

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM527063

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Superwinch, LLC		04/11/2019	Limited Liability Company:
SWH, LLC		04/11/2019	Limited Liability Company:
SGL, LLC		04/11/2019	Limited Liability Company:
RECEIVING PARTY DATA			
Name:	Westin Automotive Products, Inc.		
Street Address:	320 W. Covina Blvd.		
City:	San Dimas		
State/Country:	CALIFORNIA		
Postal Code:	91773		
Entity Type:	Corporation: DELAWARE		
PROPERTY NUMBERS Total: 3			
Property Type	Number	Word Mark	
Registration Number:	3187067	S SUPERWINCH	
Registration Number:	1105048	SUPERWINCH	
Registration Number:	3315879	SUPERWINCH	
CORRESPONDENCE DATA			
Fax Number:	2482922910		
<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:	2482922920		
Email:	wmorgan@patentco.com		
Correspondent Name:	Jenny Lee		
Address Line 1:	29 W. Lawrence Street, Suite 210		
Address Line 4:	Pontiac, MICHIGAN 48342		
NAME OF SUBMITTER:	Jenny Lee		
SIGNATURE:	/Jenny Lee/		
DATE SIGNED:	06/10/2019		
Total Attachments: 11			
source=Superwinch Trademark Assignment#page1.tif			

CH \$90.00 3187067

source=Superwinch Trademark Assignment#page2.tif
source=Superwinch Trademark Assignment#page3.tif
source=Superwinch Trademark Assignment#page4.tif
source=Superwinch Trademark Assignment#page5.tif
source=Superwinch Trademark Assignment#page6.tif
source=Superwinch Trademark Assignment#page7.tif
source=Superwinch Trademark Assignment#page8.tif
source=Superwinch Trademark Assignment#page9.tif
source=Superwinch Trademark Assignment#page10.tif
source=Superwinch Trademark Assignment#page11.tif

TRADEMARK ASSIGNMENT AGREEMENT

This Trademark Assignment Agreement (the “*Assignment*”) is hereby entered into on April 11, 2019 (the “*Effective Date*”), by and between Superwinch (assignment for the benefit of creditors), LLC (“*Superwinch*”), SWH (assignment for the benefit of creditors), LLC (“*SWH*”), SGI (assignment for the benefit of creditors), LLC (“*SGI*”) (collectively, “*Sellers*” or “*Assignees*” and each individually, a “*Seller*”) solely in their capacities as the assignees for the benefit of creditors for the respective Assignment Estates, with their respective principal offices located at 3495 Freedom Circle, Suite 560, Santa Clara, CA 95054 and Westin Automotive Products, Inc., a Delaware corporation (the “*Buyer*”), with its principal office located at 320 W. Covina Blvd., San Dimas, CA 91773. Sellers and Buyer are parties to a certain Asset Purchase Agreement dated as of April 11, 2019 (the “*Asset Purchase Agreement*”). All capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Asset Purchase Agreement.

1. Each Seller desires to transfer and assign to Buyer, and Buyer desires to accept the transfer and assignment of each Seller’s right, title and interest in, to and under, any and all trademark and servicemark rights throughout the world, including any and all applications, registrations, and common law marks, whether registered or not, together with the goodwill of the business associated with and symbolized by same, held by such Seller, including, without limitation, those set forth on Schedule A hereto (collectively, the “*Trademarks*”), together with all common law rights therein, and the right of such Seller to sue for and recover damages or profits arising out of past, present, or future infringement of any and all of said rights as fully and entirely as the same would have been held and enjoyed by such Seller had this Assignment not been made. Notwithstanding the foregoing, each Seller is not transferring, conveying or otherwise assigning to Buyer any Intellectual Property that is deemed an Excluded Asset pursuant to the Asset Purchase Agreement.

2. Each Seller, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, does hereby sell, convey, transfer and assign to Buyer, and Buyer hereby accepts the sale, conveyance, transfer and assignment of all right, title and interest of such Seller in, to and under the Trademarks, including all worldwide right, title and interest of such Seller in, to and under the Trademarks, together with the right of such Seller to claim priority in all countries in accordance with international law, any and all rights of such Seller corresponding to said Trademarks in countries throughout the world, and all of such Seller’s rights to sue for past, present or future infringement of said Trademarks worldwide together with all claims for damages by reason of past, present or future infringement of said Trademarks, and the right to sue for and collect the same for Buyer’s own use and enjoyment, all to be held and enjoyed by said Buyer, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by such Seller had this Assignment not been made. Each Seller hereby authorizes and requests the United States Patent and Trademark Office to issue said Trademarks in accordance with this Assignment.

3. Upon the consummation of this Assignment, the Sellers' conveyance, transfer and assignment of the Trademarks shall be rendered on an "AS IS" and "WHERE IS" basis. Each Seller represents and warrants that upon information and belief, such Seller has full and complete authority to make this Assignment.

4. This Assignment may be executed in multiple counterparts, each of which shall be deemed an original hereof, and all of which shall constitute a single agreement effective as of the date hereof. Any delivery of an executed counterpart of this Assignment by facsimile or electronic mail shall be as effective as delivery of a manually executed counterpart of this Assignment.

5. This Assignment shall be binding upon and shall inure to the benefit of the parties and their respective successors and assigns.

6. This Assignment shall be governed by and construed in accordance with federal law, to the extent applicable, and, where state law is implicated, the internal laws of the State of Delaware, without giving effect to any principles of conflicts of law.

7. This Assignment may not be supplemented, altered, or modified in any manner, except by a writing signed by all parties hereto. The failure of any party to enforce any terms or provisions of this Assignment shall not waive any of its rights under such terms or provisions.

[Signature Page Follows]

IN WITNESS WHEREOF, Sellers and Buyer executed and delivered this Trademark Assignment Agreement by their duly authorized representatives as of the Effective Date.

SELLERS:

Superwinch (assignment for the benefit of creditors), LLC, solely as assignee for the benefit of creditors of Superwinch, LLC

SWH (assignment for the benefit of creditors), LLC, solely as assignee for the benefit of creditors of Superwinch Holding LLC

SGI (assignment for the benefit of creditors), LLC, solely as assignee for the benefit of creditors of Superwinch Group, Inc.

By: 
Its: Manager

BUYER:

Westin Automotive Products, Inc.

By: _____
Its: _____

IN WITNESS WHEREOF, Sellers and Buyer executed and delivered this Trademark Assignment Agreement by their duly authorized representatives as of the Effective Date.

SELLERS:

Superwinch (assignment for the benefit of creditors), LLC, solely as assignee for the benefit of creditors of Superwinch, LLC

SWH (assignment for the benefit of creditors), LLC, solely as assignee for the benefit of creditors of Superwinch Holding LLC


SGI (assignment for the benefit of creditors), LLC, solely as assignee for the benefit of creditors of Superwinch Group, Inc.

By: _____

Its: Manager

BUYER:

Westin Automotive Products, Inc.

By: 

Its: President, CEO

SCHEDULE A

Trademarks

Superwinch, LLC

PERKINSCOIE

COUNTRY MARK	APP DATE	REG DATE	STATUS
	APP NO.	REG NO.	
	PRIORITY DATE		

AUSTRALIA

SUPERWINCH Design Owner: Superwinch, LLC 4/28/1997 5/25/1999 REGISTERED
 733303 733303 Renewal is Next Action Due



TRADEMARK
 REEL: 006666 FRAME: 0017

CANADA

S SUPERWINCH Design Owner: Superwinch, LLC 10/17/2007 12/1/2008 REGISTERED
 1,368,834 TMAA729,796 Renewal is Next Action Due



CLASS DESCRIPTION
 007 Winches; winches for agricultural, marine, four wheel drive and Industrial applications

CLASS DESCRIPTION
 000 GOODS:
 (1) Metal cables and chains for winches; ropes of metal; shackles namely metal chains, metal pulleys, metal pulley blocks, metal hooks, metal grab hooks, and shackle brackets; metal strapping or tie downs for towing; winches and parts therefor; electric winches; hydraulic winches; winch repair kits primarily composed of winch component parts; electrical, electronic and radio-controlled switches for winches and truck tarp systems; mounting systems for winches and accessories for use on land vehicles, namely, winch carriers, fairleads, hawse fairleads, roller fairleads, fairlead covers, front and rear receiver hitches, and wheel hubs for vehicles; strapping, namely straps for handling loads; non-metal tie down straps and straps for towing; straps for tree strapping

SUPERWINCH Owner: Superwinch, LLC 10/17/2007 9/9/2009 REGISTERED
 1,368,836 TMAA747,181 Renewal is Next Action Due

COUNTRY
MARK

APP DATE
APP NO.
REG DATE
REG NO.
STATUS
PRIORITY DATE

CANADA continued.....
SUPERWINCH continued.....

CLASS DESCRIPTION

000

GOODS:
(1) Metal cables and chains for winches; ropes of metal; shackles namely metal chains, metal pulleys, metal pulley blocks, metal hooks, metal grab hooks, and shackle brackets; winches and parts therefor; electric winches, hydraulic winches; winch repair kits primarily composed of winch component parts; electrical, electronic and radio-controlled switches for winches and truck tarp systems; mounting systems for winches, bumpers and accessories for use on land vehicles, namely, grill guards, brush guards, winch carriers, fairleads, hawse fairleads, roller fairleads, fairlead covers, front and rear receiver hitches, and wheel hubs for vehicles; strapping, namely straps for handling loads; the down straps and straps for towing; straps for tree strapping

SUPERWINCH Design

Owner: Superwinch, LLC

10/17/2007
1,368,835

10/23/2009
TMA750,961

REGISTERED
Renewal Is Next Action Due



CLASS DESCRIPTION

000

GOODS:
(1) Metal cables and chains for winches; ropes of metal; shackles in the nature of metal chains, metal pulleys, non-electric metal pulley blocks, metal hooks, metal grab hooks, and metal shackle brackets; metal strapping or tie downs for towing; winches and parts therefor; hydraulic winches; winch repair kits composed of winch component parts; electrical, electronic and radio-controlled switches for winches and truck tarp systems; mounting systems for winches and accessories for use on land vehicles, namely, winch carriers, fairleads, hawse fairleads, roller fairleads, fairlead covers, front and rear receiver hitches, and wheel hubs for vehicles; strapping, namely straps for handling loads; non-metal tie down straps and straps for towing; straps for tree strapping

CHINA

S SUPERWINCH Design

Owner: Superwinch, LLC

11/19/2007
6388195

3/7/2010
6388195

REGISTERED
Renewal Is Next Action Due



CLASS DESCRIPTION

007

Electric winch; hydraulic winch
Owner: Superwinch, LLC

11/19/2007
6388196

3/7/2010
6388196

REGISTERED
Renewal Is Next Action Due

CLASS DESCRIPTION

007

Electric winch; hydraulic winch

TRADEMARK

REEL: 006666 FRAME: 0018

COUNTRY MARK	APP DATE	REG DATE	STATUS
	APP NO.	REG NO.	
	PRIORITY DATE		

CHINA continued....

SUPERWINCH Design Owner: Superwinch, LLC 11/19/2007 3/7/2010 REGISTERED
 6388194 6388194 Renewal Is Next Action Due



CLASS	DESCRIPTION
007	Electric winch; hydraulic winch

EUROPEAN UNION (EUTM & RCD)

SUPERWINCH Design Owner: Superwinch, LLC 3/3/2000 9/1/2001 REGISTERED
 1537513 1537513 Renewal Is Next Action Due



CLASS	DESCRIPTION
-------	-------------

- 006 Chains; pulleys; pulley blocks; shackles; ratchets; hooks; grab hooks; grills for vehicles; wheel hubs for vehicles; cables of metal; ropes of metal; mounting kits for metal for mounting winches; windlasses and capstans; free wheel hubs
- 007 Winches; electrical and hydraulic winches; winches for mounting on vehicles; winches for vehicles; winches for trailers; capstans; windlasses; mounting kits for winches; capstans and windlasses; pulleys; pulley blocks; shackles; hooks; chains; parts and fittings for all the aforesaid goods
- 022 Ropes; tow ropes; straps; strapping; tow straps; recovering straps; cables not of metal; tie downs; padded strapping for protecting trees; tie downs for boats; for transoms; for motorcycles; for racing cars; for axles and for wheels; combinations of tie downs and ratches; adjustable tie downs

HONG KONG

S SUPERWINCH Design Owner: Superwinch, LLC 11/17/2007 4/3/2008 REGISTERED
 300988877 300988877 Renewal Is Next Action Due



CLASS	DESCRIPTION
007	Electric and hydraulic winches

COUNTRY MARK	APP DATE APP NO. PRIORITY DATE	REG DATE REG NO.	STATUS
--------------	--------------------------------------	---------------------	--------

SWEDEN

P/S SUPERWINCH Owner: Superwinch, Inc. 3/3/1999 9/1/2000 REGISTERED
1999/01783 339957 Renewal Is Next Action Due

CLASS	DESCRIPTION
007	Winches (electric / hydraulic)

TAIWAN

S SUPERWINCH Design Owner: Superwinch, LLC 12/10/2007 9/16/2008 REGISTERED
96058110 1328278 Renewal Is Next Action Due



CLASS	DESCRIPTION
007	Electric and hydraulic winches

SUPERWINCH Owner: Superwinch, LLC 12/10/2007 9/16/2008 REGISTERED
96058113 1328280 Renewal Is Next Action Due

CLASS	DESCRIPTION
007	Electric and hydraulic winches

SUPERWINCH Design Owner: Superwinch, LLC 12/10/2007 9/16/2008 REGISTERED
96058111 1328279 Renewal Is Next Action Due



UNITED KINGDOM

SUPERWINCH Owner: Superwinch, LLC 11/13/2012 3/28/2014 REGISTERED
UK00002642032 UK0000264203 Renewal Is Next Action Due

CLASS	DESCRIPTION
006	Chains; pulleys; pulley blocks; shackles; ratchets; hooks; grab hooks; grills for vehicles; wheel hubs for vehicles; cables of metal; ropes of metal; mounting kits of metal for mounting winches; windlasses and capstans; free wheel hubs

2

COUNTRY
MARK

APP DATE
APP NO.

REG DATE
REG NO.

STATUS

PRIORITY DATE

UNITED KINGDOM continued.....
SUPERWINCH continued.....

- 007 Winches; electrical and hydraulic winches; winches for mounting on vehicles; winches for trailers; capstans; windlasses; mounting kits for winches; capstans and windlasses; pulleys; pulley blocks; shackles; hooks; chains; electrical control units and wireless electrical controls including transmitters, receivers and related components for winches and other devices used to drag, lift or otherwise move materials or items; parts and fittings for all the aforesaid goods
- 022 Ropes; tow ropes; straps; strapping; tow straps; recovering straps; cables not of metal; tie downs; padded strapping for protecting trees; tie downs for boats, for transoms, for motorcycles, for racing cars, for axles and for wheels; combinations of tie downs and ratches; adjustable tie downs
- 035 Advertising; business management; business administration; office functions; electronic data storage; organization, operation and supervision of loyalty and incentive schemes; advertising services provided via the Internet; production of television and radio advertisements; accountancy; auctioneering; trade fairs; opinion polling; data processing; provision of business information; retail and wholesale services connected with the sale of chains, pulleys, pulley blocks, shackles, ratchets, hooks, grab hooks, grills for vehicles, wheel hubs for vehicles, cables of metal, ropes of metal, mounting kits of metal for mounting winches, windlasses and capstans, free wheel hubs, winches, electrical and hydraulic winches, winches for mounting on vehicles, winches for vehicles, winches for trailers, capstans, windlasses, mounting kits for winches, capstans and windlasses, pulleys, pulley blocks, shackles, hooks, chains, electrical control units and wireless electrical controls including transmitters, receivers and related components for winches and other devices used to drag, lift or otherwise move materials or items, ropes, tow ropes, straps, strapping, tow straps, recovering straps, cables not of metal, tie downs, padded strapping for protecting trees, tie downs for boats, for transoms, for motorcycles, for racing cars, for axles and for wheels, combinations of tie downs and ratches, adjustable tie downs, parts and fittings for all the aforesaid goods

UNITED STATES

S SUPERWINCH Design Owner: Superwinch, LLC 2/10/2006 12/19/2006 REGISTERED
78812383 3187067 Renewal is Next Action Due

CLASS DESCRIPTION

- 006 Metal cables and chains for winches; ropes of metal; shackles in the nature of metal chains, metal pulleys, metal pulley blocks, metal hooks, metal grab hooks, and shackle brackets; metal strapping or tie downs for towing
- 007 Winches and parts therefore; electric winches, hydraulic winches; winch repair kits primarily composed of winch component parts
- 009 Electrical, electronic and radio-controlled switches for winches and truck tarp systems
- 012 Mounting systems for winches and accessories for use on land vehicles, namely, winch carriers, fairleads, hawse fairleads, roller fairleads, fairlead covers, front and rear receiver hitches, and wheel hubs for vehicles
- 022 Strapping, namely straps for handling loads; non-metal tie down straps and straps for towing; straps for tree strapping
Owner: Superwinch, LLC 7/11/2003 7/20/2004 REGISTERED
76528947 2865813 Renewal is Next Action Due



COUNTRY
MARK

APP DATE
APP NO.
REG DATE
REG NO.
STATUS

PRIORITY DATE

UNITED STATES continued.....
SUPERWINCH continued.....

CLASS DESCRIPTION

- 006 Metal cables and chains for winches; ropes of metal; shackles in the nature of metal chains, metal pulleys, metal pulley blocks, metal hooks, metal grab hooks, and shackle brackets
- 007 Winches and parts therefore; electric winches, hydraulic winches; winch repair kits primarily composed of winch component parts
- 009 Electrical, electronic and radio-controlled switches for winches and truck tarp systems
- 012 Mounting systems for winches, bumpers and accessories for use on land vehicles, namely, grill guards, brush guards, winch carriers, fairleads, hawse fairleads, roller fairleads, fairlead covers, front and rear receiver hitches, and wheel hubs for vehicles

SUPERWINCH Design

022 Strapping, namely straps for handling loads; tie down straps and straps for towing; straps for tree strapping
Owner: Superwinch, LLC
8/20/1976 10/31/1978 REGISTERED
73097317 1105048 Renewal Is Next Action Due

SUPERWINCH

CLASS DESCRIPTION

- 007 Electric Winches
Owner: Superwinch, LLC
12/15/2006 10/23/2007 REGISTERED
77064983 3315879 Renewal Is Next Action Due
- 006 Metal cables and chains for winches; ropes of metal; shackles in the nature of metal chains, metal pulleys, non-electric metal pulley blocks, metal hooks, metal grab hooks, and metal shackle brackets, metal strapping or tie downs for towing
- 007 Winches and parts therefore; hydraulic winches; winch repair kits composed of winch component parts
- 009 Electrical, electronic and radio-controlled switches for winches and truck tarp systems
- 012 Mounting systems for winches and accessories for use on land vehicles, namely, winch carriers, fairleads, hawse fairleads, roller fairleads, fairlead covers, front and rear receiver hitches, and wheel hubs for vehicles
- 022 Strapping, namely straps for handling loads; non-metal tie down straps and straps for towing; straps for tree strapping

SUPERWINCH

TRADEMARK

REEL: 006666 FRAME: 0022