

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM740289

<b>SUBMISSION TYPE:</b>	RESUBMISSION
<b>NATURE OF CONVEYANCE:</b>	NUNC PRO TUNC ASSIGNMENT
<b>EFFECTIVE DATE:</b>	01/01/2022
<b>RESUBMIT DOCUMENT ID:</b>	900686150

## CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Pro Athlete, Inc.		04/01/2022	Corporation: MISSOURI

## RECEIVING PARTY DATA

<b>Name:</b>	Routine, LLC
<b>Street Address:</b>	10800 N. Pomona Ave.
<b>City:</b>	Kansas City
<b>State/Country:</b>	MISSOURI
<b>Postal Code:</b>	64153
<b>Entity Type:</b>	Limited Liability Company: MISSOURI

## PROPERTY NUMBERS Total: 18

Property Type	Number	Word Mark
<b>Registration Number:</b>	5233199	
<b>Registration Number:</b>	5951969	
<b>Serial Number:</b>	90351064	CHANGE THE ROUTINE
<b>Registration Number:</b>	5261656	HOME
<b>Registration Number:</b>	5147485	I'D TAMP THAT
<b>Registration Number:</b>	5481413	KEEP IT ROUTINE
<b>Registration Number:</b>	5138348	PO CLUB
<b>Serial Number:</b>	90497120	R
<b>Registration Number:</b>	4882878	R
<b>Registration Number:</b>	4658278	R
<b>Serial Number:</b>	90103338	ROUTINE
<b>Registration Number:</b>	4962220	ROUTINE
<b>Registration Number:</b>	5350772	ROUTINE
<b>Registration Number:</b>	6037310	ROUTINE
<b>Registration Number:</b>	6611239	ROUTINE
<b>Registration Number:</b>	5398861	ROUTINE BASEBALL
<b>Serial Number:</b>	90520349	SCENTS OF THE GAME

TRADEMARK

Property Type	Number	Word Mark
Serial Number:	90440818	TALES OF CONQUER

**CORRESPONDENCE DATA**

**Fax Number:** 9135494646

*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.*

**Phone:** 9135494700

**Email:** ekdkdocket@avekip.com

**Correspondent Name:** AVEK IP, LLC

**Address Line 1:** 8900 State Line Road, Ste. 500

**Address Line 4:** Leawood, KANSAS 66206

<b>ATTORNEY DOCKET NUMBER:</b>	1296.001-1296.018
<b>NAME OF SUBMITTER:</b>	Kent R. Erickson
<b>SIGNATURE:</b>	/Kent R. Erickson/
<b>DATE SIGNED:</b>	07/11/2022

**Total Attachments: 13**

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source=20220406 Assignment Record Confirm Receipt#page2.tif

## TRADEMARK ASSIGNMENT AGREEMENT

This Trademark Assignment Agreement (“**Trademark Assignment**”), dated effective as of January 1, 2022, is made by Pro Athlete, Inc., a Missouri corporation (“**Transferor**”), located at 10800 N. Pomona Ave., Kansas City, Missouri 64153, in favor of Routine, LLC, a Missouri limited liability company (“**Transferee**”), located at 10800 N. Pomona Ave., Kansas City, Missouri 64153.

WHEREAS, pursuant to the terms of that certain Contribution Agreement dated as of even date herewith (the “**Contribution Agreement**”), Transferor has conveyed, transferred, and assigned to Transferee, among other assets, certain intellectual property of Transferor, and has agreed to execute and deliver this Trademark Assignment, for recording with the United States Patent and Trademark Office and corresponding entities or agencies in any applicable jurisdictions;

NOW THEREFORE, the parties agree as follows:

1. **Assignment.** For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Transferor hereby irrevocably conveys, transfers, and assigns to Transferee, and Transferee hereby accepts, all of Transferor’s right, title, and interest in and to the following:

(a) the trademark registrations and applications for trademark registration set forth on Schedule 1 hereto and all issuances, extensions, and renewals thereof (the “**Assigned Trademarks**”), together the trademarks covered by the registrations and applications for registration and the goodwill of the business symbolized by the Assigned Trademarks along with that portion of the assets of Transferor which pertain to the Assigned Trademarks;

(b) all rights of any kind whatsoever of Transferor accruing under any of the foregoing provided by applicable law of any jurisdiction, by international treaties and conventions, and otherwise throughout the world;

(c) any and all royalties, fees, income, payments, and other proceeds now or hereafter due or payable with respect to any and all of the foregoing;

(d) any and all claims and causes of action with respect to any of the foregoing, whether accruing before, on, or after the date hereof, including all rights to and claims for damages, restitution, and injunctive and other legal and equitable relief for past, present, and future infringement, dilution, misappropriation, violation, misuse, breach, or default, with the right but no obligation to sue for such legal and equitable relief and to collect, or otherwise recover, any such damages; and

(e) any co-existence agreements, settlement agreements, and any other agreements with a third-party (collectively the “**Third-Party Agreements**”) related to the use or any restriction of using any mark related to the Assigned Trademarks and any claims, causes of action and the right to enforce the terms of the Third-Party Agreements.

2. **Recordation and Further Actions.** Transferor hereby authorizes the Commissioner for Trademarks in the United States Patent and Trademark Office and the officials of corresponding entities or agencies in any applicable jurisdictions to record and register this Trademark Assignment upon request by Transferee. Following the date hereof, Transferor shall take such steps and actions, and provide such cooperation and assistance to Transferee and its successors, assigns, and legal representatives, including the execution and delivery of any affidavits, declarations, oaths, exhibits, assignments, powers of attorney, or other documents, as may be necessary to effect, evidence, or perfect the assignment of the Assigned Trademarks to Transferee, or any assignee or successor thereto.

3. **Counterparts.** This Trademark Assignment may be executed in counterparts, each of which shall be deemed an original, but all of which together shall be deemed one and the same agreement. A signed copy of this Trademark Assignment delivered by facsimile, e-mail, or other means of electronic transmission shall be deemed to have the same legal effect as delivery of an original signed copy of this Trademark Assignment.

4. **Successors and Assigns.** This Trademark Assignment shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.

5. **Governing Law.** This Trademark Assignment and any claim, controversy, dispute, or cause of action (whether in contract, tort, or otherwise) based upon, arising out of, or relating to this Trademark Assignment and the transactions contemplated hereby shall be governed by, and construed in accordance with, the laws of the United States and the State of Missouri, without giving effect to any choice or conflict of law provision or rule (whether of the State of Missouri or any other jurisdiction).

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the parties hereto have duly executed and delivered this Trademark Assignment as of the date first written above nunc pro tunc January 1, 2022.

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Initials Initials

**TRANSFEROR:**

Pro Athlete, Inc.,  
a Missouri corporation

DocuSigned by:  
Andrew Dowis  
By: \_\_\_\_\_  
Name: Andrew Dowis  
Title: Chief Executive Officer  
Signed: April 1, 2022

Initials AD

**TRANSFeree:**

Routine, LLC  
a Missouri limited liability company

DocuSigned by:  
Scott Hedrick  
By: \_\_\_\_\_  
Name: Scott Hedrick  
Title: Authorized Representative  
Signed: April 1, 2022

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**SCHEDULE 1**  
**Assigned Trademarks**

[See Attached]

Date Generated: January 21, 2022

Client Reference: *pro athlete*

Trademark: *routine marks*

Date Generated: January 21, 2022

## Strategy

Date Run	Query	#Hits
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Tagged: 17



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1/21/2022	US Federal, US State	
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Q1	Owner = (PRO AND ATHLETE) (Filter = Active)	36
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Date Generated: January 21, 2022

## Chart Of Tagged Records



TM Record	TM/AN/RN	Status/Key Dates	Full Goods/Services
US Federal Q1 uf 2	<u>Design Only</u>    RN: 5233199 SN: 86725636	Registered, June 27, 2017 Int'l Class: 25 First Use: November 1, 2015 Filed: August 14, 2015 Registered: June 27, 2017 Register Type: Principal Register	Int'l Class: 25 (Int'l Class: 25) Baseball caps; Baseball caps and hats; Hats; Hooded sweatshirts; Pants; Shirts; Short-sleeved shirts; Sweatpants; Sweatshirts; T-shirts
US Federal Q2 uf 1	<u>Design Only</u>    RN: 5951969 SN: 87812898	Registered, December 31, 2019 Int'l Class: 25 First Use: January, 2015 Filed: February 27, 2018 Registered: December 31, 2019 Register Type: Supplemental Register	Int'l Class: 25 (Int'l Class: 25) Fleece pullovers; Fleece tops; Golf shirts; Hooded sweatshirts; Jackets; Long-sleeved shirts; Polo shirts; Shirts; Short-sleeved shirts; Sweatshirts; T-shirts; Tank tops; Windbreakers
US Federal Q1 uf 1	<u>CHANGE THE ROUTINE</u> SN: 90351064	Pending Application, October 4, 2021 Office Status: Suspended Filed: December 1, 2020 Register Type: Principal Register	Int'l Class: 35 (Int'l Class: 35) online retail store services featuring clothing, apparel and shoes


[TRADEMARK ASSIGNMENT - SCHEDULE I]

**TRADEMARK**  
**REEL: 007757 FRAME: 0475**



TM Record	TM/AN/RN	Status/Key Dates	Full Goods/Services
US Federal Q1 uf 3	<u>HOME and Design</u>  <b>HOME</b>  RN: 5261656 SN: 86725634	Registered, August 8, 2017 Int'l Class: 25 First Use: November 1, 2016 Filed: August 14, 2015 Registered: August 8, 2017 Register Type: Principal Register	Int'l Class: 25 (Int'l Class: 25) Baseball caps; Baseball caps and hats; Hats; Long-sleeved shirts; Pants; Shirts; Short-sleeved shirts; Socks; Sweatpants; T-shirts; Tank tops
US Federal Q1 uf 4	<u>ID TAMP THAT</u> RN: 5147485 SN: 86725594	Registered, February 21, 2017 Int'l Class: 25 First Use: December 1, 2016 Filed: August 14, 2015 Registered: February 21, 2017 Register Type: Principal Register	Int'l Class: 25 (Int'l Class: 25) Baseball caps; Baseball caps and hats; Hats; Shirts; Short-sleeved shirts; T-shirts
US Federal Q1	<u>KEEP IT ROUTINE</u> RN: 5481413	Registered, May 29, 2018 Int'l Class: 25 First Use: January, 2012	Int'l Class: 25 (Int'l Class: 25) Baseball caps; Baseball caps and hats; Beanies; Bucket Caps; Fleece Pullovers;

TM Record	TM/AN/RN	Status/Key Dates	Full Goods/Services
uf 5	SN: 86725565	Filed: August 14, 2015 Registered: May 29, 2018 Register Type: Principal Register	Fleece Tops; Golf Shirts; Hats; Hooded sweatshirts; Jackets; Jerseys clothing; Knitted caps; Long-sleeved shirts; Pants; Polo Shirts; Shirts; Short-sleeved shirts; Shorts; Socks; Stocking caps; Stocking hats; Sweat shorts; Sweatpants; Sweatshirts; Swim trunks; T-shirts; Tank tops; Windbreakers
US Federal Q1 uf 6	<u>PO CLUB</u> RN: 5138348 SN: 86729460	Registered, February 7, 2017 Int'l Class: 25 First Use: March 15, 2016 Filed: August 19, 2015 Registered: February 7, 2017 Register Type: Principal Register	Int'l Class: 25 (Int'l Class: 25) T-shirts
US Federal Q1 uf 7	<u>R and Design</u>    SN: 90497120	Pending Application, July 8, 2021 Office Status: Non-Final Action - Mailed Int'l Class: 35 First Use: January 28, 2021 Filed: January 29, 2021 Register Type: Principal Register	Int'l Class: 35 (Int'l Class: 35) online retail store services featuring clothing, apparel, accessories, and home goods
US Federal Q1 uf 8	<u>R and Design</u>    RN: 4882878 SN: 86459228	Registered, January 5, 2016 Int'l Class: 14,16,22,24,25 First Use: May 1, 2015 Filed: November 19, 2014 Registered: January 5, 2016 Register Type: Principal Register	Int'l Class: 14, 16, 22, 24, 25 (Int'l Class: 14) Bracelets made of leather; Necklaces made of metal (Int'l Class: 16) Decals; Stickers (Int'l Class: 22) Lanyards for holding keys (Int'l Class: 24) Banners of textile; Beach towels (Int'l Class: 25) Baseball caps; Baseball caps and hats; Beanies; Hats; Hooded sweatshirts; Knitted caps; Long-sleeved shirts; Pants; Shirts; Short-sleeved shirts; Shorts; Socks; Stocking caps; Stocking hats; Sweat shorts;

TM Record	TM/AN/RN	Status/Key Dates	Full Goods/Services
			Sweatpants; Sweatshirts; T-shirts; Tank tops
US Federal Q1 uf 9	<u>R and Design</u>  RN: 4658278 SN: 85656698	Registered, March 28, 2020 Office Status: Section 8 & 15-Accepted and Acknowledged Int'l Class: 25 First Use: November 1, 2011 Filed: June 20, 2012 Registered: December 23, 2014 Register Type: Principal Register	Int'l Class: 25 (Int'l Class: 25) Hats; Hooded sweatshirts; T-shirts; Tank tops; none of the foregoing relating to or promoting computer software or video games
US Federal Q1 uf 10	<u>ROUTINE</u> SN: 90103338	Application pending publication, December 21, 2021 Office Status: Su - Registration Review Complete Int'l Class: 25 First Use: August 4, 2020 Filed: August 10, 2020 Register Type: Principal Register	Int'l Class: 25 (Int'l Class: 25) beanies, knitted caps, leggings, rain coats, rain jackets, rainwear, sports bra, stocking caps, stocking hats, stretch pants, sweaters, yoga pants; bucket caps, caps as headwear, fleece pullovers, fleece tops, footwear for men, golf shirts, hats, hooded sweatshirts, jackets, jerseys clothing, pants, polo shirts, shirts, shoes, shorts, socks, sweat shorts, sweatpants, sweatshirts, tank tops, windbreakers
US Federal Q1 uf 11	<u>ROUTINE</u> RN: 4962220 SN: 85980754	Registered, May 24, 2016 Int'l Class: 25 First Use: November 13, 2011 Filed: May 18, 2011 Registered: May 24, 2016 Register Type: Principal Register	Int'l Class: 25 (Int'l Class: 25) Clothing, namely, jackets
US Federal	<u>ROUTINE</u> RN: 5350772	Registered, December 5, 2017	Int'l Class: 25 (Int'l Class: 25)

TM Record	TM/AN/RN	Status/Key Dates	Full Goods/Services
Q1 uf 12	SN: 85323956	Int'l Class: 25 First Use: June 1, 2013 Filed: May 18, 2011 Registered: December 5, 2017 Register Type: Principal Register	Clothing, namely, pants, tank tops, and shorts
US Federal Q1 uf 13	<u>ROUTINE</u> RN: 6037310 SN: 88716536	Registered, April 21, 2020 Int'l Class: 25 First Use: June 30, 2013 Filed: December 5, 2019 Registered: April 21, 2020 Register Type: Principal Register	Int'l Class: 25 (Int'l Class: 25) Baseball caps and hats; Long-sleeved shirts; Short-sleeved shirts; Swim suits; Swim trunks; T-shirts
US Federal Q1 uf 14	<u>ROUTINE</u> RN: 6611239 SN: 90300259	Registered, January 11, 2022 Int'l Class: 35 First Use: February 12, 2020 Filed: November 5, 2020 Registered: January 11, 2022 Register Type: Principal Register	Int'l Class: 35 (Int'l Class: 35) online retail store services featuring clothing, apparel and shoes
US Federal Q1	<u>ROUTINE</u> <u>BASEBALL</u> RN: 5398861	Registered, February 13, 2018 Int'l Class: 25	Int'l Class: 25 (Int'l Class: 25) Hats; Hooded sweatshirts; T-shirts; Tank

TM Record	TM/AN/RN	Status/Key Dates	Full Goods/Services
uf 15	SN: 85702840 Disclaimer: "BASEBALL"	First Use: November 1, 2011 Filed: August 14, 2012 Registered: February 13, 2018 Register Type: Principal Register	tops
US Federal Q1 uf 16	<u>SCENTS OF THE GAME</u> SN: 90520349	Published, December 7, 2021 Office Status: Published For Opposition Filed: February 9, 2021 Register Type: Principal Register	Int'l Class: 03 (Int'l Class: 03) Non-medicated soaps; Non-medicated body and hand soaps; Shampoos; Hair conditioners; Body lotion; Air fragrancing preparations
US Federal Q1 uf 17	<u>TALES OF CONQUER</u> SN: 90440818	Application pending publication, October 5, 2021 Office Status: Notice of Allowance - Issued Filed: December 31, 2020 Register Type: Principal Register	Int'l Class: 41 (Int'l Class: 41) On-line journals, namely, blogs featuring stories and information regarding sports, athletes, individual accomplishment and breaking of barriers by individuals; and Entertainment services, namely, providing podcasts in the field of sports, athletes, individual accomplishments and breaking of barriers by individuals
US State Q1 us 1	ROUTINE BASEBALL RN: WI 20131441278	WISCONSIN - Registered Last Status Received: Registered, January 30, 2013 Registered: January 30, 2013	Int'l Class: 35 (Int'l Class: 35) retail clothing