

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

|                       |                   |
|-----------------------|-------------------|
| SUBMISSION TYPE:      | NEW ASSIGNMENT    |
| NATURE OF CONVEYANCE: | Trademark Release |

**CONVEYING PARTY DATA**

| Name                         | Formerly | Execution Date | Entity Type           |
|------------------------------|----------|----------------|-----------------------|
| Prospect Capital Corporation |          | 03/31/2010     | CORPORATION: MARYLAND |

**RECEIVING PARTY DATA**

|                 |                         |
|-----------------|-------------------------|
| Name:           | Shearer's Foods, Inc.   |
| Street Address: | 692 Wabash Avenue North |
| City:           | Brewster                |
| State/Country:  | OHIO                    |
| Postal Code:    | 44613                   |
| Entity Type:    | CORPORATION: OHIO       |

**PROPERTY NUMBERS Total: 9**

| Property Type        | Number  | Word Mark                       |
|----------------------|---------|---------------------------------|
| Registration Number: | 2666406 |                                 |
| Registration Number: | 2805553 | TIRITAS                         |
| Registration Number: | 2666407 |                                 |
| Registration Number: | 1621442 | GRANDPA'S CHOICE                |
| Registration Number: | 1620176 | MESQUITE GRANDPA'S CHOICE       |
| Registration Number: | 2720617 | DIPSTER                         |
| Registration Number: | 2202051 | SHEARER PERFECTION IN EVERY BAG |
| Registration Number: | 2999837 | SHEARER'S                       |
| Registration Number: | 3119618 | SHEARER'S                       |

**CORRESPONDENCE DATA**

Fax Number: (212)354-8113  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 2128198200  
 Email: fcutajar@whitecase.com  
 Correspondent Name: White & Case LLP

OP \$240.00 2666406

**900158688**

**TRADEMARK  
 REEL: 004178 FRAME: 0635**

Address Line 1: 1155 Avenue of the Americas  
Address Line 2: Patents & Trademarks  
Address Line 4: New York, NEW YORK 10036

|                         |                      |
|-------------------------|----------------------|
| ATTORNEY DOCKET NUMBER: | 1155732-0146         |
| NAME OF SUBMITTER:      | Frances B. Cutajar   |
| Signature:              | /Frances B. Cutajar/ |
| Date:                   | 04/01/2010           |

Total Attachments: 3  
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source=ProspectTMReleaseToShearers#page2.tif  
source=ProspectTMReleaseToShearers#page3.tif

TRADEMARK RELEASE

TRADEMARK RELEASE, effective as of this 31<sup>st</sup> day of March, 2010, given by PROSPECT CAPITAL CORPORATION, a Maryland corporation (the "Lender") to SHEARER'S FOODS, INC., an Ohio corporation (the "Grantor"), as follows:

WITNESSETH

WHEREAS, pursuant to the Trademark Security Agreement, dated as of November 5, 2007 (the "Trademark Security Agreement"), the Grantor has heretofore granted to the Lender a security interest in all of Grantor's right, title and interest in the Trademark Collateral (as defined in the Trademark Security Agreement), including certain U.S. trademarks more particularly set forth on Schedule A attached hereto to secure the Secured Obligations (as defined in the Security Agreement, dated as of November 5, 2007, among the Lender, the Grantor, and the other parties party thereto (the "Security Agreement")); and

WHEREAS, the Lender wishes to release and restore all right, title and interest in and to the Trademark Collateral to the Grantor and to dissolve any and all liens and encumbrances respecting the Trademark Collateral.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, the Lender hereby releases, discharges, quitclaims and relinquishes unto the Grantor all security interests in the Trademark Collateral, including without limitation the U.S. trademarks set forth on Schedule A granted to Lender by the Grantors pursuant to the Security Agreement and the Trademark Security Agreement.

IN WITNESS WHEREOF, the undersigned, by and through its authorized officer,  
has caused this instrument to be executed under seal on the date first written above.

PROSPECT CAPITAL CORPORATION

By 

Name: M. Grier Elisek

Title: President & Chief Operating Officer

Schedule A

Marks

| <u>Registration Number</u> | <u>Mark</u>                     |
|----------------------------|---------------------------------|
| 2666406                    | Design                          |
| 2805553                    | TIRITAS                         |
| 2666407                    | Design                          |
| 1621442                    | GRANDPA'S CHOICE                |
| 1620176                    | MESQUITE GRANDPA'S CHOICE       |
| 2720617                    | Dipster                         |
| 2202051                    | SHEARER PERFECTION IN EVERY BAG |
| 2999837                    | SHEARER'S (Stylized)            |
| 3119618                    | SHEARER'S (Stylized)            |