

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Diamond Foods, LLC		01/04/2013	LIMITED LIABILITY COMPANY: ALABAMA
RECEIVING PARTY DATA			
Name:	RFS Enterprises, LLC		
Street Address:	3827 Hwy 79 South		
City:	Guntersville		
State/Country:	ALABAMA		
Postal Code:	35976		
Entity Type:	LIMITED LIABILITY COMPANY: ALABAMA		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Serial Number:	85750552	CROSS CREEK FARMS	
Serial Number:	85750528	CROSS CREEK FARMS	
CORRESPONDENCE DATA			
Fax Number:	2565175285		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>			
Phone:	256-517-5142		
Email:	wbabcock@babco.com		
Correspondent Name:	Frank M. Caprio		
Address Line 1:	200 Clinton Avenue West		
Address Line 2:	Suite 900		
Address Line 4:	Huntsville, ALABAMA 35801		
ATTORNEY DOCKET NUMBER:	203162301001		
NAME OF SUBMITTER:	Frank M. Caprio		

Signature:	/Frank M. Caprio/
Date:	01/04/2013
Total Attachments: 1 source=Assignment#page1.tif	

ASSIGNMENT OF TRADEMARKS

WHEREAS, Diamond Foods, LLC, an Alabama limited liability company ("Assignor") having a business address at 1009 Portwood Drive, Albertville, Alabama, 35951 has intended to use the word mark, CROSS CREEK FARMS, and the design mark,



in interstate commerce, and has filed an application for each mark with the United States Patent and Trademark Office. The applications were filed on October 10, 2012 based on its bona fide intent to use such marks in commerce, and were given Serial Nos. 85-750,552 and 85-750,528, respectively. Assignor has not yet filed an allegation of use of the marks under Section 1(c) or 1(d) of the Trademark Act; and

WHEREAS, RFS Enterprises, LLC, of 3827 Hwy 79 South, Guntersville, Alabama 35976 ("Assignee") is acquiring the line of business or portion thereof to which the mark pertains as required by 15 USC § 1060;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Diamond Foods, LLC does hereby assign to RFS Enterprises, LLC the mark in the above identified application as part of the line of business or portion thereof to which the mark pertains as required by 15 USC § 1060.

The Commissioner of Patents and Trademarks is requested to make the proper notation of the foregoing assignment on the trademark records maintained by the United States Patent and Trademark Office.

IN WITNESS WHEREOF, Assignor hereby executes this Assignment as of the 4th day of January, 2013.

Diamond Foods, LLC

By: 

Pamela Frazier

Its: 

Operating Manager