

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM513794

|                              |                          |
|------------------------------|--------------------------|
| <b>SUBMISSION TYPE:</b>      | RESUBMISSION             |
| <b>NATURE OF CONVEYANCE:</b> | NUNC PRO TUNC ASSIGNMENT |
| <b>EFFECTIVE DATE:</b>       | 03/29/2018               |
| <b>RESUBMIT DOCUMENT ID:</b> | 900484372                |

## CONVEYING PARTY DATA

| Name                 | Formerly | Execution Date | Entity Type          |
|----------------------|----------|----------------|----------------------|
| Elanze Designs, Inc. |          | 03/29/2018     | Corporation: INDIANA |

## RECEIVING PARTY DATA

|                        |                      |
|------------------------|----------------------|
| <b>Name:</b>           | Dicksons, Inc.       |
| <b>Street Address:</b> | 709 B Avenue East    |
| <b>City:</b>           | Seymour              |
| <b>State/Country:</b>  | INDIANA              |
| <b>Postal Code:</b>    | 47274                |
| <b>Entity Type:</b>    | Corporation: INDIANA |

## PROPERTY NUMBERS Total: 4

| Property Type               | Number  | Word Mark                  |
|-----------------------------|---------|----------------------------|
| <b>Registration Number:</b> | 2604358 | COTTAGE GARDEN COLLECTIONS |
| <b>Registration Number:</b> | 5358783 |                            |
| <b>Registration Number:</b> | 5431910 | ELANZE DESIGNS             |
| <b>Registration Number:</b> | 5642558 | COTTAGE GARDEN             |

## CORRESPONDENCE DATA

**Fax Number:** 3172230276  
**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:** 317-684-5000  
**Email:** trademark@boselaw.com  
**Correspondent Name:** Megan M. Mulford  
**Address Line 1:** 111 Monument Circle  
**Address Line 2:** Suite 2700  
**Address Line 4:** Indianapolis, INDIANA 46204

|                                |                    |
|--------------------------------|--------------------|
| <b>ATTORNEY DOCKET NUMBER:</b> | 21309-0001         |
| <b>NAME OF SUBMITTER:</b>      | Megan M. Mulford   |
| <b>SIGNATURE:</b>              | /Megan M. Mulford/ |
| <b>DATE SIGNED:</b>            | 03/12/2019         |

**Total Attachments: 4**

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

March 01, 2019

PTAS

MEGAN M. MULFORD  
111 MONUMENT CIRCLE  
SUITE 2700  
INDIANAPOLIS, IN 46204



900484372

### United States Patent and Trademark Office Notice of Non-Recordation of an Assignment Document

The enclosed document has been examined and found non-recordable by the Assignment Recordation Branch of the U.S. Patent and Trademark Office. The reason(s) for non-recordation are stated below:

1. According to the supporting documentation the Nature Of Conveyance appears to be an Assignment. The assignment document submitted for recording is not acceptable. The statement for the Goodwill of the business was omitted. 15 U.S.C. §1060(a)

Documents being resubmitted for recordation must reflect the corrected information to be recorded, the Document ID number referenced above and all pages from this submitted document. The original date of filing of this assignment document will be maintained if resubmitted with the appropriate correction(s) by **Monday, April 1, 2019**, as outlined under 37 CFR 3.51. The resubmitted document must include a stamp with the official date of receipt under 37 CFR 3. Applicants may use the certified procedures under 37 CFR 2.197 or 2.198 for resubmission of the returned papers if they desire to have the benefit of the date of deposit in the United States Postal Service.

To file the resubmission electronically, navigate to the ETAS website at <http://etas.uspto.gov>, click the Start Resubmission button and enter the following information:

**Document ID: 900484372**  
**Access Code: TZSN580BXMZZODO**

To file the resubmission in paper, send documents to: U.S. Patent and Trademark Office, Mail Stop: Assignment Recordation Branch, P.O. BOX 1450, Alexandria, VA 22313. If you have any questions regarding this notice, you may contact the Assignment Recordation Branch at 571-272-3350.

SULONDA STEVENSON  
ASSIGNMENT RECORDATION BRANCH  
PUBLIC RECORDS DIVISION

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM508868

|   |                             |                            |                      |
|---|-----------------------------|----------------------------|----------------------|
| <b>SUBMISSION TYPE:</b>   | NEW ASSIGNMENT              |                            |                      |
| <b>NATURE OF CONVEYANCE:</b>  | NUNC PRO TUNC ASSIGNMENT    |                            |                      |
| <b>EFFECTIVE DATE:</b>  | 03/29/2018                  |                            |                      |
| <b>CONVEYING PARTY DATA</b>   |                             |                            |                      |
| <b>Name</b>   | <b>Formerly</b>             | <b>Execution Date</b>      | <b>Entity Type</b>   |
| Elanze Designs, Inc.  |                             | 03/29/2018                 | Corporation: INDIANA |
| <b>RECEIVING PARTY DATA</b>   |                             |                            |                      |
| <b>Name:</b>  | Dicksons, Inc.              |                            |                      |
| <b>Street Address:</b>  | 709 B Avenue East           |                            |                      |
| <b>City:</b>  | Seymour                     |                            |                      |
| <b>State/Country:</b>   | INDIANA                     |                            |                      |
| <b>Postal Code:</b>   | 47274                       |                            |                      |
| <b>Entity Type:</b>   | Corporation: INDIANA        |                            |                      |
| <b>PROPERTY NUMBERS Total: 4</b>  |                             |                            |                      |
| <b>Property Type</b>  | <b>Number</b>               | <b>Word Mark</b>           |                      |
| <b>Registration Number:</b>   | 2604358                     | COTTAGE GARDEN COLLECTIONS |                      |
| <b>Registration Number:</b>   | 5358783                     |                            |                      |
| <b>Registration Number:</b>   | 5431910                     | ELANZE DESIGNS             |                      |
| <b>Registration Number:</b>   | 5642558                     | COTTAGE GARDEN             |                      |
| <b>CORRESPONDENCE DATA</b>  |                             |                            |                      |
| <b>Fax Number:</b>  | 3172230276                  |                            |                      |
| <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> |                             |                            |                      |
| <b>Phone:</b>   | 317-684-5000                |                            |                      |
| <b>Email:</b>   | trademark@boselaw.com       |                            |                      |
| <b>Correspondent Name:</b>  | Megan M. Mulford            |                            |                      |
| <b>Address Line 1:</b>  | 111 Monument Circle         |                            |                      |
| <b>Address Line 2:</b>  | Suite 2700                  |                            |                      |
| <b>Address Line 4:</b>  | Indianapolis, INDIANA 46204 |                            |                      |
| <b>NAME OF SUBMITTER:</b>   | Megan M. Mulford            |                            |                      |
| <b>SIGNATURE:</b>   | /Megan M. Mulford/          |                            |                      |
| <b>DATE SIGNED:</b>   | 02/05/2019                  |                            |                      |
| <b>Total Attachments: 1</b>   |                             |                            |                      |

OP \$115.00 2604358

**TRADEMARK ASSIGNMENT**

**THIS TRADEMARK ASSIGNMENT** (this "Assignment") is made by and between Elanze Designs, Inc. ("Assignor") and Dicksons, Inc. ("Assignee").

**WHEREAS**, Assignor and Assignee are parties to that certain Asset Purchase Agreement dated as of March 29, 2018 ("Purchase Agreement"), pursuant to which Assignor has agreed to sell and Assignee has agreed to purchase the assets, properties and rights pertaining to the Business as defined in the Purchase Agreement; and

**WHEREAS**, pursuant to the Purchase Agreement, Assignor assigns to Assignee, and Assignee acquires from Assignor, all trademarks and service marks (and registrations therefor) relating to the Business, including, without limitation, the trademark registrations set forth on Schedule A attached hereto, together with the goodwill of the business associated therewith (collectively, the "Marks").

**NOW, THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, assigns, transfers and sets over to Assignee the entire right, title and interest in and to the Marks, including, without limitation, all registrations and applications therefor, any renewals and extensions of the registrations, and all other corresponding rights that are or may be secured under the laws of the United States, now or hereafter in effect, for Assignee's own use and enjoyment, and for the use and enjoyment of Assignee's successors, assigns or other legal representatives, as fully and entirely as the same would have been held and enjoyed by Assignor if this Assignment had not been made, together with all income, royalties or payments due or payable as of the Effective Date of the Purchase Agreement or thereafter, including, without limitation, all claims for damages by reason of past, present or future infringement or other unauthorized use of the Marks, with the right to sue for, and collect the same for Assignee's own use and enjoyment and for the use and enjoyment of its successors, assigns or other legal representatives.

Assignor hereby requests the Commissioner of Patents and Trademarks to record Assignee as the assignee and owner of any and all of the Assignor's rights in the Marks.

Assignor shall, at Assignee's expense, take all further actions, and provide to Assignee, Assignee's successors, assigns or other legal representatives, all such cooperation and assistance (including, without limitation, the execution and delivery of any and all affidavits, declarations, oaths, samples, exhibits, specimens, assignments, powers of attorney or other documentation), reasonably requested by Assignee to more fully and effectively effectuate the purposes of this Assignment.

**IN WITNESS WHEREOF**, Assignor and Assignee have caused this Assignment to be executed by their duly authorized representatives, effective as of March 29, 2018.

**ELANZE DESIGNS, INC.**  
("Assignor")

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

**DICKSONS, INC.**  
("Assignee")

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

3601001\_1

SCHEDULE A

U.S. Trademark Registrations:

| <i>Mark</i>                | <i>Registration No.</i> |
|----------------------------|-------------------------|
| COTTAGE GARDEN             | 5,642,558               |
| COTTAGE GARDEN COLLECTIONS | 2,604,358               |
| ELANZE DESIGNS             | 5,431,910               |
| Rope design                | 5,358,783               |