

PATENT ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY
CONVEYING PARTY DATA	
Name	Execution Date
Bank of America, N.A., as ABL Collateral Agent	12/28/2007
Credit Suisse, Cayman Islands Branch, as Term Collateral Agent	12/28/2007
RECEIVING PARTY DATA	
Name:	Berry Plastics Holding Corporation
Street Address:	101 Oakley Street
City:	Evansville
State/Country:	INDIANA
Postal Code:	47710-1237
PROPERTY NUMBERS Total: 1	
Property Type	Number
Patent Number:	5714224
CORRESPONDENCE DATA	
Fax Number:	(678)420-9301
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	678-420-9300
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Address Line 4:	Atlanta, GEORGIA 30309
ATTORNEY DOCKET NUMBER:	19133.0137U1
NAME OF SUBMITTER:	D. Brian Shortell
<p>Total Attachments: 3</p> <p>source=19133_0137U1__Executed_Release_of_Security_Interest#page1.tif</p> <p>source=19133_0137U1__Executed_Release_of_Security_Interest#page2.tif</p>	

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PATENT
REEL: 021147 FRAME: 0850

RELEASE OF SECURITY INTEREST ON PATENT

Upon execution, this RELEASE (hereinafter "Release") is intended to RELEASE a security interest held by a Guarantor, and DISCHARGE a Borrower from certain debt, secured by the security interest, in accordance with Article 9 of the United States Uniform Commercial Code, as described herein:

WHEREAS,

1. Bank of America, N.A., as ABL Collateral Agent
Bank of America Corporate Center, NC1-007-14-24
100 N. Tryon Street
Charlotte, North Carolina 28255
2. Credit Suisse, Cayman Islands Branch, as Term Collateral Agent
Eleven Madison Avenue
New York, New York 10010

(hereinafter "Security Interest Holders") have obtained a lien (hereinafter "Security Interest") against United States Patent No. 5,714,224, entitled "Tufted Carpet And Process for Preparing Same," issued February 3, 1998 (hereinafter "Patent").

WHEREAS, Berry Plastics Holding Corporation, having a place of business at 101 Oakley Street, Evansville, Indiana 47710-1237 (hereinafter "Berry Plastics"), is the assignee of record of the entire right, title and interest in and to the Patent, as recorded at the United States Patent and Trademark Office (hereinafter "USPTO") at Reel/Frame No. 020218/0907.

WHEREAS, the Security Interest was executed on April 3, 2007, and recorded at the USPTO at Reel/Frame No. 019147/0479, entitled "Second Amended and Restated First Lien Intellectual Property Security Agreement."

WHEREAS, the Parties desire to release the Security Interest on the Patent in full.

NOW, THEREFORE, in deliberation of good and valuable consideration acknowledged by the Security Interest Holders to have been received in full from Berry Plastics:

1. The Security Interest Holders hereby RELEASE the Security Interest in and to the Patent, and DISCHARGE Berry Plastics from all its past, present, and future (actual or contingent) liabilities to the Security Interest Holders, with respect to the Patent. Upon execution of this Release, the Patent shall be free from the Security Interest Holders' Security Interest. Both Parties agree nothing in this Release shall affect any other Berry Plastics property secured by the Security Interest Holders, as described in the Security Interest.

2. The term and covenants of this agreement shall inure to the benefit of Berry Plastics, its successors, assigns and other legal representatives, and shall be binding upon the Security Interest Holders, their respective heirs, legal representatives and assigns.

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MALDJIAN & FALLON LLC

Berry - Release of IP Security Interest(1359731_2_NY).DOC

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RELEASE OF SECURITY INTEREST OF
UNITED STATES PATENT NO. 5,714,224

Security Interest Holders, their respective heirs, legal representatives and assigns.

3. The Security Interest Holders hereby warrant and represent that they have not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

IN WITNESS WHEREOF, the Security Interest Holders have executed and delivered this instrument to Berry Plastics on the dates indicated below.

For: Bank of America, N.A., as ABL Collateral Agent

DATED: 12/28, 2007

BY: 

NAME: RICHARD LEVENSON

TITLE: SVP

For: Credit Suisse, Cayman Islands Branch, as Term Collateral Agent

DATED: _____, 2007

BY: _____

NAME: _____

TITLE: _____

IN WITNESS WHEREOF, the Security Interest Holders have executed and delivered this instrument to Berry Plastics on the dates indicated below.

For: Bank of America, N.A., as ABL Collateral Agent

DATED: _____, 2007

BY: _____

NAME: _____

TITLE: _____

For: Credit Suisse, Cayman Islands Branch, as Term Collateral Agent

DATED: December 28, 2007

BY: 

NAME: ROBERT HETU
MANAGING DIRECTOR

TITLE: _____

BY: 

NAME: DENISE L. ALVAREZ
ASSOCIATE

TITLE: _____