

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM708464

<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>
Rocky Mountain Foods, Inc.		01/19/2022	Corporation: COLORADO
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Coda Coffee, LLC		
<b>Street Address:</b>	188 Inverness Drive West, Suite 800		
<b>City:</b>	Englewood		
<b>State/Country:</b>	COLORADO		
<b>Postal Code:</b>	80112		
<b>Entity Type:</b>	Limited Liability Company: DELAWARE		
<b>PROPERTY NUMBERS Total: 10</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	4964810	ARMCHAIR GOURMET	
<b>Serial Number:</b>	77645142	ARMCHAIR GOURMET	
<b>Registration Number:</b>	5985097		
<b>Registration Number:</b>	1752773	SWEET CAJUN FIRE	
<b>Registration Number:</b>	5997777	PEAK RESERVE	
<b>Serial Number:</b>	87873907	PEAK RESERVE	
<b>Serial Number:</b>	87873898	ROCKY MTN PROVISIONS	
<b>Serial Number:</b>	87873904	ROCKY MTN PROVISIONS	
<b>Serial Number:</b>	87873902	ROCKY MTN PROVISIONS	
<b>Serial Number:</b>	87890133	HARMONIA	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>			
<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>	8045100638		
<b>Email:</b>	chris@threshold.cc		
<b>Correspondent Name:</b>	Christopher E. Gatewood		
<b>Address Line 1:</b>	1905 Huguenot Road, Suite 200		
<b>Address Line 4:</b>	Richmond, VIRGINIA 23235		

OP \$265.00 4964810

<b>NAME OF SUBMITTER:</b>	Christopher E. Gatewood
<b>SIGNATURE:</b>	/Christopher E. Gatewood/
<b>DATE SIGNED:</b>	02/15/2022
<b>Total Attachments: 7</b> source=TM Assignment - Rocky Mountain to Coda - signed 2022#page1.tif source=TM Assignment - Rocky Mountain to Coda - signed 2022#page2.tif source=TM Assignment - Rocky Mountain to Coda - signed 2022#page3.tif source=TM Assignment - Rocky Mountain to Coda - signed 2022#page4.tif source=TM Assignment - Rocky Mountain to Coda - signed 2022#page5.tif source=TM Assignment - Rocky Mountain to Coda - signed 2022#page6.tif source=TM Assignment - Rocky Mountain to Coda - signed 2022#page7.tif	

## TRADEMARK ASSIGNMENT AGREEMENT

This Trademark Assignment Agreement (hereinafter referred to as “**Assignment**”) is made by and between Rocky Mountain Foods, Inc. a Colorado Corporation (the “**Assignor**”), and Coda Coffee, LLC, a Delaware Limited Liability Company (the “**Assignee**”) (each individually a “**Party**” and collectively, the “**Parties**”).

WHEREAS, Assignor is the owner of all right, title and interest in and to the trademarks identified in **Exhibit A** attached hereto and incorporated herein by reference (collectively, the “**Marks**”), as well as the goodwill of the business symbolized by the Marks; and

WHEREAS, Assignee is a successor to the portion of Assignor’s ongoing and existing business connected with and symbolized by the Marks and to which the Marks pertain, and desires to acquire all right, title and interest in and to the Marks;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby grant, assign, transfer and convey to Assignee, its successors, assigns and legal representatives, the entire right, title and interest in and to the Marks, including all stylizations and logos associated therewith, together with the good will of the business connected with, and symbolized by, the Marks (including, without limitation, the exclusive rights to apply for and maintain all registrations, renewals and/or extensions and any priority right that may arise from the Marks). Assignor also assigns unto Assignee all claims for relief by reason of any past infringements of such Marks, with the right to sue for and collect damages for Assignee’s own use and benefit, and for the use and benefit of Assignee’s successors, assigns and other legal representatives.


Assignor authorizes the Commissioner of Trademarks of the United States and other empowered officials of the United States Patent and Trademark Office, and in any applicable jurisdictions outside of the United States, to record this assignment. Assignor agrees to further execute any documents reasonably necessary to effect this Assignment, or to confirm Assignee’s ownership of the Marks.

IN WITNESS WHEREOF, Assignor and Assignee have each executed this Assignment, which is effective as of the last date written below.

IN WITNESS WHEREOF, Assignor has caused this Trademark Assignment to be executed as of this 19th day of January 2022.

ASSIGNOR:

**Rocky Mountain Foods, Inc.**

Signature:  \_\_\_\_\_

Name: David Greenhouse

Title: President

ASSIGNEE:

**Coda Coffee, LLC**

Signature:  \_\_\_\_\_

Name: Patrick T. Hager

Title: CEO Coda coffee

CONSENT and JOINDER

The undersigned hereby consents to and joins in the above-referenced Assignment as if the "Assignor" named therein.

Aaron A. Garber, solely in his capacity as the assignee for Rocky Mountain Foods, Inc., duly authorized pursuant to C.R.S. 6-10-101, et seq. and Order of the District Court for the City and County of Denver, Colorado, entered in Case No. 21CV033945.

Signature: \_\_\_\_\_

IN WITNESS WHEREOF, Assignor and Assignee have each executed this Assignment, which is effective as of the last date written below.

IN WITNESS WHEREOF, Assignor has caused this Trademark Assignment to be executed as of this \_\_\_\_ day of January 2022.

ASSIGNOR:

**Rocky Mountain Foods, Inc.**

Signature: \_\_\_\_\_

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

Title: \_\_\_\_\_

ASSIGNEE:

**Coda Coffee, LLC**

Signature: \_\_\_\_\_

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

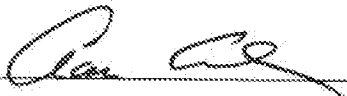
Title: \_\_\_\_\_

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**CONSENT and JOINDER**

The undersigned hereby consents to and joins in the above-referenced Assignment as if the "Assignor" named therein.



**Aaron A. Garber**, solely in his capacity as the assignee for Rocky Mountain Foods, Inc., duly authorized pursuant to C.R.S. 6-10-101, et seq. and Order of the District Court for the City and County of Denver, Colorado, entered in Case No. 21CV033945.

Signature:  \_\_\_\_\_

**EXHIBIT A**

Mark	Country	Registration or Application Serial Number	Goods/Service
ARMCHAIR GOURMET	U.S.	Reg. No. 4964810	<u>Class 29</u> : Salty nut-based snack food
ARMCHAIR GOURMET	U.S.	Ser. No. 77645142 (Abandoned)	<u>Class 29</u> : Salty nut-based snack foods
	U.S.	Reg. No. 5985097	<p><u>Class 29</u>: Processed edible seeds, not being seasonings or flavorings; Processed sunflower seeds; Processed pumpkin seeds; roasted nuts, roasted peanuts; Snack chips, namely, fruit chips, vegetable chips, banana chips; Snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored nuts, chocolate coated nuts or yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits; Snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored nuts, chocolate coated nuts or yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits and also containing chocolate, corn sticks, corn-based snack foods, pretzels, corn, peas and/or sesame sticks; dried fruits; Candied nuts; Spicy peanuts; flavored nuts, flavored peanuts</p> <p><u>Class 30</u>: Snack chips, namely, corn-based chips; yogurt covered pretzels; chocolate covered nuts, corn-based snack foods; corn sticks, sesame sticks; pretzels, coated pretzels, flavored pretzels, peanut butter filled pretzels, peanut butter coated pretzels</p> <p><u>Class 31</u>: Unprocessed edible seeds, fresh nuts, and raw nuts</p>
SWEET CAJUN FIRE	U.S.	Reg. No. 1752773	<u>Class 30</u> : Snack mix consisting primarily of crackers, pretzels, candied nuts and/or popped popcorn
PEAK RESERVE	U.S.	Reg. No. 5997777	<u>Class 31</u> : Unprocessed edible seeds, fresh nuts, and raw nuts
PEAK RESERVE	U.S.	Ser. No. 87873907 (Abandoned 17-Jan-2022)	<u>Class 29</u> : Processed edible seeds, not being seasonings or flavorings; Processed sunflower seeds; Processed pumpkin seeds; Snack chips, namely, fruit chips, vegetable chips, banana chips; Snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored

Mark	Country	Registration or Application Serial Number	Goods/Service
			<p>nuts, chocolate coated nuts or yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits; Snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored nuts, chocolate coated nuts or yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits and also containing chocolate, corn sticks, corn-based snack foods, pretzels, corn, peas and/or sesame sticks; dried fruits; Candied nuts; Spicy peanuts; flavored nuts, flavored peanuts; roasted nuts, roasted peanuts</p> <p><u>Class 30</u>: Snack chips, namely, corn-based chips; yogurt covered pretzels; chocolate covered nuts, corn-based snack foods; corn sticks, sesame sticks; pretzels, coated pretzels, flavored pretzels, peanut butter filled pretzels, peanut butter coated pretzels</p>
ROCKY MTN PROVISIONS	U.S.	Ser. No. 87873898	<p><u>Class 29</u>: Based on intent to use) snack chips, chips, namely, fruit chips, vegetable chips, banana chips; snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored nuts, yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits; snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored nuts, yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits, corn sticks, corn-based snack foods, pretzels, corn, peas and/or sesame sticks; dried fruits; candied nuts; spicy peanuts; flavored nuts, flavored peanuts (based on use in commerce) processed edible seeds, not being seasonings or flavorings; processed sunflower seeds; processed pumpkin seeds; roasted nuts, roasted peanuts</p> <p><u>Class 30</u>: Snack chips, namely, corn-based chips; yogurt covered pretzels; corn-based snack foods; corn sticks, sesame sticks; pretzels, coated pretzels, flavored pretzels, peanut butter filled pretzels, peanut butter coated pretzels</p> <p><u>Class 31</u>: Unprocessed edible seeds, fresh nuts, and raw nuts</p>

Mark	Country	Registration or Application Serial Number	Goods/Service
	U.S.	Ser. No. 87873904	<p><u>Class 29:</u> (Based on intent to use) snack chips, chips, namely, fruit chips, vegetable chips, banana chips; snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored nuts, yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits; snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored nuts, yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits, corn sticks, corn-based snack foods, pretzels, corn, peas and/or sesame sticks; dried fruits; candied nuts; spicy peanuts; flavored nuts, flavored peanuts (based on use in commerce) processed edible seeds, not being seasonings or flavorings; processed sunflower seeds; processed pumpkin seeds; roasted nuts, roasted peanuts</p> <p><u>Class 30:</u> Snack chips, namely, corn-based chips; yogurt covered pretzels; corn-based snack foods; corn sticks, sesame sticks; pretzels, coated pretzels, flavored pretzels, peanut butter filled pretzels, peanut butter coated pretzels</p> <p><u>Class 31:</u> Unprocessed edible seeds, fresh nuts, and raw nuts</p>
	U.S.	Ser. No. 87873902	<p><u>Class 29:</u> (Based on intent to use) snack chips, chips, namely, fruit chips, vegetable chips, banana chips; snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored nuts, yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits; snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored nuts, yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits, corn sticks, corn-based snack foods, pretzels, corn, peas and/or sesame sticks; dried fruits; candied nuts; spicy peanuts; flavored nuts, flavored peanuts (based on use in commerce) processed edible seeds, not being seasonings or flavorings; processed sunflower seeds; processed pumpkin seeds; roasted nuts, roasted peanuts</p> <p><u>Class 30:</u> Snack chips, namely, corn-based chips; yogurt covered pretzels; corn-based snack foods;</p>



Mark	Country	Registration or Application Serial Number	Goods/Service
			corn sticks, sesame sticks; pretzels, coated pretzels, flavored pretzels, peanut butter filled pretzels, peanut butter coated pretzels <u>Class 31</u> : Unprocessed edible seeds, fresh nuts, and raw nuts
HARMONIA	U.S.	Ser. No. 87890133 (Abandoned 1-Feb-2021)	<u>Class 29</u> : Processed edible seeds, not being seasonings or flavorings; Processed sunflower seeds; Processed pumpkin seeds; Snack chips, namely, fruit chips, vegetable chips, banana chips; Snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored nuts, chocolate coated nuts or yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits; Snack mixes and trail mixes consisting primarily of processed nuts, peanuts and flavored nuts, chocolate coated nuts or yogurt covered nuts and roasted, salted and honey roasted peanuts and dried fruits and also containing chocolate, corn sticks, corn-based snack foods, pretzels, corn, peas and/or sesame sticks; dried fruits; Candied nuts; Spicy peanuts; flavored nuts, flavored peanuts; roasted nuts, roasted peanuts <u>Class 30</u> : Snack chips, namely, corn-based chips; yogurt covered pretzels; chocolate covered nuts, corn-based snack foods; corn sticks, sesame sticks; pretzels, coated pretzels, flavored pretzels, peanut butter filled pretzels, peanut butter coated pretzels <u>Class 31</u> : Unprocessed edible seeds, fresh nuts, and raw nuts