

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM563852

SUBMISSION TYPE:	RESUBMISSION		
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST		
RESUBMIT DOCUMENT ID:	103680814		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Fourth Toro Family Limited Partnership		09/26/2019	Limited Partnership:
RECEIVING PARTY DATA			
Name:	Internal Revenue Service		
Street Address:	290 Broadway 6th Flr.		
Internal Address:	M. Skinner, Grp. 11		
City:	New York		
State/Country:	NEW YORK		
Postal Code:	10277-1320		
Entity Type:	Agency Of The United States Government: UNITED STATES		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Registration Number:	2097578	LIKE NO OTHER BAGEL IN THE WORLD	
Registration Number:	2105155	H&H	
CORRESPONDENCE DATA			
Fax Number:	8558727223		
<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:	212 436-1496		
Email:	MARK.S.SKINNER@IRS.GOV		
Correspondent Name:	INTERNAL REVENUE SERVICE		
Address Line 1:	ATTN: M. SKINNER GRP. 11		
Address Line 2:	290 BROADWAY 6TH FLOOR		
Address Line 4:	NEW YORK, UNITED STATES 10277-1320		
NAME OF SUBMITTER:	Mark Skinner		
SIGNATURE:	/Mark Skinner/		
DATE SIGNED:	02/26/2020		
Total Attachments: 8			
source=FourthToroSeizureReleaseDocs0001#page1.tif			

OP \$65.00 2097578

source=FourthToroSeizureReleaseDocs0001#page2.tif
source=FourthToroSeizureReleaseDocs0001#page3.tif
source=FourthToroSeizureReleaseDocs0001#page4.tif
source=FourthToroSeizureReleaseDocs0001#page5.tif
source=FourthToroSeizureReleaseDocs0001#page6.tif
source=FourthToroSeizureReleaseDocs0001#page7.tif
source=FourthToroSeizureReleaseDocs0001#page8.tif



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

January 31, 2020

PTAS

INTERNAL REVENUE SERVICE
ATTN: M. SKINNER GRP. 11
290 BROADWAY 6TH FLOOR
NEW YORK, NEW YORK 10277-1320



103680814

United States Patent and Trademark Office
Notice of Non-Recordation of an Assignment Document

The enclosed document has been examined and found non-recordable by the Assignment Recordation Branch of the U.S. Patent and Trademark Office. The reason(s) for non-recordation are stated below:

1. A recording fee was not submitted with this document. Authorization to charge was not granted. The required fee is \$ 40.00 .

Documents being resubmitted for recordation must reflect the corrected information to be recorded, the Document ID number referenced above and all pages from this submitted document. The original date of filing of this assignment document will be maintained if resubmitted with the appropriate correction(s) by **Monday, March 2, 2020**, as outlined under 37 CFR 3.51. The resubmitted document must include a stamp with the official date of receipt under 37 CFR 3. Applicants may use the certified procedures under 37 CFR 2.197 or 2.198 for resubmission of the returned papers if they desire to have the benefit of the date of deposit in the United States Postal Service.

Assignments originally filed by paper and facsimile

You can use the electronic Resubmission form even if you originally submitted your assignment paperwork to the Assignment Recordation Branch by paper or facsimile. Once you enter your Document ID and Access Code as shown on the Notice of Non-Recordation, the Resubmission form will prepopulate with most information from the cover sheet you originally submitted. However, it will not prepopulate with the Conveying party and Receiving party information. You will have to reenter this information.

To file the resubmission electronically, navigate to the ETAS website at <http://etas.uspto.gov>, click the Start Resubmission button and enter the following information:

Document ID: 103680814
Access Code: DEDYSY4J7L7QC09

To file the resubmission in paper, send documents to: U.S. Patent and Trademark Office, Mail Stop: Assignment Recordation Branch, P.O. BOX 1450, Alexandria, VA 22313. If you have any questions regarding this notice, you may contact the Assignment Recordation Branch at 571-272-3350.

LAWANDA MILTON
ASSIGNMENT RECORDATION BRANCH
PUBLIC RECORDS DIVISION

P.O. Box 1450, Alexandria, Virginia 22313-1450 - WWW.USPTO.GOV

TRADEMARK
REEL: 006873 FRAME: 0052

09/26/2019

Form PTO-1594 (Rev. 03-11)
OMB Collection 0651-0027 (exp. 03/31/2012)

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office



SEP 26 2019

REC
TI

103680814

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):
FOURTH TORO FAMILY LIMITED PARTNERSHIP
HELMER TORO GENERAL PARTNER
639 WEST 46TH STREET
NEW YORK, NY 10036-1906

- Individual(s)
- General Partnership
- Corporation- State: _____
- Other _____
- Association
- Limited Partnership

Citizenship (see guidelines) _____

Additional names of conveying parties attached? Yes No

3. Nature of conveyance /Execution Date(s) :

Execution Date(s) _____

- Assignment
- Security Agreement
- Other RELEASE OF SEIZURE
- Merger
- Change of Name

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: INTERNAL REVENUE SERVICE

Internal

Address: ATTN: M. SKINNER, GRP. 11

Street Address: 290 BROADWAY 6TH FLR.

City: NEW YORK

State: NEW YORK

Country: USA Zip: 10277-1320

- Association Citizenship _____
- General Partnership Citizenship _____
- Limited Partnership Citizenship _____
- Corporation Citizenship _____

Other GOV AGENCY Citizenship _____
If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designations must be a separate document from assignment)

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

REGISTRATION NOS. 2097578 & 2105155.

Additional sheet(s) attached? Yes No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

"LIKE NO OTHER BAGEL IN THE WORLD" - SERIAL NO. 75166203 & "H & H" - SERIAL NO. 75166202.

5. Name & address of party to whom correspondence concerning document should be mailed:

Name: INTERNAL REVENUE SERVICE

Internal Address: ATTN: M. SKINNER, GRP. 11

Street Address: 290 BROADWAY 6TH FLR.

City: NEW YORK

State: NEW YORK Zip: 10277-1320

Phone Number: (212) 436-1496

Fax Number: 855 872-7223

Email Address: Mark.S.Kinney@irs.gov

6. Total number of applications and registrations involved:

2

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ SEEK WAIVER

- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

Deposit Account Number _____

Authorized User Name _____

9. Signature:

Mark Skinner

Signature

09-24-2019

Date

Mark Skinner

Name of Person Signing

Total number of pages including cover sheet, attachments, and document

6

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

TRADEMARK
REEL: 006873 FRAME: 0053



DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
WASHINGTON, DC 20224

SMALL BUSINESS/SELF-EMPLOYED DIVISION

Date: 09/24/2019

MAIL STOP ASSGNMNT RECORDATION SVCS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

Dear Sir,

IRS seized four trademarks in 2011 and 2012 belonging to Fourth Toro Family Limited Partnership and First Toro Family Limited Partnership. These seizures were recorded at the US Patent Office in Alexandria, VA on August 8th, 2011 for "Like No Othe Bagel in the World " (serial no. 75166203, registration no. 2097578) and "H&H Bagels" (serial no. 75166204, registration no. 2450379). On April 27th, 2012 we seized "H&H Bagels Like No Other Bagel in the World" (serial no. 74125813, registration no. 1736851). On July 11th, 2012 "H&H" (serial no. 75166202, registration no. 2105155) was seized. "H&H Bagels" was sold at public auction in our office on December 6th, 2018. The other three trademarks were not sold because they were either expired or about to expire. We are therefore releasing the seizures of these three trademarks. See enclosed forms 2433, part 4. Please record these releases on the US Patent Office's database. I have prepared forms PTO-1594 for both Fourth Toro Family Limited Partnership and First Toro Family Limited Partnership which exempts us from having to pay the recordation fees. The original 2433, part 4s were provided to Helmer Toro, General Partner. If other documents are required to effect the releases of these trademarks, please advise of same. I can be contacted at 212 436-1496 or on the cell shown below.

If you have any questions or need more information, please contact me at the address or the telephone number listed below:

Internal Revenue Service
290 BROADWAY
6TH FLOOR
NEW YORK CITY, NY 10007

Phone#: (347)213-8754
Fax#: (855)872-7223

Sincerely,

M SKINNER

REVENUE OFFICER
Employee ID#: 1000261607



Release of Levy

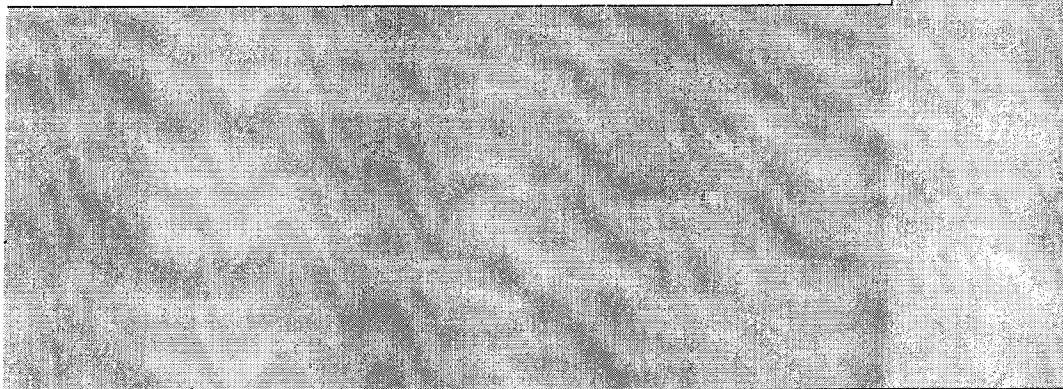
Name and Address
Fourth Toro Family Limited Partnership
as Alter Ego or Nominee or Transferee
of Helmer Toro
639 West 46th Street
New York, NY 10036

On July 27, 2011, certain property (or rights to property)
belonging to the taxpayer named below was levied on by the levy dated July 27, 2011.

Account of
Fourth Toro Family Limited Partnership
as Alter Ego or Nominee of Helmer Toro, Taxpayer
639 West 46th Street
New York, NY 10036

Under section 6343 of the Internal Revenue Code, the following property (or rights to property) is released from the levy when the recipient completes the official receipt on the other side of this form.

- 2. Trademark: "LIKE NO OTHER BAGEL IN THE WORLD", Registration Number: 2097578, Registered on September 16, 1997, Prior Registration Number: 1736851



Dated at 290 BROADWAY NY, NY 10277 on SEPT. 24th, 2011.

Signature
Mark Shuman

Title
REVENUE OFFICER

Signature
AL Tony

Title
Revenue Officer

Receipt for Property Returned
(Under Release of Levy)

I acknowledge receipt of the property or rights to property described on the other side of this form, and I accept this property as being in the same condition as when seized. Further, I waive all claims against the United States for any damages or expenses incurred in connection with this seizure.

Dated at 290 BROADWAY NY, NY 10277 on SEPT. 24TH 2019.

NO SIGNATURE BECAUSE TAXPAYER RESIDES OUTSIDE
Signature of Recipient FILE - U.S.

In the Presence of:

Mark Shuman
Signature of Revenue Officer or Property Appraisal and Liquidation Specialist (PALS)

290 BROADWAY NY, NY 10277
Address

W. Long
Signature of Accompanying Employee

290 Broadway 14th FL NY NY 10007
Address

Internal Revenue Code

Sec. 6343. Authority to Release Levy and Return Property.

(a) **Release of Levy.**— It shall be lawful for the Secretary, under regulations prescribed by the Secretary, to release the levy upon all or part of the property or rights to property levied upon where the Secretary determines that such action will facilitate the collection of the liability, but such release shall not operate to prevent any subsequent levy.

Sec. 6502. Collection after Assessment.

(b) **Length of Period.**— Where the assessment of any tax imposed by this title has been made within the period of limitation properly applicable thereto, such tax may be collected by levy or by a proceeding in court, but only if the levy is made or the proceeding begun—

- (1) within 10 years after the assessment of the tax, or
- (2) prior to the expiration of any period for collection agreed upon in writing by the Secretary and the taxpayer before the expiration of such 10-year period (or, if there is a release of levy under section 6343 after such 10-year period, then before such release).

The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon. The period provided by this subsection during which a tax may be collected by levy shall not be extended or curtailed by reason of a judgment against the taxpayer.

(d) **Date When Levy Is Considered Made.**— The date on which a levy on property or rights to property is made shall be the date on which the notice of seizure provided in section 6335(a) is given.



Release of Levy

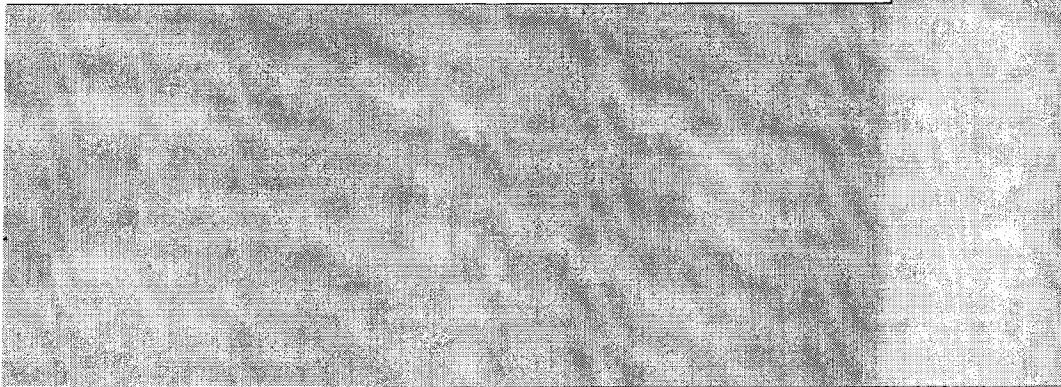
Name and Address Fourth Toro Family Limited Partnership as Alter-Ego
or Nominee of Helmer Toro, Taxpayer
639 West 46th Street
New York, NY 10036

On July 6, 20 12, certain property (or rights to property)
belonging to the taxpayer named below was levied on by the levy dated July 6, 20 12.

Account of
Fourth Toro Family Limited Partnership
as Alter Ego or Nominee of Helmer Toro, Taxpayer
639 West 46th Street
New York, NY 10036

Under section 6343 of the Internal Revenue Code, the following property (or rights to property) is released from the levy when the recipient completes the official receipt on the other side of this form.

TRADEMARK: "H & H." Registration number 2105155, Serial number: 75166202.



Dated at 290 BROOKHAY NT, NY 10277 on SEPT. 24th, 2019

Signature Mark Starnin

Title REVENUE OFFICER

Signature W. Tong

Title Revenue Officer

Receipt for Property Returned
(Under Release of Levy)

I acknowledge receipt of the property or rights to property described on the other side of this form, and I accept this property as being in the same condition as when seized. Further, I waive all claims against the United States for any damages or expenses incurred in connection with this seizure.

Dated at 290 BROADWAY NY, NY 10277 on SEPT. 24TH 2019.

NO SIGNATURE BECAUSE TAXPAYER RESIDES OUTSIDE
Signature of Recipient FILE U.S.

In the Presence of:

Mark Skinn
Signature of Revenue Officer or Property Appraisal and Liquidation Specialist (PALS)
W. Tong
Signature of Accompanying Employee

290 BROADWAY NY, NY 10277
Address
290 Broadway 14th FL NY NY 10007
Address

Internal Revenue Code

Sec. 6343. Authority to Release Levy and Return Property.

(a) **Release of Levy.**— It shall be lawful for the Secretary, under regulations prescribed by the Secretary, to release the levy upon all or part of the property or rights to property levied upon where the Secretary determines that such action will facilitate the collection of the liability, but such release shall not operate to prevent any subsequent levy.

Sec. 6502. Collection after Assessment.

(b) **Length of Period.**— Where the assessment of any tax imposed by this title has been made within the period of limitation properly applicable thereto, such tax may be collected by levy or by a proceeding in court, but only if the levy is made or the proceeding begun—

- (1) within 10 years after the assessment of the tax, or
- (2) prior to the expiration of any period for collection agreed upon in writing by the Secretary and the taxpayer before the expiration of such 10-year period (or, if there is a release of levy under section 6343 after such 10-year period, then before such release).

The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon. The period provided by this subsection during which a tax may be collected by levy shall not be extended or curtailed by reason of a judgment against the taxpayer.

(d) **Date When Levy Is Considered Made.**— The date on which a levy on property or rights to property is made shall be the date on which the notice of seizure provided in section 6335(a) is given.