

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM767179

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
DENNER WINERY		11/10/2022	Corporation: CALIFORNIA
DENNER REAL ESTATE, INC.		11/10/2022	Corporation: COLORADO
COMUS HOUSE AT DENNER VINEYARDS		11/10/2022	Corporation: CALIFORNIA
DENNER FAMILY, LLC		11/10/2022	Limited Liability Company: DELAWARE
RECEIVING PARTY DATA			
Name:	E. & J. GALLO WINERY		
Street Address:	600 YOSEMITE BOULEVARD		
City:	MODESTO		
State/Country:	CALIFORNIA		
Postal Code:	95354		
Entity Type:	Corporation: CALIFORNIA		
PROPERTY NUMBERS Total: 3			
Property Type	Number	Word Mark	
Registration Number:	4179353	DENNER VINEYARDS	
Registration Number:	3617347	DIRT WORSHIPPER	
Registration Number:	3375374	THE DITCH DIGGER	
CORRESPONDENCE DATA			
Fax Number:			
<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:	2093413717		
Email:	tm.group@ejgallo.com		
Correspondent Name:	Kristi W. Whalen		
Address Line 1:	600 YOSEMITE BOULEVARD		
Address Line 4:	MODESTO, CALIFORNIA 95354		
NAME OF SUBMITTER:	Kristi W. Whalen		
SIGNATURE:	/kww/		

OP \$90.00 4179353

DATE SIGNED:	11/10/2022
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Total Attachments: 5

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ASSIGNMENT OF TRADEMARKS

This ASSIGNMENT OF TRADEMARKS (this “**Assignment**”) is made and entered into as of November 10, 2022, by and among DENNER WINERY, a California corporation, DENNER REAL ESTATE, INC., a Colorado corporation, the COMUS HOUSE AT DENNER VINEYARDS, a California corporation, and DENNER FAMILY, LLC, a Delaware limited liability company (each an “**Assignor**” and, collectively, “**Assignors**”), and E. & J. Gallo Winery, a California corporation (“**Gallo**”) (the “**Assignee**”).

RECITALS

WHEREAS, Assignors (individually or together) are the current owners of all right, title and interest in and to the trademarks listed in Schedule A hereto, including, without limitation, all common law rights thereto and all registrations thereof, and other rights and goodwill associated therewith (collectively, the “**Trademarks**”); and

WHEREAS, the Assignee desires to acquire all right, title and interest in and to the Trademarks, and the goodwill associated therewith, and Assignors desire to assign all right, title and interest in and to each and all of the Trademarks, and the goodwill associated therewith, to Assignee; and

WHEREAS, the parties, together with GALLO VINEYARDS, INC., a California corporation (“**GVI**”), are concurrently entering into an Asset Purchase Agreement dated November 4, 2022 (the “**Agreement**”), pursuant to which the Assignee and GVI will acquire the Assets (as defined in the Agreement), and this Assignment is subject to and in furtherance of the terms of the Agreement.

NOW THEREFORE, pursuant to the Agreement, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. Assignment. Assignors hereby irrevocably sell, transfer, assign and set over unto Assignee, its successors and assigns, all right, title, and interest in and to the following, together with all goodwill associated therewith, including the business with which they are associated and which they symbolize:

a. The Trademarks, including without limitation, all registrations, pending applications, extensions, and renewals thereof and all goodwill associated therewith;

b. All rights of any kind whatsoever accruing under or relating to the Trademarks provided by applicable law, by international treaties, and conventions and otherwise, including common law rights; and

c. Any and all royalties, fees, income, payments, and other proceeds now or hereafter due or payable with respect to the Trademarks, and the right to recover for damages and profits for past infringements thereof.


2. Recordation. Assignors agree to perform any further acts and to execute and provide to Assignee all other documents that may be necessary to effect the assignment of the Trademarks to Assignee as promptly as practicable after Assignee's request therefor, and to assist Assignee in any manner reasonably requested by Assignee in connection with the assignment, prosecution, enforcement and maintenance of the Trademarks.

[SIGNATURES FOLLOW ON NEXT PAGE]

IN WITNESS WHEREOF, the parties have executed this Assignment of Trademarks as of the date first written above.

ASSIGNORS:

~~DENNER WINERY~~

By:  _____

Name: G. Ronald Denner

Title: President

~~DENNER REAL ESTATE, INC.~~

By:  _____

Name: G. Ronald Denner

Title: President

~~COMUS HOUSE AT DENNER VINEYARDS~~

By:  _____

Name: G. Ronald Denner

Title: President

~~DENNER FAMILY, LLC~~

By:  _____


Name: G. Ronald Denner

Title: Manager

IN WITNESS WHEREOF, the parties have executed this Assignment of Trademarks as of the date first written above.

ASSIGNEE:

E. & J. GALLO WINERY

By: 
Roger Nabedian (Nov 8, 2022 10:31 PST)

Name: Roger J. Nabedian

Title: Executive Vice President & General Manager

Schedule A

To the Assignment of Trademarks

TRADEMARKS

Country	Mark	App/Reg. No/Status	Goods/Services
US	DENNER VINEYARDS	4179353	Wine
US	DIRT WORSHIPPER	3617347	Wine
US	THE DITCH DIGGER	3375374	Wine
US	DENNER	Common law	Wine
US	MOTHER OF EXILES	Common law	Wine
US	THERESA	Common law	Wine
US	SACRED BURRO	Common law	Wine
US	STRATUS	Common law	Wine
US	CIRRUS	Common law	Wine
US	ASPERITAS	Common law	Wine
US	GOLD DIGGER	Common law	Wine
US	PALEA	Common law	Wine
US	DITCH DIGGER CONCRETE	Common law	Wine
US	COMUS	Common law	Wine
US	SIREN	Common law	Wine
US	D2	Common law	Wine
US	TERRACOTTA AMPHORA	Common law	Wine