

ESTTA Tracking number: **ESTTA874391**

Filing date: **01/31/2018**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92063932
Party	Plaintiff Edible Arrangements, LLC
Correspondence Address	MEICHELE R MACGREGOR COWAN LIEBOWITZ & LAYMAN PC 114 WEST 47TH ST NEW YORK, NY 10036 UNITED STATES Email: ip@edible.com, mrm@ccl.com
Submission	Other Motions/Papers
Filer's Name	Ryan A. Ghiselli
Filer's email	ryg@ccl.com, mrm@ccl.com, trademark@ccl.com
Signature	/Ryan A. Ghiselli/
Date	01/31/2018
Attachments	18-01-31 Notice of Assignment and Motion to Dismiss for Mootness CS.pdf(165238 bytes)

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM452178

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
BBCC, LLC		11/16/2017	Limited Liability Company: SOUTH CAROLINA
RECEIVING PARTY DATA			
Name:	Edible IP, LLC		
Also Known As:	Edible Arrangements		
Street Address:	95 Barnes Road		
Internal Address:	Edible Arrangements		
City:	Wallingford		
State/Country:	CONNECTICUT		
Postal Code:	06492		
Entity Type:	Limited Liability Company: CONNECTICUT		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Registration Number:	1036335	INCREDIBLE EDIBLES	
Registration Number:	1986459	INCREDIBLE EDIBLES	
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:	2037748129		
Email:	ip@edible.com		
Correspondent Name:	Susan Daly Stearns		
Address Line 1:	95 Barnes Road,		
Address Line 2:	Edible Arrangements		
Address Line 4:	Wallingford, CONNECTICUT 06492		
NAME OF SUBMITTER:	Susan Daly Stearns		
SIGNATURE:	/Susan Daly Stearns/		
DATE SIGNED:	11/27/2017		
Total Attachments: 1			
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CH \$65.00 1036335

CONFIRMATORY ASSIGNMENT

WHEREAS, BBCC, LLC d/b/a Vaughn-Russell, a South Carolina limited liability company, ("Assignor") has adopted and used the mark INCREDIBLE EDIBLES (the "Mark"), and is the record owner of U.S. Registration Nos. 1,036,335 and 1,986,459 (the "Registrations"); and

WHEREAS, Assignor has assigned to Edible IP, LLC ("Assignee") Assignor's entire right, title and interest, at common law and statutory, worldwide, in and to the Mark, including the Registrations, and all depictions thereof and logos relating thereto, together with the goodwill of the business symbolized thereby (the "Assignment"); and

WHEREAS, Assignor and Assignee wish to confirm the acquisition of the Mark and the Registrations by Assignee;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby confirms that it has assigned and transferred, and does hereby assign and transfer, unto Assignee, its successors and assigns, absolutely and forever, Assignor's entire right, title and interest, worldwide, in and to the Mark and the Registrations, and all depictions thereof and logos relating thereto, together with the goodwill of the business symbolized thereby, as well as the right to take legal action against infringements occurring either before or after the effective date of the Assignment, and to collect and retain all monetary and other benefits derived therefrom, effective as of NOVEMBER 16, 2017.

IN WITNESS WHEREOF, Assignor has signed this instrument on NOVEMBER 16, 2017.

BBCC, LLC d/b/a Vaughn-Russell

By: 

Name: CHRIS BEARD

Title: VP/CFO

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on January 13, 2017, I served a copy of the foregoing on counsel for BBCC, LLC, Jason A. Pittman, by email to the following address: jpittman@dority-manning.com.

/Ryan A. Ghiselli/
Ryan A. Ghiselli