## 22438

# CH \$840.00

## Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Release of Trademark Collateral Security Agreement

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
PNC Bank, National Association		05/09/2006	National Banking Association:

## RECEIVING PARTY DATA

Name:	Harmony Foods Corporation
Street Address:	2200 Delaware Avenue
City:	Santa Cruz
State/Country:	CALIFORNIA
Postal Code:	95060
Entity Type:	CORPORATION: DELAWARE

## PROPERTY NUMBERS Total: 33

Property Type	Number	Word Mark
Registration Number:	2243834	BOLD BEANS
Registration Number:	1323525	CARABEE
Registration Number:	1957128	HARMONY SNACKS
Registration Number:	2263260	PARKER'S PRIDE
Registration Number:	1353146	PASTAMORE PARTY MIX
Registration Number:	2309375	
Registration Number:	2309374	
Registration Number:	2485960	
Registration Number:	1741507	GOLDEN STREAM FIRST CHOICE SNACKS
Registration Number:	2547353	GOLDEN STREAM
Registration Number:	1859218	COUNTRY STREAM
Registration Number:	2713406	GOLDEN STREAM
Registration Number:	2673118	S'MIX
Registration Number:	2504186	GUMMYPALOOZA
		TDADEMADIA

TRADEMARK "REEL: 003310 FRAME: 0096

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Registration Number:	2665022	HARMONY
Registration Number:	1397028	HARMONY
Registration Number:	1129023	HARMONY
Registration Number:	1129027	HARMONY
Registration Number:	2682629	HARMONY
Registration Number:	1129029	HARMONY
Registration Number:	2870822	HARMONY SNACKS
Registration Number:	1509482	HARMONY
Registration Number:	2637983	PLANET HARMONY
Registration Number:	2633781	PLANET HARMONY
Registration Number:	2507347	PLANET HARMONY
Registration Number:	2505318	
Registration Number:	1526930	SNACK ISLAND
Registration Number:	2494953	
Registration Number:	1479848	HARMONY
Serial Number:	76057137	SELECT-A-MIX
Serial Number:	78130544	HARMONY XTREME
Serial Number:	75783987	PLANET HARMONY PLUS
Serial Number:	76057136	SELECT-A-MIX

### **CORRESPONDENCE DATA**

Fax Number: (650)938-5200

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone: (650) 988-8500

Email: trademarks@fenwick.com

Correspondent Name: Connie L. Ellerbach
Address Line 1: 801 California Street

Address Line 4: Mountain View, CALIFORNIA 94041

ATTORNEY DOCKET NUMBER:	24579-00201	
NAME OF SUBMITTER:	Connie L. Ellerbach, Esq.	
Signature:	/CLE1087/	
Date:	05/16/2006	

**Total Attachments: 5** 

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## PARTIAL RELEASE OF TRADEMARK COLLATERAL SECURITY AGREEMENT

This PARTIAL RELEASE OF SECURITY AGREEMENT ("Partial Release") is made as of the 9<sup>th</sup> day of May, 2006, by and between PNC BANK, NATIONAL ASSOCIATION, a national banking association having offices at One South Wacker Drive, Suite 2980, Chicago, Illinois 60606 (the "Releasing Party") and Harmony Foods Corporation, a Delaware corporation having offices at 2200 Delaware Avenue, Santa Cruz, California 95060 (the "Borrower").

## WITNESSETH

WHEREAS, the Releasing Party and the Borrower are parties to a certain Trademark Collateral Security and Pledge Agreement of February 6, 2004 (the "Pledge Agreement") wherein the Borrower granted the Releasing Party a security and collateral interest in certain trademark registrations and applications and a patent, including those trademarks listed on Schedule A attached hereto;

WHEREAS, the Borrower requests a release of the security interest with respect to the trademarks listed on Schedule A; and

WHEREAS, Releasing Party desires to grant to Borrower a release of its security interests with respect to the trademarks listed on <u>Schedule A</u>.

NOW THEREFORE, for the sum of \$10.00 and other good and valuable consideration previously tendered by the Borrower, the receipt and sufficiency of which are hereby acknowledged, the Secured Party does hereby reassign, relinquish and release forever to Borrower all right, title and interest of any nature whatsoever which the Secured Party holds in the trademarks listed on Schedule A, and associated common law rights and goodwill appurtenant thereto, and further agrees that it shall execute all other documents and do all other acts necessary to relinquish and effect the release of such rights.

[SIGNATURE PAGE FOLLOWS]

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IN TESTIMONY WHEREOF, the Secured Party has executed this Partial Release by its proper officers thereunto duly authorized.

PNC BANK,	NATIONAL ASSOCIATION
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Ву:\_\_\_\_

Name: Lee LaBine

Title: Vice President

Date: 5-/8/06

Release of Trademark Collateral Security Agreement

## **SCHEDULE A**

## HARMONY FOODS CORPORATION

## **REGISTERED TRADEMARKS**

MARK	JURISDICTION	SERIAL NUMBER	REGISTRATION NUMBER	REGISTRATION DATE
BOLD BEANS	US	75/381,445	2,243,834	5/4/1999
CAMEO Design	California	· CA3000049675	44,088	9/2/1964
CARABEE	US	73/335,031	1,323,525	3/5/1985
HARMONY SNACKS	US	74/539,368	1,957,128	2/20/1996
PARKER'S PRIDE	US	75/546,041	2,263,260	7/20/1999
PASTAMORE PARTY MIX	US	73/511,349	1,353,146	8/6/1985
"Smiling Globe Design"	US	75/650,351	2,309,375	1/18/2000
"Walking Globe Design"	US	75/650,350	2,309,374	1/18/2000
"Walking Globe Design"	US	75/779,773	2,485,960	9/4/2001
"Smiling Globe Design"	Mexico	420,120	675,918	10/27/2000
"Smiling Globe Design"	Mexico	420,121	668,733	8/28/2000
"Smiling Globe Design"	Mexico	420,122	667,828	8/16/2000
"Walking Globe Design"	Mexico	419,570	675,895	10/27/2000
"Walking Globe Design"	Mexico	419,569	675,894	10/27/2000
BOLD BEANS	Mexico	419,571	685,026	1/31/2001
PLANET HARMONY	Mexico	419,573	713,093	8/30/2001
PLANET HARMONY	Mexico	419,572	713,092	8/30/2001
"Walking Globe Design"	Mexico	419,566	661,320	6/27/2000
GOLDEN STREAM FIRST CHOICE SNACKS (and Design)	US	74/222,378	1,741,507	12/22/1992
GOLDEN STREAM	US	76/285,875	2,547,353	3/12/2002
COUNTRY STREAM	US	74/362,492	1,859,218	10/18/1994
GOLDEN STREAM (and Design)	US	76/432,816	2,713,406	5/6/2003
S'MIX	US	76/285,876	2,673,118	1/7/2003
GUMMYPALOOZA	US	76/171,053	2,504,186	11/6/2001
HARMONY	US	75/843,038	2,665,022	12/24/2002
HARMONY	US	73/548,914	1,397,028	6/10/1986

MARK	JURISDICTION	SERIAL NUMBER	REGISTRATION NUMBER	REGISTRATION DATE
HARMONY	US	73/184,473	1,129,023	1/8/1980
HARMONY	US	73/184,468	1,129,027	1/8/1980
HARMONY	US	76/275,043	2,682,629	2/4/2003
HARMONY	US	73/184,469	1,129,029	1/8/1980
HARMONY SNACKS (& Design)	US	76/350,065	2,870,822	8/10/04
HARMONY (Stylized)	US	73/715,332	1,509,482	10/18/1988
PLANET HARMONY	US	75/867,009	2,637,983	10/22/2002
PLANET HARMONY	US	75/644,156	2,633,781	10/15/2002
PLANET HARMONY	US	75/381,446	2,507,347	11/13/2001
"Smiling Globe Design"	US	75/826,006	2,505,318	11/06/2001
SNACK ISLAND	US	73/692,382	1,526,930	2/28/1989
"Walking Globe Design"	US	75/826,007	2,494,953	10/2/2001
HARMONY (Stylized)	US	73/666,810	1,479,848	3/8/1988
HARMONY	Mexico	419,574	849,897	9/14/2004
HARMONY	Mexico	419,575	829,824	4/16/2004
HARMONY	Mexico	419,576	886,929	6/21/2005

## **PENDING APPLICATIONS**

MARK	JURISDICTION	SERIAL NO.	FILING DATE
SELECT-A-MIX	US	76/057,136	5/25/2000
SELECT-A-MIX	US	76/057,137	5/25/2000
HARMONY XTREME	US	78/130,544	5/22/2002
PLANET HARMONY PLUS (Stylized Lettering)	US	75/783,987	8/25/1999

## **PATENTS**

PATENT	JURISDICTION	ISSUE DATE	PATENT NUMBER
"Food Container With A Hinged Cover" (Utility Patent)	US	5/17/88	4,744,487

**RECORDED: 05/16/2006**