

08-03-2000

FORM PTO-1594

U.S. Department of Commerce

(Rev. 6-93)

Patent and Trademark Office

OMB No. 0651-0011 (exp. 4/94)



101421970

To the Honorable Commissioner of Patents and Tradem

opy thereof.

1. Name of conveying party(ies):

Whole Foods Market Services, Inc.

*2 (K1)  
7-12-00*

Individual(s) Association  
General Partnership Limited Partnership  
 Corporation-State (Delaware)  
Other

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

Assignment  Merger  
 Security Agreement  Change of Name  
 Other

Execution Date: 07/03/00

2. Name and address of receiving party(ies):

Name: Whole Foods Market IP Inc.

Internal Address:

Street Address: 601 N. Lamar, Suite 300

City: Austin State: TX Zip: 78703

individual(s) citizenship  
Association  
General Partnership  
Limited Partnership  
 Corporation-State Delaware  
Other

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
(Designations must be a separate document from Assignment)  
Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or registration number(s): SEE ATTACHED

A. Trademark Application No.(s):  
B. Trademark Registration No.(s):

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Linda Fontaine

Internal Address: Whole Foods Market

Street Address: 601 N. Lamar, Suite 300

City: Austin State: Texas Zip: 78703

6. Total number of applications and registrations involved: 86

7. Total fee (37 C.F.R. 3.41)----- \$ 2,165.00

Enclosed  
 Authorized to be charged to deposit account if check insufficient or inadvertently omitted

8. Deposit account number: \_\_\_\_\_  
(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

*Linda Fontaine*  
Linda Fontaine Signature 07/03/00 Date

Total number of pages including cover sheet, attachments and documents: 8

Mail documents to be recorded with required cover sheet information to:

BOX ASSIGNMENT

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

08/02/2000 NTHA11 00000216 75285483

01 FC:481 40.00 00  
02 FC:482 2125.00 00

CERTIFICATE OF MAILING  
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Box Assignment, Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date below:

07/03/00 Date *Linda Fontaine* Linda Fontaine

**WHOLE FOODS MARKET SERVICES, INC.**

<u>Mark</u>	<u>Application Serial No.</u>	<u>Filed</u>
WHOLE FOODS MARKET 365 EVERY DAY VALUE and Design	75/285,483	05/02/97
GARLIC 1200	75/490,205	05/22/98
GENTLE SLEEP	75/490,206	05/22/98
WHOLE FOODS DAILY WITH IRON	75/490,208	05/22/98
ULTIMATE BALANCE FOR WOMEN	75/490,209	05/22/98
WHOLE FOODS COMPLETE	75/490,210	05/22/98
THINK SMART	75/490,217	05/22/98
FIBERGUARD DAILY	75/490,223	05/22/98
WHOLE FOODS DAILY WITHOUT IRON	75/500,523	06/11/98
KAVA SLEEP	75/500,524	06/11/98
OMEGAFORCE	75/506,903	06/22/98
WHOLE FOODS ESSENTIALS FOR MEN	75/506,904	06/22/98
WHOLE FOODS ESSENTIALS FOR KIDS	75/506,905	06/22/98
INFLAMED COMPLEX	75/506,910	06/22/98
WHOLEZYME	75/506,914	06/22/98
WHOLE FOODS PRENATAL ESSENTIALS	75/506,915	06/22/98
WHOLE FOODS ESSENTIALS FOR WOMEN	75/506,916	06/22/98
ANTIOXYGUARD	75/506,917	06/22/98
WHOLE KIDS ORGANIC	75/532,737	08/07/98
WHOLE FOODS WHOLE PEOPLE WHOLE PLANET and Design	75/532,740	08/07/98
FLAVORS	75/539,096	08/19/98
PROSTASSURE	75/545,080	08/31/98
CAPRYLICARE	75/545,364	08/31/98
AQUACOMFORT	75/582,232	11/03/98
ESSENTIAL GARLIC	75/582,540	11/05/98
OPTIMOOD	75/586,997	11/12/98
WHOLEFOODS.COM	75/617,304	01/08/99
WHOLE FOODS and Design	75/617,512	01/08/99
WHOLE FOODS and Design	75/617,689	01/08/99
JOINT GLIDE	75/733,740	06/22/99
JOINT PARTNER	75/733,742	06/22/99
VISION DEFENSE	75/734,352	06/22/99

CHROMAFIT	75/734,353	06/22/99
ST. JOHN'S BALANCE	75/734,427	06/23/99
LUNG LIFE	75/734,428	06/23/99
WHOLEPEOPLE.COM	75/758,366	07/23/99
KAVASOOTHE	75/761,518	07/27/99
MULTI-VITAMINS and Design	75/766,704	08/03/99
BONE & JOINT HEALTH and Design	75/766,706	08/03/99
BRAIN FUNCTION and Design	75/766,837	08/03/99
VISION HEALTH and Design	75/766,839	08/03/99
CARDIO HEALTH	75/766,912	08/03/99
ANTI-STRESS & MOOD and Design	75/766,977	08/03/99
ANTIOXIDANTS and Design	75/766,978	08/03/99
DIGESTIVE HEALTH & CLEANSING and Design	75/767,149	08/03/99
RESPIRATORY HEALTH and Design	75/767,226	08/03/99
MULTI-VITS and Design	75/767,227	08/03/99
ANTI-STRESS & MOOD and Design	75/767,228	08/03/99
WOMEN'S HEALTH and Design	75/767,229	08/03/99
IMMUNE SYSTEM HEALTH and Design	75/767,246	08/03/99
WE WROTE THE BOOK ON NATURAL FOODS	75/774,497	08/12/99
WHOLELIVING.COM	75/778,930	08/19/99
VEGGIE SHIELD	75/795,929	09/09/99
DISCOVER YOUR WORLD	75/807,769	09/24/99
WHOLE PEOPLE	75/816,483	10/06/99
GOURMET TO EVERYDAY... NATURALLY	75/832,201	10/26/99
LAMAR ST. PALE ALE and Design	75/861,199	11/30/99
WHOLE FOODS BATH BOMBS and Design	75/861,805	11/30/99
FOOD AND WINE GARAGE	75/868,711	12/10/99
WFM	75/927,708	02/25/00
WHOLE FOODS MARKET 365 EVERY DAY VALUE and Design	75/977,258	05/02/97
HERPENEX	76/017,175	04/04/00
URGENC	76/017,177	04/04/00
VERVE	76/045,599	05/11/00
HERBAL REGULARITY	76/057,600	05/26/00

<u>Mark</u>	<u>Registration No.</u>	<u>Issued</u>
WHOLE FOODS MARKET and Design	1,557,320	09/19/89
WHOLE FOODS MARKET	1,961,586	03/12/96
365 MURAD and Design	2,062,176	05/13/97
365 MURAD and Design	2,062,177	05/13/97
365 MURAD and Design	2,066,983	06/03/97
CELEBRATION CIDER	2,164,563	06/09/98
MACUGUARD	2,253,672	06/15/99
SLENDERIZE	2,253,673	06/15/99
OPTILIVER	2,253,674	06/15/99
ARTHRIRESOLVE	2,255,637	06/22/99
OSTEOSTRENGTH	2,255,643	06/22/99
PROMASCULINE	2,255,645	06/22/99
BROMEZAIN	2,255,646	06/22/99
FLORASOURCE WITH FOS	2,267,024	08/03/99
RESPIREASE	2,288,736	10/26/99
TRIPLE GINSENG	2,301,059	12/14/99
CRANGUARD	2,308,642	01/18/00
CARDIOBOOST Q10	2,342,355	04/18/00
TRIPLE DEFENDER	2,344,524	04/25/00
SPORTS NUTRITION and Design	2,345,762	04/25/00
VISION RX	2,353,159	05/30/00

## ASSIGNMENT OF MARKS

WHEREAS, Whole Foods Market Services, Inc., a Delaware corporation, having a business address of 601 N. Lamar, Suite 300, Austin, Texas 78703 has adopted and is using the following marks for which the following United States trademark applications have been filed and the following United States Trademark Registrations have been obtained:

<u>Mark</u>	<u>Application Serial No.</u>	<u>Filed</u>
WHOLE FOODS MARKET 365 EVERY DAY VALUE and Design	75/285,483	05/02/97
GARLIC 1200	75/490,205	05/22/98
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and Design		
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TRIPLE DEFENDER	2,344,524	04/25/00
SPORTS NUTRITION and Design	2,345,762	04/25/00
VISION RX	2,353,159	05/30/00

WHEREAS, Whole Foods Market IP Inc., a Delaware corporation having an address of 601 N. Lamar, Suite 300, Austin, Texas 78703, desires to acquire any and all rights and goodwill associated with the above-referenced marks and the applications and registrations of the marks;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Whole Foods Market Services, Inc. does hereby assign to Whole Foods Market IP Inc. all right, title and interest in and to said marks, together with the goodwill of the business symbolized by the marks and the applications and registrations of the marks.

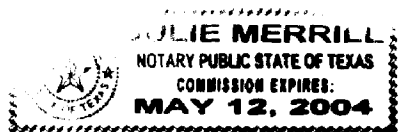
The Commissioner of Patents and Trademarks is requested to issue any Certificates of Registration to Whole Foods Market IP Inc.

**WHOLE FOODS MARKET SERVICES,  
INC.**

By: Linda Fontaine  
Name: Linda Fontaine  
Title: Asst. Sec.  
Date: 7-3-00

STATE OF TEXAS           §  
  §  
COUNTY OF TRAVIS      §

Before me, the undersigned authority, on this 3<sup>rd</sup> day of July, 2000, personally appeared Linda Fontaine known to me to be the person whose name is subscribed to the foregoing instruments and acknowledged to me that (he/she) is authorized to execute the same on behalf of the identified corporation and that (he/she) executed the same on behalf of the corporation for the purposes and consideration therein expressed.



Julie Merrill  
Notary Public, State of Texas  
Name Printed: Julie Merrill  
My Commission Expires: 5/12/04