

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM519982

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Declaration of Correction of Erroneously Filed Assignment for 3343430 (3)		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
CNMC Distribution, LLC		07/01/2018	Limited Liability Company: DELAWARE
RECEIVING PARTY DATA			
Name:	Complete Nutrition, LLC		
Doing Business As:	To Your Health		
Street Address:	8400 Cardinal Lane		
City:	NRH		
State/Country:	TEXAS		
Postal Code:	76182		
Entity Type:	Limited Liability Company: TEXAS		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	3343430	TO YOUR HEALTH YOUR VITAL PATHWAY TO COM	
CORRESPONDENCE DATA			
Fax Number:	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>			
Phone:	6082584204		
Email:	jrodriguez@foley.com		
Correspondent Name:	Tricia L. Schulz - Foley & Lardner LLP		
Address Line 1:	150 East Gilman Street		
Address Line 2:	Suite 5000		
Address Line 4:	Madison, WISCONSIN 53703		
ATTORNEY DOCKET NUMBER:	118084-0126		
NAME OF SUBMITTER:	Tricia L. Schulz		
SIGNATURE:	/tschulz/		
DATE SIGNED:	04/19/2019		
Total Attachments: 5			
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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 Distribution, LLC.

2. On November 1, 2018, we inadvertently filed a third Assignment document in the Electronic Trademark Assignment System (ETAS), listing the above-identified Registration at Reel/Frame 6509/0189 as being assigned from CNMC Holdings, LLC, a Delaware limited liability company, to CNMC Distribution, 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. CNMC Holdings, LLC had no ownership interest in U.S. Registration No. 3,343,430.

3. As a result of the erroneous assignment filing, Reel/Frame 6509/0189 of the USPTO Assignment Database indicates that U.S. Registration No. 3,343,430 was assigned to CNMC Distribution, LLC on July 1, 2018.

4. Complete Nutrition, LLC has not assigned or otherwise transferred this Registration to CNMC Holdings, LLC, nor to CNMC Distribution, 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 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 1st day of July, 2018, by and between CNMC Holdings, LLC, a Delaware limited liability company (“Assignor”) and CNMC Distribution, LLC, a Delaware limited liability company (“Assignee”).

WHEREAS, Assignor and Assignee are parties to a certain Contribution 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.

CNMC HOLDINGS, LLC

By: 

Name: Sean Broderick

Title: Chief Financial Officer

[SIGNATURE PAGE TO TRADEMARK ASSIGNMENT]

SCHEDULE A

Mark	Application/Registration No.	Jurisdiction
COMPLETE ELITE	87/845164	U.S.
COMPLETE NUTRITION	5131153	U.S.
EMBODYMENTS	5014400	U.S.
EMBODYLEAN	5014223	U.S.
COMPLETE NUTRITION	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.
COMPLETE NUTRITION 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