

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM519950

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	Declaration of Correction of Erroneously Filed Assignment for 3343430 (2)		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
CNMC Holdings, LLC		07/01/2018	Limited Liability Company: DELAWARE
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Complete Nutrition, LLC		
<b>Street Address:</b>	8400 Cardinal Lane		
<b>City:</b>	NRH		
<b>State/Country:</b>	TEXAS		
<b>Postal Code:</b>	76182		
<b>Entity Type:</b>	Limited Liability Company: TEXAS		
<b>PROPERTY NUMBERS Total: 1</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	3343430	TO YOUR HEALTH YOUR VITAL PATHWAY TO COM	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	6082584258		
<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>	6082584204		
<b>Email:</b>	jrodriguez@foley.com		
<b>Correspondent Name:</b>	Tricia L. Schulz - Foley & Lardner LLP		
<b>Address Line 1:</b>	150 East Gilman Street		
<b>Address Line 2:</b>	Suite 5000		
<b>Address Line 4:</b>	Madison, WISCONSIN 53703		
<b>ATTORNEY DOCKET NUMBER:</b>	118084-0104		
<b>NAME OF SUBMITTER:</b>	Tricia L. Schulz		
<b>SIGNATURE:</b>	/tschulz/		
<b>DATE SIGNED:</b>	04/19/2019		
<b>Total Attachments: 5</b>			
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File No.: 118084-0104

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Registrant: COMPLETE NUTRITION, LLC  
Reg. No.: 3,343,430  
Registered: November 27, 2007  
Mark: TO YOUR HEALTH YOUR VITAL PATHWAY TO  
COMPLETE NUTRITION & design



(the "Registration")

Class: 5

**DECLARATION CONCERNING ERRONEOUS ASSIGNMENT**

I, Tricia L. Schulz, declare that:

1. I am an attorney at Foley & Lardner LLP located at Foley & Lardner LLP, 150 E. Gilman St., Suite 5000, Madison, Wisconsin 53703, attorneys for CNMC Holdings, LLC.

2. On September 20, 2018, we inadvertently filed a second Assignment document in the Electronic Trademark Assignment System (ETAS), listing the above-identified Registration at Reel/Frame 6460/0241 as being assigned from Complete Nutrition Acquisition Co, LLC, a Delaware limited liability company, to CNMC Holdings, LLC. The Registration was included in the assignment in error. The owner of the Registration was at the time of the filings, and remains,

Complete Nutrition, LLC, a Texas limited liability company. Complete Nutrition Acquisition Co, LLC had no ownership interest in U.S. Registration No. 3,343,430.

3. As a result of the erroneous assignment filing, Reel/Frame 6460/0241 of the USPTO Assignment Database, U.S. Registration No. 3,343,430 was assigned to CNMC Holdings, LLC on July 1, 2018.

4. Complete Nutrition, LLC has not assigned or otherwise transferred this Registration to Complete Nutrition Acquisition Co, LLC, nor to CNMC Holdings, LLC. Complete Nutrition, LLC remains the current owner/assignee of the Registration. Therefore, the erroneous assignment should not be associated with U.S. Registration No. 3,343,430 and the chain of title for this registration should not be altered.

5. The registrant for U.S. Registration No. 3,343,430 should not be changed by the erroneous assignment filing and should be listed as:

Complete Nutrition, LLC, dba To Your Health, a Texas limited liability company located at 8400 Cardinal Lane, NRH, Texas 76182.

Date: April 19, 2019

By: /Tricia L. Schulz/

## TRADEMARK ASSIGNMENT

This Trademark Assignment (“**Assignment**”) is effective as of the 1<sup>st</sup> day of July, 2018, by and between Complete Nutrition Acquisition Co, LLC, a Delaware limited liability company (“**Assignor**”) and CNMC Holdings, LLC, a Delaware limited liability company (“**Assignee**”).

**WHEREAS**, Assignor and Assignee are parties to a certain Contribution and Assignment Agreement effective as of July 1, 2018 (“**Contribution Agreement**”), pursuant to the terms of which Assignor agreed to assign certain assets of Assignor, including the trademarks listed in the attached Schedule A (the “**Marks**”) to Assignee; and

**WHEREAS**, Assignor and Assignee are desirous of making this Assignment a matter of record in the U.S. Patent and Trademark Office, and with any other appropriate foreign or international office or registrar; and

**NOW, THEREFORE**, in consideration of the foregoing and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby sell, assign, convey and transfer to Assignee the entire right, title and interest in, to and under said Marks, including any renewals and extensions of the registrations that are or may be secured under the laws of the United States and all foreign countries, now or hereafter in effect, together with the goodwill of the business in connection with which the Marks are used and all rights of enforcement and recovery for past, present or future infringements or unauthorized uses of the Marks. Assignor further agrees to execute and deliver any documents necessary or appropriate to give effect to the intent and terms of this agreement.

The execution and delivery of this Assignment shall not, in any way, affect or limit the rights and obligations of Assignor and Assignee under, or enlarge, restrict or otherwise modify, the terms of the Contribution Agreement.

**[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]**

IN TESTIMONY WHEREOF, Assignor has, through its duly authorized representative, executed this Assignment as of the date and year first written above.

COMPLETE NUTRITION ACQUISITION CO, LLC

By: Sean Broderick

Name: Sean Broderick

Title: Chief Financial Officer

[SIGNATURE PAGE TO TRADEMARK ASSIGNMENT]

**SCHEDULE A**

<b>Mark</b>	<b>Application/Registration No.</b>	<b>Jurisdiction</b>
COMPLETE ELITE	87/845164	U.S.
COMPLETE NUTRITION	5131153	U.S.
EMBODYMENTS	5014400	U.S.
EMBODYLEAN	5014223	U.S.
COMPLETENUTRITION	4009120	U.S.
CTS360	3995221	U.S.
PRIME ABS	4519266	U.S.
TRUFORM	4412255	U.S.
REFIRM	4344229	U.S.
MANCORE	4344228	U.S.
TRIM 10	4309002	U.S.
3PLENISH	4254116	U.S.
SEN-FRX	4290310	U.S.
PRIME TRIM	4351524	U.S.
PRIME DRIVE	4351523	U.S.
ISO-Z5	4290283	U.S.
ELITE GOLD	4290282	U.S.
XALT	4136995	U.S.
COMPLETENUTRITION LOOK BETTER. FEEL BETTER. PERFORM BETTER.	3287914	U.S.
RECLAIM	2994199	U.S.
TO YOUR HEALTH YOUR VITAL PATHWAY TO COMPLETE NUTRITION	3343430	U.S.

*Juanita Rodriguez*