

PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1
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EPAS ID: PAT7429410

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| SUBMISSION TYPE: | NEW ASSIGNMENT |
| NATURE OF CONVEYANCE: | RELEASE OF SECURITY INTEREST |
| CONVEYING PARTY DATA | |
| Name | Execution Date |
| COÖPERATIEVE RABOBANK U.A., NEW YORK BRANCH | 06/15/2022 |
| RECEIVING PARTY DATA | |
| Name: | EINSTEIN AND NOAH CORP. |
| Street Address: | 555 ZANG STREET |
| Internal Address: | SUITE 300 |
| City: | LAKESWOOD |
| State/Country: | COLORADO |
| Postal Code: | 80228 |
| Name: | EINSTEIN NOAH RESTAURANT GROUP, INC. |
| Street Address: | 555 ZANG STREET |
| Internal Address: | SUITE 300 |
| City: | LAKESWOOD |
| State/Country: | COLORADO |
| Postal Code: | 80228 |
| PROPERTY NUMBERS Total: 2 | |
| Property Type | Number |
| Patent Number: | 5707676 |
| Application Number: | 29563848 |
| CORRESPONDENCE DATA | |
| Fax Number: | (212)735-2000 |
| <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> | |
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| Correspondent Name: | SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP |
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| ATTORNEY DOCKET NUMBER: | 153780/146 |

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| NAME OF SUBMITTER: | M. OREN EPSTEIN |
| SIGNATURE: | /MOE/ |
| DATE SIGNED: | 07/13/2022 |
| Total Attachments: 4 source=Panera - Patent Release Agreement#page1.tif source=Panera - Patent Release Agreement#page2.tif source=Panera - Patent Release Agreement#page3.tif source=Panera - Patent Release Agreement#page4.tif | |

RELEASE OF SECURITY INTEREST IN PATENTS

RELEASE OF SECURITY INTEREST IN PATENTS (“Release”), effective as of June 15, 2022, made by COÖPERATIEVE RABOBANK U.A., NEW YORK BRANCH, in its capacity as administrative agent for the Secured Parties (in such capacity, the “Administrative Agent”), with its principal offices at 245 Park Avenue, New York, New York 10167, in favor of EINSTEIN AND NOAH CORP., a Delaware corporation (“ENC”), and EINSTEIN NOAH RESTAURANT GROUP, INC., a Delaware corporation (“ENRG”, and together with ENC, each a “Grantor”, and collectively, the “Grantors”). Capitalized terms used herein (including in the preamble and recitals hereto) but not otherwise defined herein have the meanings given to them in the Security Agreement (as defined in the First Patent Security Agreement) or, if not defined therein, in the Credit Agreement (as defined in the First Patent Security Agreement).

WHEREAS, pursuant to that certain Patent Security Agreement dated as of February 6, 2015 (the “First Patent Security Agreement”), made by ENC in favor of Administrative Agent, ENC granted, collaterally assigned, and pledged to Administrative Agent, for the ratable benefit of the Secured Parties, a security interest in the Patent Collateral (as defined in the First Patent Security Agreement, the “First Patent Security Agreement Patent Collateral”), including without limitation those items listed on Schedule 1 hereto;

WHEREAS, the First Patent Security Agreement was recorded in the Assignment Recordation Branch of the United States Patent & Trademark Office on February 8, 2015, at Reel 034913, Frame 0519;

WHEREAS, pursuant to that certain Patent Security Agreement dated as of October 5, 2017 (the “Second Patent Security Agreement”), made by ENRG in favor of Administrative Agent, ENRG granted, collaterally assigned, and pledged to Administrative Agent, for the ratable benefit of the Secured Parties, a security interest in the Patent Collateral (as defined in the Second Patent Security Agreement, the “Second Patent Security Agreement Patent Collateral”, and together with the First Patent Security Agreement Patent Collateral, the “Patent Collateral”), including without limitation those items listed on Schedule 2 hereto;

WHEREAS, the Second Patent Security Agreement was recorded in the Assignment Recordation Branch of the United States Patent & Trademark Office on October 5, 2017, at Reel 043799, Frame 0008; and

WHEREAS, Administrative Agent now desires to release the entirety of its security interest in the Patent Collateral.

NOW, THEREFORE, as of the date hereof and for good and valuable consideration, receipt of which is hereby acknowledged, Administrative Agent hereby terminates, discharges, cancels and releases fully each Grantor the security interest in, and reassigns to the applicable Grantor any other interest Administrative Agent may have in such Grantor’s right, title and interest in and to, the Patent Collateral (including without limitation those items listed on Schedules 1 and 2 hereto). The Administrative Agent hereby authorizes each Grantor and their successors, assigns or other legal representatives to file this Release with the United States Patent and Trademark Office, at the sole expense of the Grantors, to evidence and effectuate the release and termination of the Administrative Agent’s security interest in the Patent Collateral.

[Signature Page Follows]

IN WITNESS WHEREOF, the duly authorized representatives of Administrative Agent have executed this Release of Security Interest in Patents effective as of date indicated above.

**COÖPERATIEVE RABOBANK U.A., NEW YORK
BRANCH, as Administrative Agent**

By: 

Name: Christopher Hartofilis
Title: Managing Director

By: 

Name:
Title: Brian Keaveney
Executive Director

SCHEDULE 1
to
PATENT RELEASE

Patent Registrations

| Title | Owner | Country | Status | Type | App. No. | App. Date | Patent No. | Issue | Calculated Expiration |
|--|-------------------------|--------------------------|----------------------|-------------|-----------------|------------------|-------------------|--------------|------------------------------|
| PROCESS FOR MAKING FROZEN BAGEL SHAPES | Einstein and Noah Corp. | United States of America | Registered / Granted | Patents | 08/613,472 | 3/11/1996 | 5,707,676 | 1/13/1998 | 3/11/2016 |

Patent Applications

None.

SCHEDULE 2
to
PATENT RELEASE

Patent Registrations

None.

Patent Applications

| Grantor | Country | Patent Application | Application Serial No. | Application Filing Date |
|---|-----------------------------|-------------------------------|-----------------------------------|------------------------------------|
| Einstein Noah Restaurant Group, Inc. | United States of America | Dough Shaping Tool | 29/563,848 | 5/9/2016 |