

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM511520

<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>
Apio, Inc.		01/11/2019	Corporation: DELAWARE
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Curation Foods, Inc.		
<b>Street Address:</b>	1099 E Street		
<b>City:</b>	San Rafael		
<b>State/Country:</b>	CALIFORNIA		
<b>Postal Code:</b>	94901		
<b>Entity Type:</b>	Corporation: DELAWARE		
<b>PROPERTY NUMBERS Total: 49</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	4561575	BEST IN FRESH	
<b>Registration Number:</b>	3133571	BREATHEWAY	
<b>Serial Number:</b>	88223375	B	
<b>Registration Number:</b>	2423247	CAL EX	
<b>Registration Number:</b>	2549383	CASINO	
<b>Registration Number:</b>	3902233	CLEARLY FRESH	
<b>Registration Number:</b>	4561662	CONTAINS 5 SUPERFOODS	
<b>Registration Number:</b>	4437727	CONTAINS 6 SUPERFOODS	
<b>Registration Number:</b>	4654496	CONTAINS 7 SUPERFOODS	
<b>Registration Number:</b>	4426882	CONTAINS 7 SUPERFOODS	
<b>Serial Number:</b>	87735467	EAT SMART	
<b>Serial Number:</b>	87735473	EAT SMART	
<b>Registration Number:</b>	4818816	EAT SMART	
<b>Registration Number:</b>	3297565	EAT SMART	
<b>Registration Number:</b>	2580711	EAT SMART	
<b>Registration Number:</b>	3441896	EAT SMART	
<b>Registration Number:</b>	5417016	EAT SMART	
<b>Registration Number:</b>	5417105	EAT SMART	
<b>Registration Number:</b>	5380705	EAT SMART	

CH \$1240.00 4561575

Property Type	Number	Word Mark
Registration Number:	5383736	EAT SMART AT HOME
Registration Number:	5443167	EAT SMART AT HOME
Serial Number:	87773557	EAT SMART CHOPPED & CRUMBLED
Serial Number:	88269656	EAT SMART CHOPPED COLLECTION
Serial Number:	88220014	EAT SMART CLASSIC COLLECTION
Serial Number:	87907785	EAT SMART DELIGHTFULL
Serial Number:	87311873	EAT SMART SALAD SHAKE UPS
Serial Number:	88114008	EAT SMART VINEYARD COLLECTION
Registration Number:	3438390	EXTENDS FRESHNESS NATURALLY
Registration Number:	3359708	EXTENDS FRESHNESS NATURALLY
Registration Number:	4433273	FIESTAS FRESCAS
Serial Number:	87748094	FRESH GATHERINGS
Registration Number:	4388093	GREENLINE
Registration Number:	4349194	GREENLINE
Registration Number:	1460274	GREENLINE
Serial Number:	87484335	HEALTHY SWAPS
Registration Number:	3151380	
Registration Number:	4838627	PLANT POWERED PROTEIN
Registration Number:	4873010	POWER UP WITH PLANT POWERED PROTEIN
Serial Number:	87311902	SALAD SHAKE UPS
Serial Number:	88113973	SALAD SMARTER
Registration Number:	4318963	STEAM IN THE BAG
Registration Number:	5488161	STRONGROOTS
Registration Number:	5488162	STRONGROOTS
Registration Number:	2648130	SUNSHINE BLEND
Registration Number:	4682939	SUPERLICIOUS
Registration Number:	4682938	SUPERLICIOUS SMOOTHIE BLEND
Registration Number:	5448787	THE FAST, FLAVORFUL WAY TO EAT HEALTHY E
Registration Number:	3125057	
Serial Number:	88114018	VINEYARD COLLECTION

**CORRESPONDENCE DATA**

**Fax Number:**

*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.*

**Phone:** 9177416244

**Email:** fran.miller@axiomlaw.net

**Correspondent Name:** Francine Miller

**Address Line 1:** c/o Axiom, 295 Lafayette Ave. Suite 700

**Address Line 4:** New York, NEW YORK 10012

**TRADEMARK**

**REEL: 006573 FRAME: 0226**

<b>ATTORNEY DOCKET NUMBER:</b>	curation foods assignment
<b>NAME OF SUBMITTER:</b>	Francine Miller
<b>SIGNATURE:</b>	/Francine Miller/
<b>DATE SIGNED:</b>	02/26/2019

**Total Attachments: 6**

source=apio final assignment doc#page1.tif

source=apio final assignment doc#page2.tif

source=apio final assignment doc#page3.tif

source=apio final assignment doc#page4.tif

source=apio final assignment doc#page5.tif

source=apio final assignment doc#page6.tif

ASSIGNMENT OF TRADEMARKS

WHEREAS, Apio, Inc. (the "ASSIGNOR"), a Delaware corporation having its principal place of business at 4575 W. Main St, Guadalupe, CA 93434, owns US pending applications and registrations for US Trademarks as set forth on Exhibit A attached hereto, and pending and global registrations for International Trademarks as set forth on Exhibit B attached hereto (the "TRADEMARKS"), and

WHEREAS, Curation Foods, Inc. (the "ASSIGNEE"), a Delaware corporation having its principal place of business at 1099 E Street, San Rafael, CA 94901, is desirous of acquiring all of the right, title and interest of ASSIGNOR in, to and under the TRADEMARKS, together with the goodwill of the business associated with the TRADEMARKS;

NOW THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the sufficiency and receipt of which is hereby acknowledged:

ASSIGNOR hereby transfers to ASSIGNEE the entire right, title and interest of ASSIGNOR in and to the TRADEMARKS together with the goodwill of the business associated with the TRADEMARKS; and

ASSIGNOR, does hereby sell, assign, transfer and set over unto ASSIGNEE, its successors, legal representatives and assigns all claims for damages by reason of past infringement of the TRADEMARKS, the right to sue for and collect the same for its own use and enjoyment and for the use and enjoyment of its successors, assigns, or other legal representative;

ASSIGNOR further authorizes the relevant trademark offices worldwide to record the TRADEMARKS as property of ASSIGNEE; and

ASSIGNOR further agrees to execute such further documents as may be required to record ASSIGNEE as the owner of the TRADEMARKS.

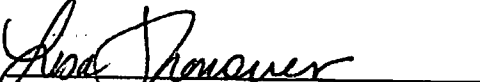
IN WITNESS WHEREOF, this instrument is effective as of January 11, 2019.

Apio, Inc.  
ASSIGNOR

  
Name: \_\_\_\_\_

Title: Lancelo CEO

Curation Foods, Inc.  
ASSIGNEE

  
Name: \_\_\_\_\_

Title: Principal New Venture, Curation Foods

<b>EXHIBIT A</b>				
<b>TRADEMARK</b>	<b>APPL. NO.</b>	<b>REG. NO.</b>	<b>STATUS</b>	<b>CLASS/ES</b>
BEST IN FRESH	85863038	4561575	Registered	31
BREATHWAY	76618519	3133571	Registered	17, 31
Breathway Logo (b/w)	88223375		Pending	17, 29
CAL EX	75880958	2423247	Registered	31
CASINO	76107410	2549383	Registered	31
CLEARLY FRESH	85013759	3902233	Registered	16
CONTAINS 5 SUPERFOODS YELLOW DESIGN	86153937	4561662	Registered	29
CONTAINS 6 SUPERFOODS RED DESIGN	85823941	4437727	Registered	29
CONTAINS 7 SUPERFOODS GREEN DESIGN	86153939	4654496	Registered	29
CONTAINS 7 SUPERFOODS PURPLE DESIGN	85823916	4426882	Registered	29
EAT SMART	87735467		Pending	32
EAT SMART	87735473		Pending	30
EAT SMART	86212995	4818816	Registered	29
EAT SMART	78855553	3297565	Registered	29
EAT SMART	75863153	2580711	Registered	31
EAT SMART	77170461	3441896	Registered	29
EAT SMART & DESIGN (Color)	87549161	5417016	Registered	29, 31
EAT SMART (B&W Logo)	87552689	5417105	Registered	29, 31
EAT SMART (Embellished Logo)	87552652	5380705	Registered	29

EAT SMART AT HOME	87282699	5383736	Registered	29, 31
EAT SMART AT HOME	87604058	5443167	Registered	35
EAT SMART CHOPPED & CRUMBLLED	87773557		Pending	29
EAT SMART CHOPPED COLLECTION	88269656		Pending	29
EAT SMART CLASSIC COLLECTION	88220014		Pending	29
EAT SMART DELIGHTFULL	87907785		Pending	29
EAT SMART SALAD SHAKE UPS (Stylized/Design)	87311873		Pending	29
EAT SMART VINEYARD COLLECTION	88114008		Pending	29
EXTENDS FRESHNESS NATURALLY	78978147	3438390	Registered	31
EXTENDS FRESHNESS NATURALLY	78920780	3359708	Registered	17
FIESTAS FRESCAS	85573072	4433273	Registered	31
FRESH GATHERINGS	87748094		Pending	31
GREENLINE & B/W Design	85825297	4388093	Registered	29, 31
GREENLINE & Design	85696375	4349194	Registered	29, 31
GREENLINE Stylized	73650197	1460274	Registered	31
HEALTHY SWAPS	87484335		Pending	29
Matrix design	76618518	3151380	Registered	17, 29
PLANT POWERED PROTEIN	86446825	4838627	Registered	29
POWER UP WITH PLANT POWERED PROTEIN	86468666	4873010	Registered	29
SALAD SHAKE UPS (Stylized/Design)	87311902		Pending	29
SALAD SMARTER	88113973		Pending	29

STEAM IN THE BAG & DESIGN	85668743	4318963	Registered	31
STRONGROOTS	87552748	5488161	Registered	35, 36
STRONGROOTS & Design	87552763	5488162	Registered	35, 36
SUNSHINE BLEND	76112089	2648130	Registered	29
SUPERLICIOUS	86262874	4682939	Registered	29
SUPERLICIOUS SMOOTHIE BLEND	86262847	4682938	Registered	29
THE FAST, FLAVORFUL WAY TO EAT HEALTHY EVERY DAY	86404707	5448787	Registered	29, 31
VEGETABLE TRAY DESIGN	78471343	3125057	Registered	29, 31
VINEYARD COLLECTION	88114018		Pending	29

<b>Exhibit B</b>				
<b>INTERNATIONAL TRADEMARKS</b>	<b>COUNTRY</b>	<b>APPL. NO.</b>	<b>REG. NO.</b>	<b>STATUS</b>
<b>BREATHWAY</b>	Canada	1251941	TMA665741	Registered
Breathway Logo (b/w)	Canada			Not yet filed
<b>EAT SMART</b>	Canada	1315798	TMA700914	Registered
<b>EAT SMART</b>	Canada	1050926	TMA585156	Registered
<b>EAT SMART</b>	Canada	1703041		Pending
<b>EAT SMART (Embellished Logo)</b>	Canada	1852519		Pending
<b>EAT SMART CHOPPED &amp; CRUMBLED</b>	Canada	1880071		Pending
<b>EAT SMART CHOPPED COLLECTION</b>	Canada	1941957		Pending
<b>EAT SMART CLASSIC COLLECTION</b>	Canada	1934839		Pending
<b>EAT SMART PLANT POWERED PROTEIN</b>	Canada	1710577		Pending
<b>EAT SMART READY TO WOK</b>	Canada	1852520		Pending
<b>EAT SMART SALAD SHAKE UPS (Stylized/Design)</b>	Canada	1819734		Pending
<b>EAT SMART VINEYARD COLLECTION</b>	Canada	1919862		Pending
<b>GREENLINE</b>	Canada	1589531	TMA858673	Registered
<b>GREENLINE &amp; Design</b>	Canada	1589323	TMA858772	Registered
<b>HEALTHY SWAPS</b>	Canada	1842136		Pending
<b>MATRIX DESIGN</b>	Canada	1251939	TMA670883	Registered
<b>SALAD SHAKE UPS (Stylized/Design)</b>	Canada	1819733		Pending
<b>SALAD SMARTER</b>	Canada	1919861		Pending



TIMESAOURS	Canada	1842135		Pending
VINEYARD COLLECTION	Canada	1919863		Pending
BREATHWAY	China	20960892	20960892	Registered
BREATHWAY	China	20960891	20960891	Registered
BREATHWAY	China	20960890	20960890	Registered
EAT SMART	El Salvador	274912002	55	Registered
BREATHWAY	EUTM	004436028	004436028	Registered
EAT SMART	Guatemala	m70262002	123421	Registered
BREATHWAY	India	3327942	3327942	Registered
BREATHWAY	India	3327941	3327941	Registered
CAL EX	Japan	2000-049767	4608482	Registered
EAT SMART	Japan	2001-067024	4565183	Registered
EAT SMART	Mexico	563526	787862	Registered
CASINO	Philippines	PH-4-2000-8194	8194	Registered
EAT SMART & DESIGN (Color)	Spain	M3500268	M3500268	Registered
CASINO	Taiwan	089056439	00986673	Registered