

EXHIBIT D

United States of America

United States Patent and Trademark Office

FOODI

Reg. No. 5,782,649

Registered Jun. 18, 2019

Int. Cl.: 11

Trademark

Principal Register

SHARKNINJA OPERATING LLC (DELAWARE LIMITED LIABILITY COMPANY)
Suite 100
89 A Street
Needham, MASSACHUSETTS 02494

CLASS 11: Electric pressure cooker; Air fryer; Multi-purpose, electric countertop food preparation apparatus, namely, air fryer and pressure cooker

FIRST USE 9-00-2018; IN COMMERCE 9-00-2018

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT STYLE, SIZE OR COLOR

SER. NO. 87-748,160, FILED 01-09-2018



Andrei Iancu

Director of the United States
Patent and Trademark Office

REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION

WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.

Requirements in the First Ten Years*

What and When to File:

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.

United States of America

United States Patent and Trademark Office

FOODI

Reg. No. 6,137,311

Registered Aug. 25, 2020

Int. Cl.: 7

Trademark

Principal Register

SHARKNINJA OPERATING LLC (DELAWARE LIMITED LIABILITY COMPANY)
89 A Street
Suite 100
Needham, MASSACHUSETTS 02494

CLASS 7: Electric kitchen appliances for household use, namely, electric food blenders, electric food choppers and electric food processors, electric mixers, electric food and meat grinders, electric coffee grinders, electric juicers, electric juice extractors, electric food slicers, electric graters; heated blenders

FIRST USE 6-1-2019; IN COMMERCE 9-1-2019

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT STYLE, SIZE OR COLOR

SER. NO. 88-416,625, FILED 05-06-2019



Andrei Iancu

Director of the United States
Patent and Trademark Office



REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION

WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.

Requirements in the First Ten Years*

What and When to File:

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.

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Mark: FOODI FAMILY

FOODI FAMILY

US Serial Number: 88536959

Application Filing Date: Jul. 25, 2019

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/APPLICATION/Under Examination

The trademark application has been accepted by the Office (has met the minimum filing requirements) and that this application has been assigned to an examiner.

Status: A first request for extension of time to file a Statement of Use has been granted.

Status Date: Jun. 17, 2020

Publication Date: Oct. 22, 2019

Notice of Allowance Date: Dec. 17, 2019

Mark Information

Mark Literal Elements: FOODI FAMILY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Electric kitchen appliances for household use, namely, electric food blenders, electric food choppers and electric food processors, electric mixers, electric food and meat grinders, electric coffee grinders, electric juicers, electric juice extractors, electric food slicers, electric graters; Heated blenders

International Class(es): 007 - Primary Class

U.S Class(es): 013, 019, 021, 023, 031, 034, 035

Class Status: ACTIVE

Basis: 1(b)

For: Electric pressure cooker; Air fryer; Multi-purpose, electric countertop food preparation apparatus, namely, air fryer and pressure cooker; Countertop ovens; Indoor grills

International Class(es): 011 - Primary Class

U.S Class(es): 013, 021, 023, 031, 034

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Filed ITU: Yes

Currently ITU: Yes

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: SHARKNINJA OPERATING LLC

Owner Address: Suite 100
89 A Street
Needham, MASSACHUSETTS UNITED STATES 02494

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Mary E. Innis

Docket Number: 620257.US

Attorney Primary Email Address: doCKET@innislaw.com

Attorney Email Authorized: Yes

Correspondent

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321 North Clark Street, Suite 2465
Chicago, ILLINOIS UNITED STATES 60654

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Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 19, 2020	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 17, 2020	EXTENSION 1 GRANTED	98765
Jun. 17, 2020	EXTENSION 1 FILED	98765
Jun. 17, 2020	TEAS EXTENSION RECEIVED	
Dec. 17, 2019	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 03, 2019	ASSIGNED TO EXAMINER	81094
Oct. 22, 2019	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 22, 2019	PUBLISHED FOR OPPOSITION	
Oct. 15, 2019	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Oct. 15, 2019	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 02, 2019	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Sep. 30, 2019	ASSIGNED TO EXAMINER	93675
Sep. 15, 2019	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 08, 2019	ASSIGNED TO EXAMINER	89011
Aug. 02, 2019	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 29, 2019	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: KUNG, Kaelie Elizabeth

Law Office Assigned: LAW OFFICE 103

File Location

Current Location: INTENT TO USE SECTION

Date in Location: Dec. 17, 2019

Generated on: This page was generated by TSDR on 2020-09-03 14:12:28 EDT

Mark: FOODI

FOODI

US Serial Number: 88416802

Application Filing Date: May 06, 2019

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/APPLICATION/Published for Opposition

A pending trademark application has been examined by the Office and has been published in a way that provides an opportunity for the public to oppose its registration.

Status: Notice of Allowance (NOA) sent (issued) to the applicant. Applicant must file a Statement of Use or Extension Request within six months of the NOA issuance date.

Status Date: Jun. 09, 2020

Publication Date: Apr. 14, 2020

Notice of Allowance Date: Jun. 09, 2020

Mark Information

Mark Literal Elements: FOODI

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

International Registration Number: 1490848

International Application(s) /Registration(s) Based on this Property: A0088236/1490848

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Countertop cooking ovens; electric indoor grills

International Class(es): 011 - Primary Class

U.S Class(es): 013, 021, 023, 031, 034

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Filed ITU: Yes

Currently ITU: Yes

Filed 44D: No
Filed 44E: No
Filed 66A: No
Filed No Basis: No

Currently 44E: No
Currently 66A: No
Currently No Basis: No

Current Owner(s) Information

Owner Name: SHARKNINJA OPERATING LLC
Owner Address: Suite 100
89 A Street
Needham, MASSACHUSETTS UNITED STATES 02494
Legal Entity Type: LIMITED LIABILITY COMPANY
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Mary E. Innis
Attorney Primary Email Address: docket@innislaw.com
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Mary E. Innis
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Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 09, 2020	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 14, 2020	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 14, 2020	PUBLISHED FOR OPPOSITION	
Mar. 25, 2020	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 11, 2020	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 07, 2020	TEAS/EMAIL CORRESPONDENCE ENTERED	68552
Mar. 07, 2020	CORRESPONDENCE RECEIVED IN LAW OFFICE	68552
Mar. 05, 2020	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 04, 2020	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Mar. 04, 2020	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 04, 2020	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 04, 2020	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Mar. 04, 2020	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Feb. 04, 2020	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Feb. 04, 2020	NON-FINAL ACTION E-MAILED	6325
Feb. 04, 2020	NON-FINAL ACTION WRITTEN	93980
Jan. 14, 2020	TEAS/EMAIL CORRESPONDENCE ENTERED	68552
Jan. 14, 2020	CORRESPONDENCE RECEIVED IN LAW OFFICE	68552
Jan. 14, 2020	ASSIGNED TO LIE	68552
Dec. 23, 2019	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 23, 2019	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Dec. 23, 2019	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 30, 2019	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 30, 2019	NON-FINAL ACTION E-MAILED	6325

Oct. 30, 2019	NON-FINAL ACTION WRITTEN	93980
Oct. 16, 2019	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Oct. 16, 2019	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Oct. 16, 2019	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 15, 2019	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Oct. 15, 2019	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jun. 25, 2019	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 25, 2019	NON-FINAL ACTION E-MAILED	6325
Jun. 25, 2019	NON-FINAL ACTION WRITTEN	93980
Jun. 18, 2019	ASSIGNED TO EXAMINER	93980
May 21, 2019	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 09, 2019	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: KLUWE, CHERYL D

Law Office LAW OFFICE 126
Assigned:

File Location

Current Location: INTENT TO USE SECTION

Date in Location: Jun. 09, 2020