8-27-03

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To the Honorable Commissioner of Patents and Trademarks: I	
Name of conveying party(ies):	Name and address of receiving party(ies)
Wells Fargo Foothill, Inc.	Name: Fresh Foods Properties, LLC
f/k/a Foothill Capital Corporation	Internal
Individual(s) Association	Address:
General Partnership Limited Partnership	Street Address: 361 Second Street, N.W.
Corporation-State	City: Hickory State: NC Zip: 28603
Other	
Unter	Individual(s) citizenship
Additional name(s) of conveying party(ics) attached 2 \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	Association
Additional name(s) of conveying party(ies) attached? Yes No	General Partnership
3. Nature of conveyance:	Limited Partnership
Assignment Merger	Corporation-State
Security Agreement Change of Name	✓ Other _Limited Liability Company
Other_ Release	If assignee is not domiciled in the United States, a domestic
Execution Date: 8/13/03	representative designation is attached: Yes V No (Designations must be a separate document from assignment)
Exocution Date.	Additional name(s) & address(es) attached? Yes
4. Application number(s) or registration number(s):	
A. Trademark Application No.(s)	B. Trademark Registration No.(s) 1272996; 1
	1071065;1341236; 1335749;1341238;1
Additional number(s) att	ached Yes 🗸 No
5. Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications and
- I	registrations involved:
Name: Deborah E. Lindley, Paralegal	
Internal Address: Carruthers & Roth, P.A.	7. Total fee (37 CFR 3.41)\$_190.00
	✓ Enclosed
	Authorized to be charged to deposit account
Street Address 235 N. Edgeworth Street	8. Deposit account number:
Street Address: 233 N. Edgeworth Street	. Sopook docount number.
City: Greensboro State: NC Zip:27401	
DO NOT USE	THIS SPACE
9. Signature.	
	49/01
Deborah E. Lindley, PARALCLAL SKINK	August 26, 2003
Name of Person Signing Sig	

01 FC:4521 02 FC:6522

40.00 0P

TRADEMARK
REFERENZES12 FRAME: 0010

TRADEMARK RELEASE

THIS TRADEMARK RELEASE is made this \(\frac{1}{2} \) day of August, 2003, by WELLS FARGO FOOTHILL, INC., f/k/a FOOTHILL CAPITAL CORPORATION, as Agent (the "Secured Party"), in favor of FRESH FOODS PROPERTIES, LLC, a North Carolina limited liability company (the "Grantor");

WITNESSETH:

WHEREAS, the Secured Party, at the request of the Grantor, has agreed to release and terminate its lien in and security interest upon all of the trademarks and trademark applications set forth in the Security Agreement, including, without limitation, those trademarks and trademark applications set forth on **Exhibit A** attached hereto (the "Released Trademarks");

NOW THEREFORE, in consideration of the premises, and for other good and valuable consideration, the receipt and sufficiency of which are hereby expressly acknowledged, the Secured Party hereby releases, discharges and terminates its lien in and security interest upon the Released Trademarks, and transfers and conveys to the Grantor all of the Secured Party's right, title and interest in the Released Trademarks and the goodwill associated therewith.

This Trademark Release shall be binding upon the Secured Party and its successors and assigns.

IN WITNESS WHEREOF, the Secured Party has duly executed this Trademark Release on the day and year first above written.

WELLS FARGO FOOTHILL, INC. f/k/a
FOOTHILL CAPITAL CORPORATION, as Agent

By:<u>/</u> Title

TRADEMARK

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The foregoing instrument was executed and acknowledged before me this day of ugust, 2003, by Vincent (2) , personally known to me to be a Vil. of WELLS FARGO FOOTHILL, INC. f/k/a FOOTHILL CAPITAL ORPORATION on behalf of the corporation.
My Commission Expires: 7/29/2005

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EXHIBIT A TO TRADEMARK RELEASE

Registered Trademarks

Country	<u>Trademark</u>	Registration No.	Registration Date
U.S.A.	FLUFFY and Design	1,272,996	04/03/1984
U.S.A.	MOM 'N' POP'S	1,065,988	05/17/1977
U.S.A.	MOM 'N' POP'S	1,071,065	08/09/1977
U.S.A.	MOM 'N' POP'S	1,341,236	06/11/1985
U.S.A.	MOM 'N' POP'S and Design	1,335,749	05/14/1985
U.S.A.	MOM 'N' POP'S and Design	1,341,238	06/11/1985
U.S.A.	MOM 'N' POP'S and Design	1,095,364	07/04/1978

Pending Trademark Applications

None.

Trademark Applications in Preparation

None.

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RECORDED: 08/27/2003

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