain Organics and Natural Foods, Inc.

By 

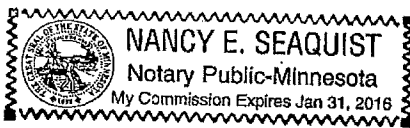
Print Name: Curt Riess

Title: CEO

State of Minnesota)
) ss
County of Dakota)

On this 16 day of January, 2016, before me appeared , the person who signed this instrument, who acknowledged that he/she signed it as a free act on behalf of John Mountain Organics and Natural Foods, Inc.


Notary Public



SCHEDULE A

Licenses

To the extent licenses exist, such shall transfer as a matter of law pursuant to MN Stat. §602A.641.

Exhibit D

ASSIGNMENT OF ASSETS

On January 1, 2016, John Mountain Organics and Natural Foods, Inc. (hereinafter "John Mountain") and Sweet Harvest Management Company (hereinafter "Sweet Harvest") entered into a Plan of Merger Agreement wherein John Mountain assigned all its rights, title and interest in and to the assets described on Schedule A to Sweet Harvest ("Assets").


John Mountain desires to assign all of its rights, title and interest to the Assets to Sweet Harvest.

Sweet Harvest, a Minnesota corporation, whose mailing address is 15100 Business Pkwy Rosemount, Minnesota, desires to acquire all right, title and interest to such Assets.

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, John Mountain assigns to Sweet Harvest, John Mountain's entire right, title and interest it may have in and to such Assets, together with the good will of the business symbolized by such Assets.

Dated this 1st day of January, 2016.

John Mountain Organics and Natural Foods, Inc.

By 

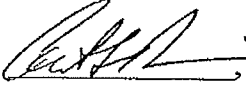
Print Name: CURT RIESS


Title: CEO

State of Minnesota)

) ss

County of Dakota)

On this 1 day of January, 2016, before me appeared  the person who signed this instrument, who acknowledged that he/she signed it as a free act on behalf of John Mountain Organics and Natural Foods, Inc.


Notary Public



SCHEDULE A

Assets

To the extent assets exist, such shall transfer as a matter of law pursuant to MN Stat. §602A.641.

**WRITTEN ACTION WITHOUT A MEETING OF THE
BOARD OF DIRECTORS OF
JOHN MOUNTAIN ORGANICS AND NATURAL FOODS, INC.**

THIS WRITTEN ACTION WITHOUT A MEETING is effective as of the 15 day of January, 2016, and is executed by the Board of Directors of John Mountain Organics and Natural Foods, Inc. ("Company") pursuant to MN Statute §302A.613 and the Bylaws of Company.

WHEREAS, the Board of Directors deem it in the Company's best interests to merge certain with and into Sweet Harvest Foods Management Company ("Sweet Harvest Management") and to effectuate the following additional actions:

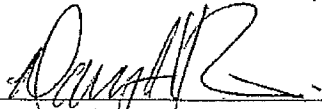
RESOLVED that the Company enter into a Plan of Merger Agreement with Sweet Harvest Management, including any all appropriate exhibits thereto necessary to transfer intellectual property, licenses or assets from Company to Sweet Harvest Management wherein the resulting action shall be that Company is merged up and into Sweet Harvest Management the Company in accordance with MN Statute §302A.601; and

RESOLVED FURTHER, that any and all past and future actions taken by the Board of Directors on behalf of or in furtherance of the actions described herein on behalf of the Company are hereby ratified, confirmed and approved in all respects.

IN WITNESS WHEREOF, the undersigned Board of Directors of Company have executed this **WRITTEN ACTION WITHOUT A MEETING** effective as of the day and year written above.



Curt Riess, Board Member



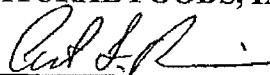
Darcy Riess, Board Member

**WRITTEN ACTION WITHOUT A MEETING OF THE SHAREHOLDERS OF
JOHN MOUNTAIN ORGANICS AND NATURAL FOODS, INC.**

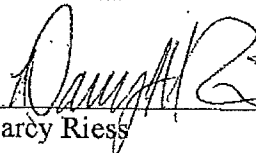
The Shareholders of John Mountain Organics and Natural Foods, Inc. ("John Mountain") hereby acknowledge receipt of the Written Action Without a Meeting of the Board of Directors of John Mountain Organics and Natural Foods, Inc. approving the merger of John Mountain up and into and Sweet Harvest Management Company ("Company").

Date: Jan. 1, 2016

**SHAREHOLDERS OF JOHN
MOUNTAIN ORGANICS AND
NATURAL FOODS, INC.**



Curtis Riess



Darcy Riess

TRADEMARK

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File Numbers

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STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
FILED

1/19/2016 11:59:00 PM

Steve Simon

Steve Simon

Secretary of State

TRADEMARK