

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM432601


<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
ASM Foods AB		05/12/2017	Corporation: SWITZERLAND
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Barry Callebaut AG		
<b>Street Address:</b>	Westpark, Pfingstweidstrasse 60		
<b>City:</b>	8005 Zurich		
<b>State/Country:</b>	SWITZERLAND		
<b>Entity Type:</b>	Corporation: SWITZERLAND		
<b>PROPERTY NUMBERS Total: 2</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	3861881	ASM	
<b>Registration Number:</b>	3871507	ASM	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	2123548113		
<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>			
<b>Phone:</b>	212-819-8200		
<b>Email:</b>	trademarkdocket@whitecase.com		
<b>Correspondent Name:</b>	Claudia A. Smith/White & Case LLP		
<b>Address Line 1:</b>	1221 AVENUE OF THE AMERICAS		
<b>Address Line 2:</b>	Trademark Department		
<b>Address Line 4:</b>	New York, NEW YORK 10020		
<b>ATTORNEY DOCKET NUMBER:</b>	6114996-0006		
<b>DOMESTIC REPRESENTATIVE</b>			
<b>Name:</b>	Claudia A. Smith/White & Case LLP		
<b>Address Line 1:</b>	1221 Avenue of the Americas		
<b>Address Line 2:</b>	Trademark Department		
<b>Address Line 4:</b>	New York, NEW YORK 10020		
<b>NAME OF SUBMITTER:</b>	Claudia A. Smith		
<b>SIGNATURE:</b>	/Claudia A. Smith/		

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<b>DATE SIGNED:</b>	06/26/2017
<b>Total Attachments: 2</b> source=executed assignment (2)#page1.tif source=executed assignment (2)#page2.tif	

## U.S. TRADEMARK ASSIGNMENT

This Trademark Assignment is effective as of the 12<sup>th</sup> day of May 2017, by and between ASM Foods AB (“ASM”) and Barry Callebaut AG (“Callebaut”).

WHEREAS, ASM, a Swedish corporation, with an address of Kyrkogatan 26, 59529 Mjölby Sweden (“Assignor”) is the owner in the United States of the trademark ASM in connection with various chocolate products, confectionary, nougat and bakery goods and of U.S. Reg. No. 3,861,881 for ASM and U.S. Reg. No. 3871507 for  relating thereto and all common law rights and the related goodwill (collectively, the Trademark); and

WHEREAS, Callebaut, a Switzerland corporation, with an address of Westpark, Pfingstweidstrasse 60 8005 Zurich SWITZERLAND (“Assignee”) is desirous of acquiring all right, title and interest in and to the Trademark and related goodwill; and

WHEREAS, Assignor has agreed to assign to Assignee, its entire right, title and interest in and to the Trademark.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, effective as of the date first written above, Assignor does hereby assign and transfer to Assignee, all of Assignor’s right, title and interest in and to the Trademark for all goods and services, including but not limited to “Chocolate; Chocolate for confectionery and bread; Chocolate topping; Chocolate truffles; Chocolate-based fillings for cakes and pies; Ganache; Confectioner’s coatings in the nature of glazes for baked goods and compound chocolate coating containing vegetable fat other than cocoa butter; mixes for bakery goods; nougat” together with United States Trademark Registration Nos. 3,861,881 and 3,871,507 therefor, and the related goodwill of the business symbolized by and associated with the Trademark including the right to sue and recover for past infringements, dilution and other violations pertaining to the Trademark.

*[Remainder of page left blank intentionally]*

IN WITNESS WHEREOF, the parties hereto have duly executed this Trademark Assignment as of the date first written above.

**ASSIGNOR:**

ASM Foods AB

By: 

Name: Samuel Fernandez

Title: General Manager ASM Foods AB

**ASSIGNEE:**

Barry Callebaut AG

By:  

Name: Maria Oerd

Title: General Counsel

TIMOTHY HOLMAN  
Head IP

*[Signature Page to Trademark Assignment]*