

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

|   |  |                       |                         |
|---|--|-----------------------|-------------------------|
| <b>SUBMISSION TYPE:</b>                             | NEW ASSIGNMENT   |                       |                         |
| <b>NATURE OF CONVEYANCE:</b>                        | AMENDMENT  |                       |                         |
| <b>CONVEYING PARTY DATA</b>                         |  |                       |                         |
| <b>Name</b>   | <b>Formerly</b>  | <b>Execution Date</b> | <b>Entity Type</b>      |
| Don Sebastiani & Sons International Wine Negotiants |  | 07/29/2008            | CORPORATION: CALIFORNIA |
| <b>RECEIVING PARTY DATA</b>                         |  |                       |                         |
| <b>Name:</b>  | Comerica Bank  |                       |                         |
| <b>Street Address:</b>                              | 75 East Trimble Road   |                       |                         |
| <b>City:</b>  | San Jose   |                       |                         |
| <b>State/Country:</b>                               | CALIFORNIA   |                       |                         |
| <b>Postal Code:</b>                                 | 95131  |                       |                         |
| <b>Entity Type:</b>                                 | Association: TEXAS   |                       |                         |
| <b>PROPERTY NUMBERS Total: 4</b>                    |  |                       |                         |
| <b>Property Type</b>                                | <b>Number</b>  | <b>Word Mark</b>      |                         |
| Serial Number:                                      | 77354207   | B SIDE                |                         |
| Serial Number:                                      | 77202040   | THE REFUGEE           |                         |
| Serial Number:                                      | 77202038   | THE CRUSHER           |                         |
| Serial Number:                                      | 77136460   | ERTHE                 |                         |
| <b>CORRESPONDENCE DATA</b>                          |  |                       |                         |
| <b>Fax Number:</b>                                  | (949)720-0182  |                       |                         |
|   | <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> |                       |                         |
| <b>Email:</b>                                       | Trademark@Buchalter.com  |                       |                         |
| <b>Correspondent Name:</b>                          | Sandra P. Thompson   |                       |                         |
| <b>Address Line 1:</b>                              | 18400 Von Karman Avenue Suite 800  |                       |                         |
| <b>Address Line 4:</b>                              | Irvine, CALIFORNIA 92612   |                       |                         |
| <b>ATTORNEY DOCKET NUMBER:</b>                      | C5724-0019   |                       |                         |
| <b>NAME OF SUBMITTER:</b>                           | Sandra P. Thompson   |                       |                         |

**CH \$115.00 77354207**

Signature:

/Sandra P. Thompson/

Date:

08/07/2008

Total Attachments: 3

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**AMENDMENT**

This AMENDMENT (this "Amendment") amends and shall be considered a part of (a) that certain Intellectual Property Security Agreement, dated as of December 23, 2003, entered into between DON SEBASTIANI & SONS INTERNATIONAL WINE NEGOCIANTS, a California corporation, whose address is 135 West Napa Street, 2nd floor, Sonoma, CA 95476 ("Grantor") and COMERICA BANK, a Texas banking corporation, whose address is 75 East Trimble Road, San Jose, CA 95131 ("Secured Party"), which was filed and recorded with the United States Patent and Trademark Office on December 24, 2003, and was designated Reel 2884 Frame 0933 as a reference number; and (b) that certain First Amended and Restated Intellectual Property Security Agreement (the "Agreement"), dated as of May 16, 2007, entered into between Grantor and Secured Party, which was filed and recorded with the United States Patent and Trademark Office on April 3, 2007, and was designated Reel 3513 Frame 0249 as a reference number (collectively the "Agreements"). Grantor and Secured Party agree as follows:

1. Exhibit A is hereby amended by adding the trademarks, trademark registrations, and trademark applications described on Exhibit A-1 attached hereto to the list of trademarks set forth in that exhibit.

2. Except as expressly amended or modified pursuant to this Amendment, the Agreement shall remain otherwise unchanged and in full force and effect.

IN WITNESS WHEREOF, the undersigned has duly executed this Amendment as of the 29th day of July, 2008.

DON SEBASTIANI & SONS INTERNATIONAL  
WINE NEGOCIANTS

By: COMERICA BANK,  
as attorney-in-fact

By:   
Title: Vice President

\* Association

Exhibit A-1

Trademarks

| No. | Trademark              | Reg. No./<br>Serial No. | Reg./File<br>Date | Status  |
|-----|------------------------|-------------------------|-------------------|---------|
| 1   | B SIDE (Block Letters) | 77-354,207              | 12/17/2007        | Pending |
| 2   | THE REFUGEE            | 77-202,040              | 06/08/2007        | Pending |
| 3   | THE CRUSHER            | 77-202,038              | 06/08/2007        | Pending |
| 4   | ERTHE                  | 77-136,460              | 03/21/2007        | Pending |

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