

PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

EPAS ID: PAT3185527

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST
CONVEYING PARTY DATA	
Name	Execution Date
BANK OF MONTREAL	12/17/2014
RECEIVING PARTY DATA	
Name:	SUNOPTA GRAINS AND FOODS, INC.
Street Address:	2838 BOVAIRD DRIVE WEST
City:	BRAMPTON ONTARIO
State/Country:	CANADA
Postal Code:	L0P 1K0
PROPERTY NUMBERS Total: 6	
Property Type	Number
Patent Number:	5962047
Patent Number:	5755890
Patent Number:	6017388
Patent Number:	6306218
Patent Number:	6228419
Patent Number:	6190720
CORRESPONDENCE DATA	
Fax Number:	(616)988-1730
<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:	616-831-1730
Email:	ackertt@millerjohnson.com
Correspondent Name:	T.J. ACKERT
Address Line 1:	250 MONROE AVE., SUITE 800
Address Line 4:	GRAND RAPIDS, MICHIGAN 49503
ATTORNEY DOCKET NUMBER:	22071-1
NAME OF SUBMITTER:	T.J. ACKERT
SIGNATURE:	/T.J. Ackert/
DATE SIGNED:	01/16/2015
Total Attachments: 5	

source=SunOpta Release of Security Interest#page1.tif
source=SunOpta Release of Security Interest#page2.tif
source=SunOpta Release of Security Interest#page3.tif
source=SunOpta Release of Security Interest#page4.tif
source=SunOpta Release of Security Interest#page5.tif

RELEASE OF SECURITY INTEREST IN PATENTS

THIS RELEASE OF SECURITY INTEREST IN PATENTS dated December 17, 2014 by BANK OF MONTREAL, a Canadian chartered bank ("*BMO*"), with its mailing address at 100 King Street West, 11th Floor, Toronto, Ontario, Canada M5X 1A1, acting as administrative agent for itself and certain other secured creditors (BMO acting as such administrative agent being hereinafter referred to as the "*Secured Party*");

WITNESSETH:

WHEREAS, SUNOPTA GRAINS AND FOODS INC., a Minnesota corporation formerly known as SunOpta Ingredients Inc., a Delaware Corporation pursuant to a merger ("*Debtor*") ("*Debtor*"), with its mailing address at 2838 Bovaird Drive West, Brampton, Ontario, Canada L0P 1K0, and Secured Party were parties to a certain that certain Patent Collateral Agreement of Opta Food Ingredients, Inc., a Delaware corporation (now known as Debtor) recorded with the United States Patent and Trademark Office on March 11, 2003 in Reel 013813, at Frame 0472, as modified by that certain Notice of Name Change to reflect that Opta Food Ingredients, Inc. became known as Debtor recorded with the United States Patent and Trademark Office on December 16, 2004 in Reel 015469, at Frame 0290 (less and except the two patents which were released by the Original Secured Party pursuant to that certain Partial Release and Reassignment of Patents of Debtor recorded with the United States Patent and Trademark Office on September 10, 2009 in Reel 023208, at Frame 0213), as further modified by that certain Notice of Change in Secured Party recorded with the United States Patent and Trademark Office on November 3, 2009 in Reel 023456, at Frame 0264, as corrected by that certain Corrective Assignment recorded with the United States Patent and Trademark Office on January 28, 2010 in Reel 023861, at Frame 0720 (collectively, the "*Agreement*"), pursuant to which Debtor granted to Secured Party, a security interest in, among other things, certain patents, patent licenses and patent applications listed on Schedule A-1 and Schedule A-2 thereof (collectively, the "*Original Patent Property*"); and

WHEREAS, Debtor has requested that Secured Party release its security interests in some but not all of the Original Patent Property and reassign the same to Debtor;

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged:

Secured Party hereby releases its security interests in, and hereby reassigns, grants and conveys to Debtor, without any representation, warranty, recourse or undertaking by Secured Party, all of its right, title and interest, if any, in and to each patent, patent license and patent application listed on Schedule A-1 and Schedule A-2 hereto (collectively, the "*Released Patent Property*"), including:

- (i) Each patent and patent application listed on Schedule A-1 hereto and all of the inventions described and claimed therein and any and all reissues, continuations, continuations-in-part or extensions thereof; and

(ii) Each patent license listed on Schedule A-2 hereto and all royalties and other sums due or to become due under or in respect of each such patent license, together with the right to sue for and collect all such royalties and other sums; and


(iii) All proceeds of the foregoing, including without limitation any claim by Debtor against third parties for damages by reason of past, present or future infringement of any patent listed on Schedule A-1 hereto or of any patent licensed under a patent license listed on Schedule A-2 hereto, in each case together with the right to sue for and collect said damages.

THIS IS A PARTIAL RELEASE ONLY; EXCEPT AS TO THE RELEASED PATENT PROPERTY SPECIFICALLY RELEASED HEREBY, THE SECURITY INTEREST PERFECTED BY THE AGREEMENT IN EACH AND EVERY OTHER ORIGINAL PATENT PROPERTY CONTINUES IN FULL FORCE AND EFFECT TO THE SAME EXTENT AS IF THIS RELEASE OF SECURITY INTEREST IN PATENTS HAD NOT BEEN RECORDED.

[SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, Secured Party has caused this Release of Security Interests in Patents to be duly executed by its duly authorized officer as of the day and year first above written.

BANK OF MONTREAL, as Administrative Agent,
as Secured Party

By 
Name Francois Wentzel
Title Managing Director

[Signature Page]

**SCHEDULE A-1
TO RELEASE OF SECURITY INTERESTS IN PATENTS**

**U.S. PATENT NUMBERS AND
PENDING U.S. PATENT APPLICATION NUMBERS**

NAME	PATENT NUMBER	DATE GRANTED
Microcrystalline Starch Based Product and use in Foods	5,962,047	10-5-1999
Starch Emulsifier Composition and Methods of Making	5,755,890	5-26-1998
Starch Emulsifier Composition and Methods of Making	6,017,388	1-25-2000
Starch Emulsifier Composition and Methods of Making	6,306,218	10-23-2001
High Amylose Starch Emulsifier Composition and Methods of Making	6,228,419	5-8-2001
Dispersible Sterol Compositions	6,190,720	2-20-2001

**SCHEDULE A-2
TO RELEASE OF SECURITY INTERESTS IN PATENTS**

PATENT LICENSES

NONE.