

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM872429

|                                    |                                  |                                |                                       |
|------------------------------------|----------------------------------|--------------------------------|---------------------------------------|
| <b>SUBMISSION TYPE:</b>            | NEW ASSIGNMENT                   |                                |                                       |
| <b>NATURE OF CONVEYANCE:</b>       | ENTITY CONVERSION                |                                |                                       |
| <b>CONVEYING PARTY DATA</b>        |                                  |                                |                                       |
| <b>Name</b>                        | <b>Formerly</b>                  | <b>Execution Date</b>          | <b>Entity Type</b>                    |
| Proven Winners North America LLC   |                                  | 01/02/2024                     | Limited Liability Company: CALIFORNIA |
| <b>RECEIVING PARTY DATA</b>        |                                  |                                |                                       |
| <b>Name:</b>                       | Proven Winners North America LLC |                                |                                       |
| <b>Street Address:</b>             | P.O. Box 1006                    |                                |                                       |
| <b>City:</b>                       | Campbell                         |                                |                                       |
| <b>State/Country:</b>              | CALIFORNIA                       |                                |                                       |
| <b>Postal Code:</b>                | 95009                            |                                |                                       |
| <b>Entity Type:</b>                | Limited Liability Company: TEXAS |                                |                                       |
| <b>PROPERTY NUMBERS Total: 179</b> |                                  |                                |                                       |
| <b>Property Type</b>               | <b>Number</b>                    | <b>Word Mark</b>               |                                       |
| <b>Serial Number:</b>              | 87055581                         | PROVEN POLLINATORS             |                                       |
| <b>Serial Number:</b>              | 87306792                         | FAIRY DUST                     |                                       |
| <b>Serial Number:</b>              | 97688285                         | LEAFJOY LITTLES                |                                       |
| <b>Serial Number:</b>              | 76572889                         | PRISCILLA                      |                                       |
| <b>Serial Number:</b>              | 87306770                         | GOLDEN BUTTERFLY               |                                       |
| <b>Serial Number:</b>              | 98121725                         | TOTALLY TEMPTED                |                                       |
| <b>Serial Number:</b>              | 85774649                         | SUREFIRE                       |                                       |
| <b>Serial Number:</b>              | 97909145                         | CHANDELIER                     |                                       |
| <b>Serial Number:</b>              | 98153485                         | ECO+ LABEL                     |                                       |
| <b>Serial Number:</b>              | 98202287                         | SPACE AGE                      |                                       |
| <b>Serial Number:</b>              | 98202249                         | SILVER RIVER                   |                                       |
| <b>Serial Number:</b>              | 98202270                         | MAESTRO                        |                                       |
| <b>Serial Number:</b>              | 98202310                         | BLIZZARD                       |                                       |
| <b>Serial Number:</b>              | 98202300                         | VIRTUOSO                       |                                       |
| <b>Serial Number:</b>              | 76579839                         | KARALEE                        |                                       |
| <b>Serial Number:</b>              | 97177643                         | LEAFJOY - BRING NATURE INDOORS |                                       |
| <b>Serial Number:</b>              | 97177634                         | WORKLIFE                       |                                       |
| <b>Serial Number:</b>              | 97856335                         | OVER THE EDGE                  |                                       |
| <b>Serial Number:</b>              | 98202225                         | AROMAGICA                      |                                       |

CH \$4490.00 87055581

| Property Type  | Number   | Word Mark                                |
|----------------|----------|--|
| Serial Number: | 97808080 | LEAFJOY - BRING NATURE INSIDE            |
| Serial Number: | 97807986 | SOCIALITE                                |
| Serial Number: | 97291997 | TATTOO                                   |
| Serial Number: | 86100163 | SWEET ROMANCE                            |
| Serial Number: | 87235573 | SNOWSTORM                                |
| Serial Number: | 97697638 | SUPERBELLS MAGIC                         |
| Serial Number: | 97171505 | ANYWHERE                                 |
| Serial Number: | 97485971 | LITTLE HEARTS                            |
| Serial Number: | 98321692 | RAD RAZ                                  |
| Serial Number: | 97832855 | TOP PICKS                                |
| Serial Number: | 90290607 | CONNECT +                                |
| Serial Number: | 78155699 | PROVEN WINNERS PW                        |
| Serial Number: | 78213356 | INFINITY                                 |
| Serial Number: | 87108441 | FLOWER PILLOW                            |
| Serial Number: | 76534952 | VANILLA BUTTERFLY                        |
| Serial Number: | 86183117 | PLAYIN' THE BLUES                        |
| Serial Number: | 87681949 | BERRIED TREASURE                         |
| Serial Number: | 87669988 | SUNCREDIBLE                              |
| Serial Number: | 98321268 | 30-SECOND PLANTER                        |
| Serial Number: | 87670002 | HOLY SMOKES!                             |
| Serial Number: | 97697641 | SUPERTUNIA TIARA                         |
| Serial Number: | 97697644 | TANGEGLOW                                |
| Serial Number: | 97697633 | HOOPLA                                   |
| Serial Number: | 78337977 | LEMON DROP                               |
| Serial Number: | 78337983 | STRIKE IT RICH                           |
| Serial Number: | 97162043 | HEART TO HEART CHRISTMAS CALADIUM        |
| Serial Number: | 87148989 | ROYAL VELVET                             |
| Serial Number: | 87273294 | SILVER BULLET                            |
| Serial Number: | 87306782 | HIPPO                                    |
| Serial Number: | 87590554 | LEMON CORAL                              |
| Serial Number: | 87669980 | DIAMOND MOUNTAIN                         |
| Serial Number: | 86235991 | PEGASUS                                  |
| Serial Number: | 86236777 | SNOW GLOBE                               |
| Serial Number: | 86236831 | VERMILLIONAIRE                           |
| Serial Number: | 85937432 | PROVEN ACCENTS                           |
| Serial Number: | 97770557 | ECO+ QUART                               |
| Serial Number: | 97789494 | MYSTERIA                                 |
| Serial Number: | 87931067 | A BETTER GARDEN STARTS WITH A BETTER PLA |

| Property Type  | Number   | Word Mark             |
|----------------|----------|-----------------------|
| Serial Number: | 87884210 | PROVEN HARVEST        |
| Serial Number: | 97290185 | SWEET DREAMS          |
| Serial Number: | 76603462 | SUNSATIA              |
| Serial Number: | 78337969 | DIAMOND FROST         |
| Serial Number: | 97317425 | MYTHIC                |
| Serial Number: | 86593187 | BOLDLY                |
| Serial Number: | 87666174 | TREASURE CHEST        |
| Serial Number: | 74583442 | GOLDEN BEAUTY         |
| Serial Number: | 88181355 | BOMBSHELL             |
| Serial Number: | 88181360 | DIAMOND SNOW          |
| Serial Number: | 88181384 | HEAT IT UP            |
| Serial Number: | 88181391 | AROMANCE              |
| Serial Number: | 88181398 | SUNSTAR               |
| Serial Number: | 88181408 | UNPLUGGED             |
| Serial Number: | 88181428 | GOODHEARTED           |
| Serial Number: | 88181472 | FIRE AWAY             |
| Serial Number: | 78338003 | COLOR SPIRES          |
| Serial Number: | 74583475 | SUPERTUNIAS           |
| Serial Number: | 78355110 | DOLCE                 |
| Serial Number: | 86478349 | METEOR SHOWER         |
| Serial Number: | 86478804 | CAMPFIRE              |
| Serial Number: | 86478814 | HOLY MOLY!            |
| Serial Number: | 88422384 | SUPERTUNIA MINI VISTA |
| Serial Number: | 88458379 | PROVEN WINNERS        |
| Serial Number: | 74583444 | SNOWFLAKE             |
| Serial Number: | 88242019 | TEMPTING TOMATOES     |
| Serial Number: | 78536548 | PINK CHABLIS          |
| Serial Number: | 88771054 | TWIST 'N PLANT        |
| Serial Number: | 76617356 | ROADSHOW              |
| Serial Number: | 88361294 | HEART TO HEART        |
| Serial Number: | 88181380 | HIGH NOON             |
| Serial Number: | 78536389 | CHARMED               |
| Serial Number: | 88642141 | MOONLIGHT KNIGHT      |
| Serial Number: | 88642167 | DOUBLE DELIGHT        |
| Serial Number: | 76616106 | INNOCENCE             |
| Serial Number: | 78337930 | CATALINA              |
| Serial Number: | 78869287 | GARDENER GOODS        |
| Serial Number: | 86914048 | LEMON SLICE           |

| Property Type  | Number   | Word Mark                |
|----------------|----------|--------------------------|
| Serial Number: | 88639717 | THE HEAT IS ON           |
| Serial Number: | 86795871 | TOUCAN                   |
| Serial Number: | 78793943 | FLAMBE                   |
| Serial Number: | 86795861 | PICASSO IN PURPLE        |
| Serial Number: | 87148975 | ROYAL MAGENTA            |
| Serial Number: | 90230729 | BE MY                    |
| Serial Number: | 87148997 | LIMONCELLO               |
| Serial Number: | 87149008 | BERMUDA BEACH            |
| Serial Number: | 87149029 | DREAMSICLE               |
| Serial Number: | 87150442 | SUNBINI                  |
| Serial Number: | 87250505 | SUPERTUNIA VISTA         |
| Serial Number: | 87250527 | SUPERBENA SPARKLING      |
| Serial Number: | 87149039 | BLACK CHERRY             |
| Serial Number: | 90230744 | VIOLET KNIGHT            |
| Serial Number: | 90230686 | CAKE POPS                |
| Serial Number: | 90230667 | LADYBIRD                 |
| Serial Number: | 90239614 | JAZZBERRY                |
| Serial Number: | 77060227 | ROCKAPULCO               |
| Serial Number: | 78891893 | NOTHING SELLS FASTER     |
| Serial Number: | 87275245 | ROCKIN'                  |
| Serial Number: | 90230755 | ALLIYUM!                 |
| Serial Number: | 90279028 | PROVEN WINNERS PLANTCARE |
| Serial Number: | 77232837 | SEÑORITA ROSALITA        |
| Serial Number: | 87320998 | WHIRLWIND                |
| Serial Number: | 87321017 | LAGUNA                   |
| Serial Number: | 87321977 | SOPRANO                  |
| Serial Number: | 77059863 | LUSCIOUS                 |
| Serial Number: | 90230681 | SAFARI                   |
| Serial Number: | 87099008 | PURE WHITE BUTTERFLY     |
| Serial Number: | 87250497 | SUPERBENA ROYALE         |
| Serial Number: | 87306802 | LADY GODIVA              |
| Serial Number: | 90275194 | AUGUSTA                  |
| Serial Number: | 74264243 | PROVEN WINNERS           |
| Serial Number: | 77455592 | COLORWISE                |
| Serial Number: | 75318950 | SUGAR BABY               |
| Serial Number: | 77521179 | PROVEN BEAUTY            |
| Serial Number: | 97290159 | CLING-ON                 |
| Serial Number: | 97290174 | BEAUTIFALL               |

| Property Type  | Number   | Word Mark                            |
|----------------|----------|--------------------------------------|
| Serial Number: | 97642261 | ECO+ GRANDE                          |
| Serial Number: | 77278789 | THE #1 PLANT BRAND                   |
| Serial Number: | 97177658 | SPASCENE                             |
| Serial Number: | 77357116 | COLORBLAZE                           |
| Serial Number: | 77617299 | RECYCLE IT'S THE NATURAL THING TO DO |
| Serial Number: | 97155844 | LEAFJOY H2O                          |
| Serial Number: | 97158374 | LEAFJOY                              |
| Serial Number: | 97177647 | COCOON                               |
| Serial Number: | 97292005 | LIVING LACE                          |
| Serial Number: | 97177653 | ATRIUM                               |
| Serial Number: | 97290154 | COLOR FULL                           |
| Serial Number: | 97290166 | CHROMA                               |
| Serial Number: | 97164485 | SUMMERSONG                           |
| Serial Number: | 97290169 | SIESTA                               |
| Serial Number: | 97302668 | FALLING ARROWS                       |
| Serial Number: | 97518558 | MEGA MILLIONS                        |
| Serial Number: | 77566427 | GRACEFUL GRASSES                     |
| Serial Number: | 77767237 | WINNERS CIRCLE                       |
| Serial Number: | 97174941 | CANDLELIGHT                          |
| Serial Number: | 77629210 | SNOW PRINCESS                        |
| Serial Number: | 77639027 | ILLUSION                             |
| Serial Number: | 77836967 | PW                                   |
| Serial Number: | 77735676 | CONTAINER STYLE                      |
| Serial Number: | 77902158 | VERTIGO                              |
| Serial Number: | 77902167 | GOLDDLOCKS ROCKS                     |
| Serial Number: | 77902146 | BLUE MOHAWK                          |
| Serial Number: | 77902144 | DAISY MAY                            |
| Serial Number: | 85164127 | WATER WISE                           |
| Serial Number: | 85156757 | SIGNATURE GARDENS                    |
| Serial Number: | 76065297 | SNOWSTORM                            |
| Serial Number: | 77916044 | FOOLPROOF COLOR                      |
| Serial Number: | 85141764 | GOLDDUST                             |
| Serial Number: | 85270670 | SELF-SYMETRICIZE                     |
| Serial Number: | 76269278 | PW                                   |
| Serial Number: | 75747135 | SHADOW DANCERS                       |
| Serial Number: | 76222871 | PROVEN SELECTIONS                    |
| Serial Number: | 76324156 | SUPERBELLS                           |
| Serial Number: | 76324160 | SUPERBENA                            |

| Property Type  | Number   | Word Mark                 |
|----------------|----------|---------------------------|
| Serial Number: | 85487346 | BLUSHING PRINCESS         |
| Serial Number: | 85487338 | BLUE MY MIND              |
| Serial Number: | 85489821 | SEÑORITA BLANCA           |
| Serial Number: | 85949963 | THE BEST PETUNIA. PERIOD. |
| Serial Number: | 78189639 | INTENSIA                  |
| Serial Number: | 85774469 | WHITE KNIGHT              |
| Serial Number: | 85825947 | BUBBLEGUM                 |
| Serial Number: | 76269277 |                           |

**CORRESPONDENCE DATA**

**Fax Number:** 7073407239  
*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:** 707-252-7122  
**Email:** tmdept@dpf-law.com  
**Correspondent Name:** J. Scott Gerien  
**Address Line 1:** 1500 First Street, Ste 200  
**Address Line 4:** Napa, CALIFORNIA 94559

|                                |                   |
|--------------------------------|-------------------|
| <b>ATTORNEY DOCKET NUMBER:</b> | PROV01-13         |
| <b>NAME OF SUBMITTER:</b>      | J. Scott Gerien   |
| <b>SIGNATURE:</b>              | /J. Scott Gerien/ |
| <b>DATE SIGNED:</b>            | 01/30/2024        |

**Total Attachments: 4**  
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source=PW TX Conversion#page2.tif  
source=PW TX Conversion#page3.tif  
source=PW TX Conversion#page4.tif



## Office of the Secretary of State

### CERTIFICATE OF CONVERSION

The undersigned, as Secretary of State of Texas, hereby certifies that a filing instrument for

Proven Winners North America LLC  
File Number: [Entity not of Record, Filing Number Not Available]

Converting it to

Proven Winners North America LLC  
File Number: 805386606

has been received in this office and has been found to conform to law. ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing the acceptance and filing of the conversion on the date shown below.

Dated: 01/08/2024

Effective: 01/08/2024



A handwritten signature in black ink that reads "Jane Nelson".


Jane Nelson  
Secretary of State

**Form 647**  
**(Revised 12/23)**

Return in duplicate to:  
 Secretary of State  
 P.O. Box 13697  
 Austin, TX 78711-3697  
 512-463-5555  
 FAX: 512-463-5709

**Filing Fee: See instructions**

This space reserved for office use.



**Certificate of Conversion**  
 of a  
**Foreign Entity**  
 Converting to a  
**Texas Filing Entity**

**FILED**  
 In the Office of the  
 Secretary of State of Texas

**JAN 08 2024**

**Corporations Section**

**Converting Entity Information**

The name of the converting entity is: Proven Winners North America LLC

The jurisdiction of formation of the converting entity is: California

The converting entity is a: (Select the appropriate entity type from the list shown below.)

- |   |   |
|---|---|
| <input type="checkbox"/> For-Profit Corporation                         | <input checked="" type="checkbox"/> Limited Liability Company   |
| <input type="checkbox"/> Nonprofit Corporation                          | <input type="checkbox"/> Professional Limited Liability Company |
| <input type="checkbox"/> Professional Corporation                       | <input type="checkbox"/> Limited Partnership                    |
| <input type="checkbox"/> Professional Association                       | <input type="checkbox"/> Cooperative Association                |
| <input type="checkbox"/> Other: _____<br><i>Specify type of entity.</i> | <input type="checkbox"/> General Partnership                    |

The date of formation of the converting entity is: July 21, 1998

The file number, if any, issued to the converting entity is: 32053498930

**Converted Entity Information**

The foreign entity named above is converting to a filing entity formed under the Texas Business Organizations Code. The name of the converted entity is:

Proven Winners North America LLC

*(Name of entity after the conversion must include an organizational identifier for the entity type selected below.)*

The converted entity will be formed under the laws of Texas.

The converted entity is a: (Select the appropriate entity type from the list shown below.)

- |   |   |
|---|---|
| <input type="checkbox"/> For-Profit Corporation   | <input checked="" type="checkbox"/> Limited Liability Company   |
| <input type="checkbox"/> Nonprofit Corporation    | <input type="checkbox"/> Professional Limited Liability Company |
| <input type="checkbox"/> Professional Corporation | <input type="checkbox"/> Limited Partnership                    |
| <input type="checkbox"/> Professional Association | <input type="checkbox"/> Cooperative Association                |



**Plan of Conversion or Alternative Statements**

The plan of conversion is attached.

*If the plan of conversion is not attached, the following statements must be completed.*

In lieu of attaching the plan of conversion, the converting entity certifies to the following statements by providing an address in Items 1 and 2.

1. A signed plan of conversion is on file at the principal place of business of the converting entity. The address of the principal place of business of the converting entity is:

|                                  |             |              |                |                 |
|----------------------------------|-------------|--------------|----------------|-----------------|
| P.O. Box 1006                    | Campbell    | CA           | USA            | 95009           |
| <i>Street or Mailing Address</i> | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

2. A signed plan of conversion will be on file after the conversion at the principal place of business of the converted entity. The address of the principal place of business of the converted entity is:

|                                  |             |              |                |                 |
|----------------------------------|-------------|--------------|----------------|-----------------|
| P.O. Box 1006                    | Campbell    | CA           | USA            | 95009           |
| <i>Street or Mailing Address</i> | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

A copy of the plan of conversion will be furnished on written request without cost by the converting entity before the conversion or by the converted entity after the conversion to any owner or member of the converting entity or converted entity.

**Supplemental Provisions/Information**

Text Area: [The attached addendum, if any, is incorporated herein by reference.]

[Empty text area box]

**Certificate of Formation for the Converted Entity**

The certificate of formation for the converted Texas filing entity is attached to this certificate of conversion as an attachment or exhibit to either (i) the plan of conversion or (ii) this certificate if the plan has not been attached to the certificate of conversion. The certificate of formation includes a statement that the converted entity is formed under a plan of conversion and the name, address, date of formation, prior form of organization, and jurisdiction of formation of the converting entity.

**Approval of the Plan of Conversion**

The plan of conversion has been approved as required by the laws of the jurisdiction of formation and the governing documents of the converting entity.

**Effectiveness of Filing (select one)**

- A.  This document becomes effective when the document is accepted and filed by the secretary of state.
- B.  This document becomes effective at a later date, which is not more than ninety (90) days from the date of signing. The delayed effective date is: \_\_\_\_\_
- C.  This document takes effect upon the occurrence of the future event or fact, other than the passage of time. The 90<sup>th</sup> day after the date of signing is: \_\_\_\_\_

The following event or fact will cause the document to take effect in the manner described below:

\_\_\_\_\_

**Tax Certification**


- Attached hereto is a certificate from the Texas Comptroller of Public Accounts that certifies the converting entity is in good standing for purposes of conversion.
- OR
- In lieu of providing the tax certificate, the converted entity is liable for the payment of any required franchise taxes.

**Execution**

The undersigned signs the document subject to the penalties imposed by law for submission of a materially false or fraudulent instrument. The undersigned certifies that the statements contained herein are true and correct, and that the person signing is authorized under the provisions of the Texas Business Organizations Code, or other law applicable to and governing the converting entity, to execute the filing instrument.

Date: 1/2/2024

By: Proven Winners North America LLC  
Name of converting entity (see instructions)

  
Signature and title of authorized person (see instructions)

Mark Broxon, CEO  
Printed or typed name of authorized person