The Legal Agency, LLC.

Brittany.Peck617@gmail.com // Los Angeles, CA

SUBJECT

Legal opinion on the trademark change from "GARLIVE" to "DR. MATTEO BERTELLI'S" in the United States.

FOREWORD

The company in question is MAGI'S LAB SRL, an Italian company currently selling dietary supplements in the United States and in Italy.

The company has been certified by FDA (ATTACHMENT 1) and obtained an Employer Identification Number (EIN) (ATTACHMENT 2).

In addition, the company has a related spin-off company, called MAGISNAT, located at Atlanta Tech Park, 107 Technology Parkway Suite 801, PEACHTREE CORNERS, GA 30092. As of September 2022, MAGI'S LAB SRL began marketing dietary supplements in the U.S. under the "GARLIVE" brand, while in Italy it was already active under the "GARLIVE" brand. On September 1, 2022, MAGI'S LAB SRL filed a trademark application with the "U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE" for "DR. MATTEO BERTELLI'S" (ATTACHMENT 3).

ATTACHMENTS

ATTACHMENT 1 - FDA Certificate

ATTACHMENT 2 - EIN Certificate

ATTACHMENT 3 - Dr. Matteo Bertelli's Trademark USTPO

ATTACHMENT 4 - Garlive Recovery Label

ATTACHMENT 5 - Garlive Oral Spray Label

ATTACHMENT 6 - DR. MATTEO BERTELLI'S Immune System Tablets Label

ATTACHMENT 7 - DR. MATTEO BERTELLI'S Immune System Spray Label

BRAND CHANGE FROM "GARLIVE" TO "DR. MATTEO BERTELLI'S" To date, the company mentioned above has made a brand change from the brand name "GARLIVE" to the brand name "DR. MATTEO BERTELLI'S", for the following reasons: 1_ The brand name "GARLIVE" in Italy has a specific meaning, easily understandable by the final consumer: this word was created from the union of the two words "Garda" (place of origin of the products, Lake Garda) and "olive" (since the products contain Hydroxytyrosol, a natural molecule that is typically extracted from the olive tree; however, in the United States this name is associated with the word "garlic" and with a negative meaning;

2_ it was decided to expand product categories and, therefore, the need to find a brand that could represent them all.

In addition to dietary supplements, MAGI'S LAB SRL is working to bring Direct-To-Consumer testing to the U.S. market.

As a result, having multiple brands referring to one company could be inconvenient;

3_ To ensure brand homogeneity among all countries where MAGI'S LAB SRL promotes its products. Hence, the need to adopt a single brand name, DR. MATTEO BERTELLI'S, for both the Italian and U.S. markets.

CONCLUSIONS

To conclude, the rebranding involved changing the name of individual products in this way: The name of the product "GARLIVE Recovery" was changed to "DR. MATTEO BERTELLI'S Immune System Tablets" (ATTACHMENT 4 - Garlive Recovery Label, ATTACHMENT 6 -DR. MATTEO BERTELLI'S Immune System Tablets Label); The name of the product "GARLIVE Oral Spray" was changed to "DR. MATTEO BERTELLI'S

Immune System Spray" (ATTACHMENT 5 - Garlive Oral Spray Label, ATTACHMENT 7 - DR. MATTEO BERTELLI'S Immune System Spray Label).

This legal opinion declares correct the transition procedure from the trademark "GARLIVE" to the trademark "DR. MATTEO BERTELLI'S", noting that it did not affect the composition and quality of the products. As verified in the attached documents, the composition of individual products, expiration date, and batch number remain unchanged.

Signed-

DocuSigned by: 2/23/2023 Brittany Peck Esq. A961B6BE256F4B7...

Brittany Peck, Esq. Bar Number 72456



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Pertificate of Registration

EXPORTUSA NEW YORK CORP. CERTIFIES THAT:

MAGI'S LAB SRL VIA PORTO SAN FELICE 23-25 SAN FELICE DEL BENACO, (BS) 25010

IS REGISTERED WITH THE U.S. FOOD AND DRUGS ADMINISTRATION PURSUANT TO TITLE 21--FOOD AND DRUGS CHAPTER I--FOOD AND DRUG ADMINISTRATION DEPARTMENT OF HEALTH AND HUMAN SERVICES SUBCHAPTER A - GENERAL

PART 1 GENERAL ENFORCEMENT REGULATIONS'S

Subpart H - Registration of Food Facilities

Establishment Registration Number: FFRN: 17695829612 - DUNS: 43-924-7684

Registration Date: 03/03/2022

Renewal Date: 12/22/2022

Expiration Date:

12/31/2024

Official Correspondent and U.S. Agent:

EXPORTUSA NEW YORK CORP - 18 BRIDGE STREET UNIT 2A - BROOKLYN (NY) 11201

ExportUSA NYC Corp. confirms that such registration remains effective upon its biennial renewal, unless terminated. ExportUSA NYC Corp. makes no other representations or warranties to any person or entity other than the named certificate holder, for whose sole benefit it is issued. This certificate does not denote endorsement or approval of the certificate-holder's device or establishment by the U.S. Food and Drug Administration. ExportUSA NYC Corp. assumes no liability to people or entities in connection with the foregoing. Registration of a device establishment or assignment of a registration number does not denote approval of the establishment or its products, and any representation of official approval is misleading and constitutes misbranding. The U.S. Food and Drug Administration does not issue a certificate of registration, nor does it recognize one. ExportUSA NYC Corp. is not affiliated with the U.S. Food and Drug Administration.

Date:

uSigned by:

Brittany Pick Esq

12/22/2022

Lucio Miranda

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President ExportUSA New York Corp.

IRS DEPARTMENT OF THE TREASURY INTERNAL REVENUE SERVICE CINCINNATI OH 45999-0023

Date of this notice: 07-19-2022

Employer Identification Number: 32-0694438

Form: SS-4

Number of this notice: CP 575 E

For assistance you may call us at: 1-800-829-4933

IF YOU WRITE, ATTACH THE STUB OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 32-0694438. This EIN will identify your entity, accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

Taxpayers request an EIN for their business. Some taxpayers receive CP575 notices when another person has stolen their identity and are opening a business using their information. If you did not apply for this EIN, please visit, www.irs.gov/einnotrequested.

When filing tax documents, making payments, or replying to any related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear-off stub and return it to us.

When you submitted your application for an EIN, you checked the box indicating you are a non-profit organization. Assigning an EIN does not grant tax-exempt status to non-profit organizations. Publication 557, Tax-Exempt Status for Your Organization, has details on the application process, as well as information on returns you may need to file. To apply for recognition of tax-exempt status, organizations must complete an application on one of the following forms: Form 1023, Application for Recognition of Exemption Under Section 501(c)(3) of the Internal Revenue Code; Form 1023-EZ, Streamlined Application for Recognition of Exemption Under Section 501(c)(3) of the Internal Revenue Code; Form 1024, Application for Recognition Under Section 501(a); or Form 1024-A, Application for Recognition of Exemption Under S01(c)(4) of the Internal Revenue Code.

Nearly all organizations claiming tax-exempt status must file a Form 990-series annual information return (Form 990, 990-EZ, or 990-PF) or notice (Form 990-N) beginning with the year they legally form, even if they have not yet applied for or received recognition of tax-exempt status.

Unless a filing exception applies to you (search www.irs.gov for Annual Exempt Organization Return: Who Must File). We start calculating this three-year period from the tax year we assigned the EIN to you. If that first tax year isn't a full twelve months, you're still responsible for submitting a return for that year. If you didn't legally form in the same tax year which you obtained your EIN, contact us at the phone number or address listed at the top of this letter.

DocuSigned by:

Brittany fuk Esq. 2/23/2023

MAGIS LAB SRL 18 bridge street 2A brooklyn ny 11201

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For the most current information on your filing requirements and other important information, visit www.irs.gov/charities.

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- * Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- * Refer to this EIN on your tax-related correspondence and documents.
- * Provide future officers of your organization with a copy of this notice.

Your name control associated with this EIN is MAGI. You will need to provide this information, along with your EIN, if you file your returns electronically.

Safeguard your EIN by referring to Publication 4557, Safeguarding Taxpayer Data: A Guide for Your Business.

You can get any of the forms or publications mentioned in this letter by visiting our website at www.irs.gov/forms-pubs or by calling 800-TAX-FORM (800-829-3676).

If you have questions about your EIN, you can contact us at the phone number or address listed at the top of this notice. If you write, please tear off the stub at the bottom of this notice and include it with your letter. If you do not need to write us, do not complete, and return this stub.

Thank you for your cooperation.



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DocuSign Envelope ID: 48551E71-A2A6-45C4-B034-EF8EFF589078

07-19-2022 MAGI 0 0235395736 SS-4 (IRS USE ONLY) 575E



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Keep this part for your records. CP 575 (Rev. 1-2022) _____ Return this part with any correspondence so we may identify your account. Please correct any errors in your name or address. CP 575 E 0235395736 Your Telephone Number Best Time to Call DATE OF THIS NOTICE: 07-19-2022 () - EMPLOYER IDENTIFICATION NUMBER: 32-0694438 FORM: SS-4 NOBOD

INTERNAL REVENUE SERVICE CINCINNATI DH 45999-0023 վեսինդրհգեկովի||||իլլ|կոս||լիրըկոիզ40.իլ MAGIS LAB SRL 18 BRIDGE STREET 2A BROOKLYN NY 1120 11201 233 343 2

DocuSigned by: Brittany Peck Esq. -A961B6BE256F4B7...

Filing Receipt for Trademark/Service Mark Application for Registration on the Principal Register and Next Steps in the Application Process

Thank you for submitting your trademark application to the U.S. Patent and Trademark Office (USPTO). This filing receipt confirms your mark and serial number, describes next steps in the application process, and includes the information submitted in your application. Please read this receipt carefully and keep a copy for your records.

For an overview of important things to know after filing your application, visit our website to read the <u>After You File</u> page and watch video number 9 "<u>After You File</u>."

1. Your mark. Dr. Matteo Bertelli's (stylized and/or with design, MRK11111918739-154509827_._Logo_Matteo_Bertelli.jpg) The literal element of the mark consists of Dr. Matteo Bertelli's. The color(s) green, white is/are claimed as a feature of the mark. The mark consists of the stylized wording "Dr." in green and the stylized wording "Dr. Matteo Bertelli's" in white on a green background banner. The wording is within a hexagon boarder in green and a depiction of a branch in green to top of the wording and the background is white.

2. Your serial number. Your application was assigned serial number '97745980'. You must refer to your serial number in all communications about your application.

3. <u>What happens next—legal examination</u>. Your mark will not be registered automatically. Your application will be assigned to a USPTO examining attorney for review. <u>See current trademark processing wait times</u> for more information. The attorney will determine if your application meets all applicable legal requirements, and if it doesn't you will be notified in an email with a link to the official Office action (official letter from the USPTO). Visit our website for an explanation of <u>application process</u> timelines.

If your mark includes a design element, we will assign it one or more <u>design search codes</u>. We will notify you of these codes within the next few weeks and you can suggest that we add or delete a design search code from your file.

4. <u>Keep your addresses current in USPTO records.</u> We do not extend filing deadlines if you do not receive USPTO mail or email. If your postal address or email address changes, you must update the correspondence or owner's address using the <u>address forms</u> on our website.

5. <u>Check your application status in our database every three to four months.</u> To be sure that you don't miss an important email from us, and to avoid the possible <u>abandonment</u> of your application, check your application status and review your documents in our database, <u>Trademark Status and Document Retrieval (TSDR</u>), every three to four months.

6. <u>Warning about private companies offering trademark-related services.</u> Private companies may send you communications that resemble official USPTO communications. These private companies are not associated with the USPTO. All official correspondence will be from the "United States Patent and Trademark Office" in Alexandria, Virginia, and from emails with the domain "uspto.gov." If you are unsure about whether the correspondence is from us, check your records in our database, <u>TSDR</u>. Visit our website for more information on trademark-related <u>communications that may resemble</u> official USPTO communications.

7. Questions? Please visit our website, email us, or call us at 1-800-786-9199 and select option 1.

8. <u>Application data.</u> If you find an error in the data below, visit the <u>After You File</u> page on our website for information on correcting errors.

9. Provide feedback. You may receive a survey invitation in a separate email. Let us know how we can improve your experience.

Stay current with Trademarks

Stay up-to-date with changes in Trademarks that may impact your application or registration. This may include upcoming system changes, events and roundtables, rules changes, and other operational matters. Sign up to get Trademark Alert emails through our subscription center.

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The information submitted in the application appears below:

PTO- 1478

Approved for use through 10/31/2024. OMB 0651-0009

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Trademark/Service Mark Application, Principal Register

TEAS Plus Application NOTE: Data fields with the * are mandatory. The wording "(if applicable)" appears where the field is only mandatory under the facts of the particular application.

The table below presents the data as entered.

Input Field	Entered	
TEAS Plus	YES	
MARK INFORMATION	MARK INFORMATION	
*MARK	MRK11111918739-154509827Logo_Matteo_Bertelli.jpg	
*SPECIAL FORM	YES	
USPTO-GENERATED IMAGE	NO	
LITERAL ELEMENT	Dr. Matteo Bertelli's	
*COLOR MARK	YES	
*DESCRIPTION OF THE MARK (and Color Location, if applicable)	The mark consists of the stylized wording "Dr." in green and the stylized wording "Dr. Matteo Bertelli's" in white on a green background banner. The wording is within a hexagon boarder in green and a depiction of a branch in green to top of the wording and the background is white.	
*COLOR(S) CLAIMED (If applicable)	The color(s) green, white is/are claimed as a feature of the mark.	
PIXEL COUNT ACCEPTABLE	YES	
PIXEL COUNT	920 x 920	
APPLICANT INFORMATION		
*OWNER OF MARK	MAGI'S LAB Srl	
*MAILING ADDRESS	Via delle Maioliche, 57D	
*CITY	Rovereto, Trento	
*COUNTRY/REGION/JURISDICTION/U. S. TERRITORY	Italy	
*ZIP/POSTAL CODE (Required for U.S. and certain international addresses)	38068	
*EMAIL ADDRESS	matteo.bertelli@assomagi.org	
LEGAL ENTITY INFORMATION		
*TYPE	LIMITED LIABILITY COMPANY	
* STATE/COUNTRY/REGION/JURISDIC TION/U.S. TERRITORY WHERE	Italy	

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LEGALLY ORGANIZED		
GOODS AND/OR SERVICES AND BASIS INF	GOODS AND/OR SERVICES AND BASIS INFORMATION	
*INTERNATIONAL CLASS	005	
*IDENTIFICATION	Dermatological pharmaceutical products; Dietary supplements; Dietetic foods adapted for medical use; Dietetic preparations adapted for medical purposes; Vitamin and mineral supplements	
*FILING BASIS	SECTION 1(b)	
ADDITIONAL STATEMENTS SECTION		
*TRANSLATION (if applicable)		
*TRANSLITERATION (if applicable)		
*CLAIMED PRIOR REGISTRATION (if applicable)		
*CONSENT (NAME/LIKENESS) (if applicable)	The name(s), portrait(s), and/or signature(s) shown in the mark identifies Dr. Matteo Bertelli, whose consent(s) to register is made of record.	
CONSENT FILE NAME(S)	consent-11111918739-15450 9827Consent_for_Trade m ark.pdf	
*CONCURRENT USE CLAIM (if applicable)		
ATTORNEY INFORMATION		
NAME	Elias Hantula	
ATTORNEY BAR MEMBERSHIP NUMBER	4896890	
YEAR OF ADMISSION	2011	
U.S. STATE/ COMMONWEALTH/ TERRITORY	New York	
STREET	492 Wood Ridge Ave	
СІТҮ	Wood ridge	
STATE	New Jersey	
COUNTRY/REGION/JURISDICTION/U.S. TERRITORY	United States	
ZIP/POSTAL CODE	07075	
PHONE	646-441-0329	
EMAIL ADDRESS	ehantula@icloud.com	
CORRESPONDENCE INFORMATION		
NAME	Elias Hantula	
PRIMARY EMAIL ADDRESS FOR	ehantula@icloud.com	

-DocuSigned by: Brittary Peck Esq. A961B6BE256F4B7...

CORRESPONDENCE	
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES)	ipattorney99@gmail.com
FEE INFORMATION	
APPLICATION FILING OPTION	TEAS Plus
NUMBER OF CLASSES	1
APPLICATION FOR REGISTRATION PER CLASS	250
*TOTAL FEES DUE	250
*TOTAL FEES PAID	250
SIGNATURE INFORMATION	
* SIGNATORY FILE	hw_11111918739-152220621Signature.pdf
* SIGNATORY'S NAME	Elias Hantula
* SIGNATORY'S POSITION	Attorney of record
SIGNATORY'S PHONE NUMBER	646-441-0329
SIGNATURE METHOD	Handwritten



PTO- 1478

Approved for use through 10/31/2024. OMB 0651-0009

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 97745980 Filing Date: 01/09/2023

To the Commissioner for Trademarks:

The applicant, MAGI'S LAB SrI, a limited liability company legally organized under the laws of Italy, having an address of Via delle Maioliche, 57D Rovereto, Trento 38068 Italy matteo.bertelli@assomagi.org

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

International Class 005: Dermatological pharmaceutical products; Dietary supplements; Dietetic foods adapted for medical use; Dietetic preparations adapted for medical purposes; Vitamin and mineral supplements Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services. (15 U.S.C. Section 1051(b)).

Name(s), Portrait(s), Signature(s) of individual(s)

The name(s), portrait(s), and/or signature(s) shown in the mark identifies Dr. Matteo Bertelli, whose consent(s) to register is made of record.

Consent File1 [consent-11111918739-15450 9827_._Consent_for_Tradem ark.pdf]

The owner's/holder's proposed attorney information: Elias Hantula. Elias Hantula, is a member of the New York bar, admitted to the bar in 2011, bar membership no. 4896890, is located at

492 Wood Ridge Ave Wood ridge, New Jersey 07075 United States 646-441-0329(phone) ehantula@icloud.com

Elias Hantula submitted the following statement: The attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

The applicant's current Correspondence Information:

Elias Hantula PRIMARY EMAIL FOR CORRESPONDENCE: ehantula@icloud.com SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): ipattorney99@gmail.com

Requirement for Email and Electronic Filing: I understand that a valid email address must be maintained by the applicant owner/holder and the applicant owner's/holder's attorney, if appointed, and that all official trademark correspondence must be submitted via the Trademark Electronic Application System (TEAS).

A fee payment in the amount of \$250 has been submitted with the application, representing payment for 1 class(es).

Declaration

Declaration Signature The attached signature image file: hw_11111918739-152220621_._Signature.pdf

DocuSigned by: Brittany Peck Esq. 2/23/2023 A961B6BE256E4B7

Signatory's Name: Elias Hantula Signatory's Position: Attorney of record Signatory's Phone Number: 646-441-0329 Signature method: Handwritten

Thank you,

The TEAS support team Mon Jan 09 05:50:44 ET 2023 STAMP: USPTO/FTK-84.33.124.107-20230109055044110686-97745980-860ba9cc26ea2d76a5a3a4684f776264357f04b3881f16534632b6460e269bb67-CC-50420476-20230109054214278129











