# OP \$65,00 319296

# TRADEMARK ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY	

## **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type	
Credit Suisse AG, Cayman Islands	FORMERLY Credit Suisse,	01/08/2010	Bank: CAYMAN ISLANDS	
Branch	Cayman Islands Branch	01/00/2010	Bank. 67 (TW) 41 TOLI 4126	

# **RECEIVING PARTY DATA**

Name:	Whole Earth Sweetener Company LLC	
Street Address:	33 North Dearborn Street, Suite 200	
City:	Chicago	
State/Country:	ILLINOIS	
Postal Code:	60602	
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE	

# PROPERTY NUMBERS Total: 2

Property Type	Number	Word Mark	
Registration Number:	3192969	SWEET SIMPLICITY	
Serial Number:	78806272	SWEET SIMPLICITY	

# CORRESPONDENCE DATA

Fax Number: (612)766-1600

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

Phone: 612-766-6911

Email: scarlson@faegre.com

Correspondent Name: Susan Carlson

Address Line 1: 90 S. 7th St Ste 2200

Address Line 4: Minneapolis, MINNESOTA 55402

NAME OF SUBMITTER:	Susan Carlson	
Signature:	/e/ Susan Carlson	
Date:	01/12/2010	

TRADEMARK
REEL: 004129 FRAME: 0713

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Total Attachments: 3

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TRADEMARK
REEL: 004129 FRAME: 0714

# RELEASE OF SECURITY INTEREST IN TRADEMARK COLLATERAL

This RELEASE, dated as of January 8, 2010, is made by Credit Suisse AG, Cayman Islands Branch (formerly known as "Credit Suisse, Cayman Islands Branch") ("Former Collateral Agent"), in favor of Whole Earth Sweetener Company LLC ("Company") as follows:

#### WITNESSETH

WHEREAS, pursuant to the Security Agreement, dated March 27, 2006 ("Security Agreement"), and recorded with The United States Patent and Trademark Office on April 25, 2006 at Reel/Frame No. 3296/0221, Company granted Former Collateral Agent a security interest in and to all of its right, title and interest in its trademarks and all applications and registrations therefor, including goodwill ("Trademark Collateral");

WHEREAS, Former Collateral Agent resigned as administrative agent and collateral agent under that certain Credit Agreement, dated as of May 9, 2007 (as amended, supplemented, amended and restated or otherwise modified from time to time, the "Credit Agreement") pursuant to that certain Successor Agent Agreement, dated as of October 1, 2009, by and among Former Collateral Agent, Wilmington Trust FSB ("Successor Agent"), Merisant Worldwide, Inc., Merisant Company and the Requisite Lenders (as such term is defined in the Credit Agreement) ("Successor Agent Agreement");

WHEREAS, in connection with the Successor Agent Agreement, Former Collateral Agent agreed to continue to hold the security interest in the Trademark Collateral solely for the purpose of maintaining the validity, priority and perfection of such security interest until such time as such security interest in the Trademark Collateral was assigned or otherwise transferred to Successor Agent;

WHEREAS, such security interest in the Trademark Collateral has not been assigned to Successor Agent as of the date hereof;

WHEREAS, Company has requested that Former Collateral Agent release its security interest in and to the Trademark Collateral, including without limitation the trademarks and all applications and registrations therefor set forth in Schedule A attached hereto and incorporated herein by reference.

NOW, THEREFORE, Former Collateral Agent, without recourse, representation or warranty and at Company's sole cost and expense, hereby RELEASES all of its right, title and interest in and to the Trademark Collateral, including without limitation the trademarks set forth in Schedule A.

Upon the Company's written request, Former Collateral Agent agrees to provide Company with any additional authorization reasonably necessary to effect the release of Former Collateral Agent's security interest in the Trademark Collateral.

[SIGNATURE PAGE FOLLOWS]

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IN WITNESS WHEREOF, Former Collateral Agent has caused this Release to be duly executed and delivered by its duly authorized officer as of the date first written above.

> Credit Suisse AG, Cayman Islands Branch (formerly known as "Credit Suisse, Cayman Islands Branch")

By:	Myan Kani		
Name:	MEGAN KANE		
Title:	DIRECTOR		
Tine:	No.		
By:	SAW		
Name:	Adam Zausme Vice Presiden		
Title:	Vice Presiden		
Title:			
OF ACKNOWLEDGMENT			

### **CERTIFICATION**

STATE OF <u>NEW YORK</u> ) : COUNTY OF <u>NEW YORK</u> ) :

Before me, the und	lersigned, a Notary , 2010, personal	Public in and	for the county	aforesaid, on
this The day of SANUARY and ADAM ZAUGMER the DIRECTOR	who, being by m		depose and say	that they are Suisse AG,
Cayman Islands Branch (formerly they, as such officers being duly	known as "Credit	Suisse, Cayma	n Islands Branc	h"), and that
purposes therein contained as the corporation as such officer.	eir free act and de	eed and as the	full act and o	leed of such
<b>VO.</b>				<b>-</b>
	<u>, , , , , , , , , , , , , , , , , , , </u>	Notary Public	ARON D. WILLIAMS ublic, State of New 1	York
	N	N	io, 01Wt6203907 d in New York Cour on Expires April 13,	

[Signature Page to Release of Security Interest in Trademark Collateral - Security Agreement, dated March 27, 2006 - Whole Earth Sweetener Company LLC]

> **TRADEMARK REEL: 004129 FRAME: 0716**

# SCHEDULE A TO RELEASE OF SECURITY INTEREST IN TRADEMARK COLLATERAL Reel/Frame: 3296/0221

Trademark	Application No. Filing Date	Registration No. Registration Date
SWEET SIMPLICITY	78/806282 03-FEB-2006	3192969 02-JAN-2007
SWEET SIMPLICITY	78/806272 03-FEB-2006	

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**RECORDED: 01/12/2010** 

TRADEMARK REEL: 004129 FRAME: 0717