

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM679413

SUBMISSION TYPE:	RESUBMISSION		
NATURE OF CONVEYANCE:	ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL		
RESUBMIT DOCUMENT ID:	900646809		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
TORO LIMITED		09/29/2021	Limited Company: HONG KONG
RECEIVING PARTY DATA			
Name:	TORO CLOUD PTY LTD		
Street Address:	LEVEL 4, 65 Walker Street		
City:	North Sydney NSW		
State/Country:	AUSTRALIA		
Postal Code:	2060		
Entity Type:	Proprietary Limited Company: AUSTRALIA		
PROPERTY NUMBERS Total: 5			
Property Type	Number	Word Mark	
Registration Number:	5321257	TORO	
Registration Number:	5321259	TORO	
Registration Number:	5327001	TORO	
Registration Number:	5327002	TORO	
Registration Number:	5886670	TORO CLOUD	
CORRESPONDENCE DATA			
Fax Number:	9012901152		
<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:	9095662801		
Email:	ken@caipattorney.com		
Correspondent Name:	Making Innovation Count PLLC		
Address Line 1:	PO Box 1656		
Address Line 2:	Kenneth Avila		
Address Line 4:	Dunlap, TENNESSEE 37327		
ATTORNEY DOCKET NUMBER:	TC210930TA		
NAME OF SUBMITTER:	Kenneth Avila		
SIGNATURE:	/Kenneth Avila/		

DATE SIGNED:	10/06/2021
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Total Attachments: 9

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ASSIGNMENT OF TRADEMARK

This Assignment of Trademark (the "Assignment") is made and entered into by and between TORO LIMITED, a citizen of Hong Kong with a principle place of business at 100 Cyberport Road in Pokfulam Hong Kong ("Assignor") and TORO CLOUD PTY LTD , a citizen of Australia with a principle place of business at Level 4, 65 Walker Street, North Sydney NSW 2060 Australia ("Assignee") (collectively referred to as the "Parties").

Whereas, Assignor is the owner of the trademark registration(s) as described in Exhibit A attached hereto and incorporated by reference herein (the "Marks"); and

Whereas, Assignor wishes to assign all their rights in the Marks to Assignee.

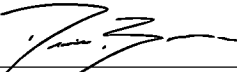
Now, Therefore, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

- 1. ASSIGNMENT:** Assignor hereby assigns, sells and transfers to Assignee all of its rights, title and interest in and to the Marks, including, but not limited to: (i) all registration rights with respect to the Marks, (ii) any rights to prepare derivative marks, (iii) any goodwill related to the Marks, and (iv) all income, royalties or claims relating to the Marks due or payable on or after the date of this Assignment.
- 2. ASSIGNOR'S REPRESENTATIONS:** Assignor represents and warrants (i) that Assignor is the exclusive owner of the Marks, (ii) that Assignor possesses all rights, title and interest in and to the Marks, (iii) that Assignor has the power to enter into this Assignment, (iv) that the Marks do not infringe on the rights of any other person or entity, and (v) that the rights transferred in this Assignment are free of any lien, encumbrance or adverse claim.
- 3. CONTINUING OBLIGATIONS:** Assignor agrees to assist Assignee, upon request, by taking any reasonable action that may be necessary for the perfecting, securing and completing of this Assignment.
- 4. BINDING EFFECT:** The covenants and conditions contained in this Assignment shall apply to and bind the Parties and their heirs, legal representatives, successors and permitted assigns.
- 5. GOVERNING LAW:** This Assignment shall be governed by and construed in accordance with the laws of New South Wales.

[Remainder of this page intentionally left blank]

IN WITNESS THEREOF, the Parties have caused this Assignment to be executed the day and year of the last signature below.

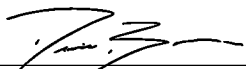
ASSIGNOR:



David Brown, Director

29th September 2021
Date

ASSIGNEE:



David Brown, Director

29th September 2021
Date

EXHIBIT A

DESCRIPTION OF MARKS

URL: <http://tmsearch.uspto.gov/bin/gate.exe?f=doc&state=4808:3k213i:2.5>
Domain Name: tmsearch.uspto.gov
Date of Screenshot: 07/29/2020

TORO

Word Mark TORO

Goods and Services IC: 042, US 100 101, G & S: Computer services, namely, providing an interactive web site featuring technology that allows users to consolidate and manage social networks, accounts, and connections to existing and emerging application programming interfaces (APIs); Application service provider featuring application programming interface (API) software for use in integrating computer systems, application and databases; Application service provider featuring application programming interface (API) software for use in creating computer systems, application and databases; Providing on-line non-downloadable computer software for application and database integration; Providing on-line non-downloadable computer software for integration of computer systems, applications, data and databases; Providing on-line non-downloadable computer software for creation and connectivity to application programming interfaces (APIs); Providing on-line non-downloadable computer software for governance and management of web services, APIs, and integration applications. * none of the foregoing relating to outdoor power equipment, construction equipment, irrigation systems or components, lighting, vehicles, controllers, sensors, water handling products, or landscape beautification or maintenance products *. FIRST USE: 20110629, FIRST USE IN COMMERCE: 20161202

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 87288528

Filing Date January 4, 2017

Current Basis 1A

Original Filing Basis 1A

Published for Opposition May 16, 2017

Change in Registration CHANGE IN REGISTRATION HAS OCCURRED

Registration Number 5321257

Registration Date October 31, 2017

Owner (REGISTRANT) TORO Limited limited company (ltd.) HONG KONG Rm 7, 9/F, Core F, Cyberport 3, 100 Cyberport Road, Pokfulam HONG KONG

Attorney of Record Ruth Khalsa

Type of Mark SERVICE MARK

Register PRINCIPAL

Live/Dead Indicator LIVE

URL: http://tmsearch.uspto.gov/bin/gate.exe?f=doc&state=4808:3k213i:2.4
Domain Name: tmsearch.uspto.gov
Date of Screenshot: 07/29/2020

TORO

Word Mark TORO

Goods and Services IC 042, US 100 101, G & S: Computer services, namely, providing an interactive web site featuring technology that allows users to consolidate and manage social networks, accounts, and connections to existing and emerging application programming interfaces (APIs); Application service provider featuring application programming interface (API) software for use in integrating computer systems, application and databases; Application service provider featuring application programming interface (API) software for use in creating computer systems, application and databases; Providing on-line non-downloadable computer software for application and database integration; Providing on-line non-downloadable computer software for integration of computer systems, applications, data and databases; Providing on-line non-downloadable computer software for creation and connectivity to application programming interfaces (APIs); Providing on-line non-downloadable computer software for governance and management of web services, APIs, and integration applications ^, none of the foregoing relating to outdoor power equipment, construction equipment, irrigation systems or components, lighting, vehicles, controllers, sensors, water handling products, or landscape beautification or maintenance products ^; FIRST USE: 20110629; FIRST USE IN COMMERCE: 20161202

Mark

Drawing Code (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Serial Number

87288713

Filing Date January 4, 2017

Current Basis 1A

Original Filing Basis 1A

Published for Opposition May 16, 2017

Change in Registration CHANGE IN REGISTRATION HAS OCCURRED

Registration Number 5321259

Registration Date October 31, 2017

Owner (REGISTRANT) TORO Limited limited company (ltd.) HONG KONG Rm 7, 8/F, Core F, Cyberport 3, 100 Cyberport Road Pokfulam HONG KONG

Attorney of Record Ruth Khalsa

Description of Mark Color is not claimed as a feature of the mark. The mark consists of the literal elements, "TORO", stylized.

Type of Mark SERVICE-MARK

Register PRINCIPAL

Live/Dead Indicator LIVE

URL: http://tmsearch.uspto.gov/bin/gate.exe?f=doc&state=4808:3k213i:2.3
Domain Name: tmsearch.uspto.gov
Date of Screenshot: 07/29/2020

TORO

Word Mark TORO
Goods and Services IC 009, US 021 023 026 036 038, G & S: Computer software for application and database integration, none of the foregoing relating to outdoor power equipment, construction equipment, irrigation systems or components, lighting vehicles, controllers, sensors, water handling products, or landscape beautification or maintenance products, FIRST USE: 20110629, FIRST USE IN COMMERCE: 20161202
Standard Characters Claimed
Mark Drawing Code (4) STANDARD CHARACTER MARK
Serial Number 87319829
Filing Date January 31, 2017
Current Basis 1A
Original Filing Basis 1A
Published for May 23, 2017
Opposition
Change in Registration CHANGE IN REGISTRATION HAS OCCURRED
Registration Number 5327001
Registration Date November 7, 2017
Owner (REGISTRANT) TORO Limited limited company (Ltd.) HONG KONG Rm 7, 9/F, Core F, Cyberport 3, 100 Cyberport Road Pokfulam HONG KONG
Attorney of Record Ruth Khalsa
Type of Mark TRADEMARK
Registrar PRINCIPAL
Live/Dead Indicator LIVE

URL: <http://tmsearch.uspto.gov/bin/gate.exe?f=doc&state=4808:3k213i:2.2>
Domain Name: tmsearch.uspto.gov
Date of Screenshot: 07/29/2020

TORO

Word Mark TORO
Goods and Services IC 089; US 021 023 026 036 038; G & S: Computer software for application and database integration; none of the foregoing relating to outdoor power equipment, construction equipment, irrigation systems or components, lighting, vehicles, controllers, sensors, water handling products, or landscape beautification or maintenance products; FIRST USE: 20110629; FIRST USE IN COMMERCE: 20161202
Mark Drawing Code (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM
Serial Number 87319872
Filing Date January 31, 2017
Current Basis 1A
Original Filing Basis 1A
Published for Opposition May 23, 2017
Change in Registration CHANGE IN REGISTRATION HAS OCCURRED
Registration Number 5327002
Registration Date November 7, 2017
Owner (REGISTRANT) TORO Limited limited company (ltd.) HONG KONG Rm 7, 9/F, Core F, Cyberport 3, 100 Cyberport Road Pokfulam HONG KONG
Attorney of Record Ruth Khalsa
Description of Mark Color is not claimed as a feature of the mark. The mark consists of the literal elements "TORO", stylized.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

URL: http://tmsearch.uspto.gov/bin/gate.exe?f=doc&state=4808:3k213i:4:1
Domain Name: tmsearch.uspto.gov
Date of Screenshot: 07/29/2020

TORO CLOUD

Word Mark TORO CLOUD

Goods and Services IC 089, US 021 023 026 036 038, G & S: Downloadable computer software for use in developing and customizing computer software applications and computer software application user interfaces. FIRST USE: 20190701. FIRST USE IN COMMERCE: 20190701.

IC 042, US 100 101, G & S: Computer services, namely, designing, developing, and maintaining computer software applications for others and consulting services related thereto; Providing temporary use of online non-downloadable computer software application development tools and programming language for use in developing, analyzing, coding, checking, and controlling other computer software; designing, developing, customizing, and maintaining computer software applications for others and consulting services related thereto; Platform as a service (PaaS) services featuring computer software platforms for use in developing, analyzing, coding, checking, and controlling software applications, integrations, and user interfaces. FIRST USE: 20180606. FIRST USE IN COMMERCE: 20180606.

Standard Characters Claimed

Mark Drawing (4) STANDARD CHARACTER MARK

Serial Number 88088993

Filing Date August 22, 2018

Current Basis 1A

Original Filing Basis 1A, 1B

Published for February 12, 2019

Opposition

Registration Number 5826670

Registration Date October 15, 2019

Owner: (REGISTRANT) TORO LTD limited company (Ltd.) HONG KONG Rm 7, 9/F, Core F, Cyberport 3 100 Cyberport Road Pokfulam HONG KONG

Attorney of Record Ruth Khalsa

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CLOUD" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK, SERVICE MARK

Register PRINCIPAL

Live/Dead Indicator LIVE