### 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
PNC Bank, National Association		11/13/2012	National Association: UNITED STATES

## **RECEIVING PARTY DATA**

Name:	Sweet Ovations LLC	
Street Address:	1741 TOMLINSON ROAD	
City:	PHILADELPHIA	
State/Country:	PENNSYLVANIA	
Postal Code:	19116	
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE	

PROPERTY NUMBERS Total: 10

Property Type	Number	Word Mark
Registration Number:	2782759	SWEET OVATIONS
Registration Number:	2840726	SWEET OVATIONS
Registration Number:	2782757	SWEET OVATIONS
Registration Number:	2839009	SWEET OVATIONS
Registration Number:	2782461	SWEET OVATIONS
Registration Number:	2806992	SWEET OVATIONS
Registration Number:	2782457	
Registration Number:	2778428	
Registration Number:	3281645	STABL-ICE
Registration Number:	3793444	YOATMEAL

### **CORRESPONDENCE DATA**

**Fax Number**: 2128080844

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first; if that is unsuccessful, it will be sent to the e-mail address first to

900240762 REEL: 004915 FRAME: 0867

*via US Mail.* Phone: Email:

212-808-0700

bslonda@nmmlaw.com

Correspondent Name: Bruce S. Londa/Norris, McLaughlin

Address Line 1: 875 Third Avenue

Address Line 4: New York, NEW YORK 10022

ATTORNEY DOCKET NUMBER:

104646-4

NAME OF SUBMITTER:

Bruce S. Londa

Signature:

/bsl/

Date:

12/10/2012

Total Attachments: 2

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## TERMINATION AND RELEASE OF TRADEMARK SECURITY AGREEMENT

AND RELEASE OF SECURITY TERMINATION TRADEMARK AGREEMENT, dated as of November 13, 2012, by and between Sweet Ovations LLC, a Delaware limited liability company (herein referred to as "Grantor") and PNC Bank, National Association, as Agent (together with its successors in such capacity, the "Grantee").

WHEREAS, pursuant to the terms of a "Trademark Security Agreement", dated as of February 18, 2005, between the Grantor and Grantee and recorded with the U.S. Patent and Trademark Office on February 25, 2005 at (Trademark Reel 003034 and Frame 0872), the terms of which are incorporated herein, the Grantor granted to the Grantee a security interest in all of Grantor's right, title and interest in, to and under the Trademark Collateral (as defined in the Trademark Security Agreement), including certain trademark registrations (the "Marks") as set forth in Schedule I to the Trademark Security Agreement, and as attached hereto; and

WHEREAS, the Grantor has repaid the Grantee in full the liabilities secured by the Trademark Security Agreement (other than any contingent indemnification obligations and expense reimbursement Obligations (as defined in the Credit Agreement) that expressly survive under the express terms of the Credit Agreement (as defined in the Trademark Security Agreement) and the Other Documents (as defined in the Credit Agreement), if any), and Grantee has agreed to terminate and release its security interest and all of its right, title and interest in each of the Marks as herein provided;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Grantor and the Grantee hereby agree as follows:

RELEASE AND ASSIGNMENT. The Grantee hereby terminates and releases its security interest in the Marks, and the Grantee hereby assigns and transfers to the Grantor, without recourse, all of the Grantee's right, title and interest in and to each of the Marks and the related goodwill, effective as of the date set forth above.

**GRANTEE** 

GRANTOR

PNC Bank, National Association, As Agent

Sweet Ovations LLC

Bv:

Name:

By: Joséph J. Cleary II

Title:

Vikie President

**TRADEMARK** REEL: 004915 FRAME: 0869

# SCHEDULE I

Mark	Country	Registration/Application no.	
SWISS-PREME	U.S.	76/362297 (abandoned)	
SWISS-PREME	Mexico	Application No. 557622 Registration No.772295 (abandoned)	
SWISS-PREME	Mexico	Application no. 557621 Reg. No. 804899 (abandoned)	
SWISS-PREME	Canada	1143966 (abandoned)	
SWISS-PREME	European Community	2737013 (abandoned)	
SWEET OVATIONS with Design w/color	U.S.	2782759	
SWEET OVATIONS	U.S.	2840726	
SWEET OVATIONS	U.S.	2782757	
SWEET OVATIONS	European Community	2737039	
SWEET OVATIONS and Design	U.S.	2839009	
SWEET OVATIONS and Design	U.S.	2782461	
SWEET OVATIONS with Design w/color	U.S.	2806992	
SWEET OVATIONS	Mexico	Application No. 557281 Reg. No. 919055	
SWEET OVATIONS	Canada	Application no.1143965 Reg. No. TMA643490	
Dots Design (design)	U.S.	2782457	
Dots Design (design)	U.S.	2778428	
STABL-ICE	U.S.	Application No. 77/029294 Reg. No. 3281645	
YOATMEAL	U.S.	Application No. 77/026793 Reg. No. 3793444	

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