

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM570509

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
LUCKY'S MARKET PARENT COMPANY, LLC		04/03/2020	Limited Liability Company: DELAWARE
RECEIVING PARTY DATA			
Name:	Saltzman Concept, LLC		
Street Address:	5300 Richmond Road		
City:	Bedford Heights		
State/Country:	OHIO		
Postal Code:	44146		
Entity Type:	Limited Liability Company: OHIO		
PROPERTY NUMBERS Total: 9			
Property Type	Number	Word Mark	
Serial Number:	88672221	STANDARD ISSUE CAN DO BREW	
Registration Number:	5868385	12 REASONS	
Registration Number:	5699136	C CONNECTION CODES	
Registration Number:	5475787	GREAT FOOD FOR ALL	
Registration Number:	5475786	HEALTHY FOOD FOR ALL	
Serial Number:	87642247	NINE REASONS	
Registration Number:	5038930	ORGANIC FOR THE 99%	
Serial Number:	88476906	STANDARD ISSUE	
Serial Number:	87642250	TWELVE REASONS	
CORRESPONDENCE DATA			
Fax Number:	2168310542		
<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:	2168310042		
Email:	slewis@meyersroman.com		
Correspondent Name:	Scott M. Lewis, Esq.		
Address Line 1:	28601 Chagrin Blvd.		
Address Line 2:	Suite 600		
Address Line 4:	Cleveland, OHIO 44122		

OP \$240.00 88672221

NAME OF SUBMITTER:	Scott M. Lewis
SIGNATURE:	/Scott M. Lewis/
DATE SIGNED:	04/04/2020
Total Attachments: 4 source=Assignment of Trademarks - EXECUTED (01817635xBFD02)#page1.tif source=Assignment of Trademarks - EXECUTED (01817635xBFD02)#page2.tif source=Assignment of Trademarks - EXECUTED (01817635xBFD02)#page3.tif source=Assignment of Trademarks - EXECUTED (01817635xBFD02)#page4.tif	

ASSIGNMENT OF TRADEMARKS, TRADE NAMES, AND SERVICE MARKS

This Assignment of Trademarks (“Assignment”) is made effective as of April 3, 2020 by LUCKY’S MARKET PARENT COMPANY, LLC, a Delaware limited liability company (“Lucky’s”) and the entities listed on Schedule 1.1-1 of the Asset Purchase Agreement dated April 3, 2020 (the “Purchase Agreement”), each of which is directly or indirectly owned by, or under common ownership with, Lucky’s (collectively with Lucky’s, the “Assignors” and, individually, an “Assignor”) and SALTZMAN CONCEPT, LLC, an Ohio limited liability company and a wholly owned subsidiary of Dave’s Supermarket, Inc. an Ohio corporation, or its designee or assignee, as permitted under Section 22.2 of the Purchase Agreement (“Assignee”).

This Assignment is to evidence the following agreements and understandings:

RECITALS

A. Assignor is the sole owner of those trademarks and service marks listed on Exhibit A attached and made a part hereto, and other derivatives thereof, as such may be registered with the Ohio Secretary of State, the United States Patent and Trademark Office, or may be unregistered or common law trademarks, or service marks (collectively, the “IP”).

B. Pursuant to the Purchase Agreement by and between Assignor, as seller, and Assignee, as purchaser, Assignee is purchasing certain assets of Assignor, including the IP and all goodwill associated therewith.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged:

Assignor hereby sells, assigns, transfers and sets over unto Assignee the exclusive right, title and interest in and to the IP and the use thereof throughout the world, together with the goodwill pertaining to the IP.

Assignor covenants and agrees to execute and deliver to Assignee, upon request, all such further documents, instruments and other writings which Assignee reasonably requests to effectuate the assignments set forth herein and/or to effectuate a registration of the IP as a trade name, trademark, service mark, or otherwise with any governmental entity.

This Assignment shall be governed by and construed in accordance with the laws of the State of Ohio. Any legal suit, action or proceeding arising out of or based upon this Assignment must be instituted in a state or federal court of record sitting in Cuyahoga County, Ohio, and the parties’ consent to the jurisdiction and venue of such court.

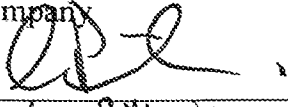
The terms of the Purchase Agreement are incorporated herein by reference. This Assignment does not enhance, diminish or modify the rights and obligations of Assignor and Assignee under the Purchase Agreement. To the extent any conflict or inconsistency exists between this Assignment and the Purchase Agreement, the Purchase Agreement will control.

This Assignment may be executed in any number of counterparts, each of which will be deemed an original, but all of which together will constitute one and the same instrument.

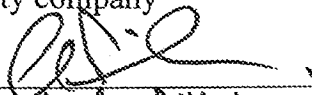
IN WITNESS WHEREOF, the undersigned has executed this Assignment of Trademarks, Trade Names, and Service Marks as of the date first above written.

Assignor:

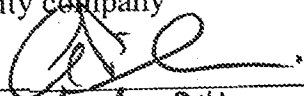
LUCKY'S MARKET PARENT COMPANY, LLC, a Delaware limited liability company

By: 
Name: Andy Pillar
Title: CFO

LUCKY'S MARKET OPERATING COMPANY, LLC, a Delaware limited liability company

By: 
Name: Andy Pillar
Title: CFO

LUCKY'S FARMERS MARKET OF COLUMBUS, LLC, an Ohio limited liability company

By: 
Name: Andy Pillar
Title: CFO

Assignee:

SALTZMAN CONCEPT, LLC, an Ohio limited liability company

By: _____
Name:
Title:

Signature Page to Assignment of Trademarks, Trade Names and Service Marks

IN WITNESS WHEREOF, the undersigned has executed this Assignment of Trademarks, Trade Names, and Service Marks as of the date first above written.

Assignor:

LUCKY'S MARKET PARENT
COMPANY, LLC, a Delaware limited
liability company

By: _____
Name:
Title:

LUCKY'S MARKET OPERATING
COMPANY, LLC, a Delaware limited
liability company

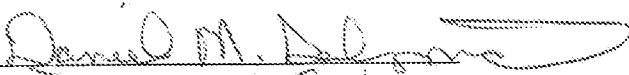
By: _____
Name:
Title:

LUCKY'S FARMERS MARKET OF
COLUMBUS, LLC, an Ohio limited
liability company

By: _____
Name:
Title:

Assignee:

SALTZMAN CONCEPT, LLC, an Ohio
limited liability company

By: 
Name: Daniel M Saltzman
Title: President


Signature Page to Assignment of Trademarks, Trade Names and Service Marks

72997381.1

TRADEMARK
REEL: 006908 FRAME: 0425

EXHIBIT A

Trademark Registrations and Applications

Owner	Trademark	Application Serial No./ Reg. No.	Filing / Reg. Date
Lucky's Market Parent Company, LLC		88/672221	10/29/19
Lucky's Market Parent Company, LLC	12 Reasons	5868385	9/24/2019
Lucky's Market Parent Company, LLC	Five Reasons	5629136	12/11/2018
Lucky's Market Parent Company, LLC	Great Food For All	5475787	5/22/2018
Lucky's Market Parent Company, LLC	Healthy Food For All	5475786	5/22/2018
Lucky's Market Parent Company, LLC	Nine Reasons	87/642247	2/27/2018
Lucky's Market Parent Company, LLC	Organic For The 99%	5038930	9/13/2016
Lucky's Market Parent Company, LLC	Standard Issue	88/476906	6/17/2019
Lucky's Market Parent Company, LLC	Twelve Reasons	87/642250	2/27/2018

Common Law Trademarks

Owner	Mark
Lucky's Market Parent Company, LLC	Can Do Brew
Lucky's Market Parent Company, LLC	Serious Food... Silly Prices