

AFFIDAVIT OF TOBY K. PURSE

STATE OF FLORIDA)
) SS
COUNTY OF COLLIER)

Toby K. Purse, being first duly sworn, states on his oath that he has personal knowledge of the following facts:

1. Affiant is the Vice President, Secretary and Chief Administrative Officer of LFC Enterprises, LLC. ("LFC").

2. LFC is the owner of record of Registration No. 4156636 for the mark REGRESHINGLY DEPENDABLE LIPMAN and Design.

2. Affiant is also the Vice President, Secretary and Chief Administrative Officer of Applicant Six L's Packing Co., Inc. ("Six L's").

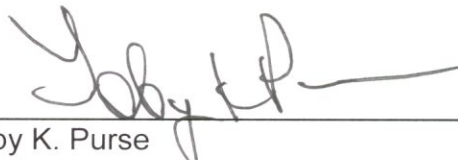
3. Applicant Six L's is a wholly owned subsidiary of LFC.

4. As Vice President, Secretary and Chief Administrative Officer of LFC, Affiant is authorized to state that LFC consents to use and registration of the mark LIPMAN FAMILY FARMS and Design by its related company Applicant, Six L's.

5. Affiant further states that as Vice President, Secretary and Chief Administrative Officer of LFC, that LFC does not believe that use or registration of the LIPMAN FAMILY FARMS and Design mark by its related company Six L's will cause confusion with LFC's Registration No. 4156636 for the mark REFRESHINGLY DEPENDABLE LIPMAN and Design given the relationship of the companies and that Applicant's mark identifies "processed, sliced or diced vegetables, namely, tomatoes; mixes comprising sliced or diced vegetables, namely, tomatoes and also featuring fresh herbs" in Class 29; "salsa" in Class 30 and "fresh tomatoes" in Class 31 which are

distinguishable from LFC's "distribution and supply services, namely, wholesale and food distributorship services, namely, wholesale food distribution of fresh fruits and vegetables including sliced and diced fresh produce at wholesale for the wholesale and quick service industries" in Class 35; "packaging and re-packaging of goods to meet retail requirements and for transport purposes, namely, the packing and repacking of fresh fruits and vegetables including sliced and diced fresh produce for the wholesale and quick service industries" services in Class 39; and "contract farming for others of fresh fruits and vegetables including sliced and diced fresh produce for the wholesale and quick service industries" services in Class 44 because the goods and services are different, Applicant and LFC market their different goods and services to different consumers and under different purchasing conditions and Applicant Six L's goods are food products sold at retail whereas LFC's services under the REFRESHINGLY DEPENDABLE LIPMAN mark are business to business services marketed to different consumers.

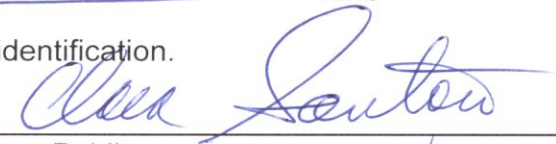
FURTHER AFFIANT SAYETH NAUGHT.



Toby K. Purse

SWORN TO AND SUBSCRIBED before me this 1 day of February,
2016, by TOBY K PURSE, who is personally known to me or who has
produced _____ as identification.

My Commission Expires: July 24-2016



Notary Public
CLARA SANTORO
Print/Type Name of Notary
Commission No. EE/183103

