## TRADEMARK ASSIGNMENT

# Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Termination and Release of Trademark Security Agreement recorded on September 19, 2011 at Reel 4625/Frame 0125

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
TD Bank, N.A.		12/18/2012	National Bank: UNITED STATES

## RECEIVING PARTY DATA

Name:	Vermont Hard Cider Company, LLC
Street Address:	153 Pond Lane
City:	Middlebury
State/Country:	VERMONT
Postal Code:	05753
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE

#### PROPERTY NUMBERS Total: 19

Property Type	Number	Word Mark
Registration Number:	3943880	WOODCHUCK HARD CIDER MARMOTA MONAX MONAX
Registration Number:	3996990	WOODCHUCK HARD CIDER MARMOTA MONAX MONAX
Registration Number:	3195593	MARMOTA MONAX MONAX
Registration Number:	3831152	WYDER'S
Registration Number:	3824561	WOODCHUCK
Registration Number:	3448748	CIDER JACK
Registration Number:	2673207	WYDER'S DRY RASPBERRY CIDER
Registration Number:	2673206	WYDER'S DRY PEACH CIDER
Registration Number:	2673205	WYDER'S DRY APPLE CIDER
Registration Number:	2673204	WYDER'S DRY PEAR CIDER
Registration Number:	2463147	WOODCHUCK
Registration Number:	2187029	WYDER'S
Registration Number:	1964397	CIDER JACK
		TRADEMARK

REEL: 004940 FRAME: 0970

Serial Number:	85243290	802
Serial Number:	85400107	CRAFTED IN VERMONT WOODCHUCK HARD CIDER FARMHOUSE SELECT HARD CIDER ORIGINAL '91
Serial Number:	85263523	CELEBRATE WOODCHUCK DAY
Serial Number:	85258155	GROUNDHOG
Serial Number:	77928517	INDEPENDENT TO THE CORE
Serial Number:	85233322	REVEL RESPONSIBLY

#### **CORRESPONDENCE DATA**

**Fax Number**: 8669471121

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

via US Mail.

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Correspondent Name: Kristen M. Walsh, Nixon Peabody LLP

Address Line 1: 1300 Clinton Square

Address Line 4: Rochester, NEW YORK 14604

ATTORNEY DOCKET NUMBER:	30104/41
NAME OF SUBMITTER:	Kristen M. Walsh
Signature:	/kristenmwalsh/
Date:	01/11/2013

#### Total Attachments: 3

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#### TERMINATION AND RELEASE OF TRADEMARK SECURITY AGREEMENT

THIS TERMINATION AND RELEASE OF TRADEMARK SECURITY AGREEMENT (this "<u>Termination</u>"), is effective as of December 18, 2012, and made by TD Bank, N.A. ("<u>Secured Party</u>"), to Vermont Hard Cider Company, LLC, a Delaware limited liability company ("<u>Grantor</u>").

WHEREAS, certain security interests (the "Interests") were granted by the Grantor to the Secured Party in certain collateral, including the Trademarks (as hereinafter defined), pursuant to that certain Intellectual Property Security Agreement, dated as of September 14, 2011, and that certain Security Agreement, dated as of September 14, 2011, each by the Grantor in favor of the Secured Party;

WHEREAS, the Interests were recorded in the Assignment Division of the United States Patent and Trademark Office on September 19, 2011, at Reel 4625/Frame 0125; and

WHEREAS, the Secured Party now desires to terminate and release the Interests.

NOW, THEREFORE, for good and valuable consideration, the Secured Party hereby agrees and acknowledges as follows:

- 1. <u>Definitions</u>. The term "<u>Trademarks</u>," as used herein, shall mean each and all of Grantor's right, title and interest of every kind and nature as of the date hereof in all of its trademarks, trademark applications and service marks, including those listed on <u>Schedule A</u> hereto.
- 2. <u>Release of Security Interest</u>. The Secured Party hereby terminates the Interests, and terminates, releases, and discharges all its right, title, and interest in the Trademarks.

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IN WITNESS WHEREOF, the Secured Party has caused this Termination of Trademark Security Agreement to be executed by its duly authorized officer as of the date first written above.

TD BANK, N.A.

By:

Name:

H. EUCKY

PEKKINGOL

VICE PRESIDENT

# Schedule A

# <u>U.S. Trademarks and Trademark Applications</u> (Interests to be terminated)

## REGISTERED TRADEMARKS

Serial Number	Registration Number
85103856	3943880
85186341	3996990
78139976	3195593
77894489	3831152
77891510	3824561
77302910	3448748
76329778	2673207
76329777	2673206
76329776	2673205
76329775	2673204
75545465	2463147
74715405	2187029
74363299	1964397

## TRADEMARK APPLICATIONS

Serial Number	Word Mark
85243290	802
85400107	CRAFTED IN VERMONT WOODCHUCK
	HARD CIDER FARMHOUSE SELECT
	HARD CIDER ORIGINAL '91
85263523	CELEBRATE WOODCHUCK DAY
85258155	GROUNDHOG
77928517	INDEPENDENT TO THE CORE
85233322	REVEL RESPONSIBLY

**TRADEMARK REEL: 004940 FRAME: 0974** 

**RECORDED: 01/11/2013**