# OP \$190.00 272839

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM484281

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST		

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
CIT Bank, N.A.	FORMERLY OneWest Bank N.A.	07/31/2018	National Banking Association: UNITED STATES

### **RECEIVING PARTY DATA**

Name:	Wheat Montana Farms, Inc.	
Street Address:	115 B Main Street	
City:	Three Forks	
State/Country:	MONTANA	
Postal Code: 59752		
Entity Type:	Corporation: DELAWARE	

### **PROPERTY NUMBERS Total: 7**

Property Type	Number Word Mark	
Registration Number:	2728391	HEALTHYLOAF
Registration Number:	2519395 WHEAT MONTANA FARMS & BAKERY	
Registration Number:	ion Number: 2519396 WHEAT MONTANA	
Registration Number: 2393407 WHEAT MONTANA		WHEAT MONTANA
Registration Number:2073618BRONZE CHIEFRegistration Number:2073617PRAIRIE GOLD		BRONZE CHIEF
		PRAIRIE GOLD
Registration Number:	2019861	WHEAT MONTANA FARMS & BAKERY

# CORRESPONDENCE DATA

**Fax Number:** 6152446804

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

using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.

**Phone:** 423-682-6267

Email: trademarkdocket@wallerlaw.com
Correspondent Name: Jimar A. Sanders c/o Waller Lansden

Address Line 1: 633 Chestnut Street

Address Line 2: Suite 1400

Address Line 4: Chattanooga, TENNESSEE 37450

ATTORNEY DOCKET NUMBER:	034685.82388
NAME OF SUBMITTER:	Jimar A. Sanders

SIGNATURE:	/Jimar A. Sanders/			
DATE SIGNED:	08/01/2018			
Total Attachments: 5				
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# TERMINATION AND RELEASE OF INTELLECTUAL PROPERTY SECURITY AGREEMENT

This TERMINATION AND RELEASE OF INTELLECTUAL PROPERTY SECURITY AGREEMENT ("Termination and Release") is made as of the 31st of July, 2018, by CIT BANK, N.A. (formerly known as OneWest Bank N.A.) (the "Secured Party") to WHEAT MONTANA FARMS, INC., a Delaware corporation (the "Grantor"). Capitalized terms used in this Termination and Release and not otherwise defined herein have the meanings specified in the Intellectual Property Security Agreement (defined below) or the Security Agreement (defined below), as applicable.

#### WITNESSETH:

WHEREAS, pursuant to that certain Guarantor Security Agreement, dated as of January 16, 2015, (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the "Security Agreement"), by and among the Grantor, certain affiliates of Grantor, and the Secured Party, the Grantor executed that certain Intellectual Property Security Agreement, dated as of January 16, 2015 (as amended, restated, supplemented or otherwise modified from time to time, the "Intellectual Property Security Agreement"), which was recorded in (i) the United States Patent and Trademark Office at Reel 5442, Frame 0660 on January 16, 2015, and at Reel 5448, Frame 0037 on January 28, 2015, and (ii) the United States Copyright Office at Volume 9919 Document No. 381 on February 5, 2015, pursuant to which the Grantor granted a security interest to the Secured Party in Grantor's Intellectual Property Collateral, including certain copyrights and/or copyright applications and trademarks and/or trademark applications listed on Schedule A attached hereto and made a part hereof.

WHEREAS, the Secured Party now desires to terminate and release its security interest in the Intellectual Property Collateral and reassign any and all rights, title, and interest in the same to Grantor;

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged:

- 1. The Secured Party hereby releases its security interest in all of Grantor's right, title and interest in and to the Intellectual Property Collateral, including those Copyrights and Trademarks set forth on <u>Schedule A</u>.
- 2. If and to the extent that the Secured Party has acquired any right, title or interest in or to any of the Intellectual Property Collateral, the Secured Party hereby reassigns, grants and conveys to the Grantor, without any representation, warranty, recourse or undertaking by the Secured Party, any and all of its right, title, and interest in and to the Intellectual Property Collateral (including without limitation those Copyrights and Trademarks set forth on Schedule A), along with any goodwill in the Intellectual Property Collateral that the Secured Party may have acquired.
- 3. This Termination and Release, and any claims, controversy, dispute or cause of action (whether in contract or tort or otherwise) based upon, arising out of, or relating to this Agreement and the transactions contemplated hereby and thereby shall be governed by, and

construed in accordance with, the law of the State of California without regard to conflict of laws principles thereof.

[signature page follows]

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IN WITNESS WHEREOF, the Secured Party has caused this Termination and Release to be duly executed and delivered as of the date first written above.

## SECURED PARTY:

CIT BANK, N.A. (formerly known as OneWest Bank N.A.)

By: STANGON LIN
Title: AUTHORISM SIMNATORY

# **SCHEDULE A**

		PA"	TENTS		
			Remarkation		
Owner N/A	Patent No.	Name	:	Issue Date	
\$2000					
		TRAD	EMARKS		
			rts HC Textrations		
Owney	Tradema	tract attach	Mark	Registration Date	
Wheat Montana Farms, Inc.	2,728,391		Healthyloaf (word only)	06/17/03	
	2,519,365		(word and design)	12/18/01	
2,319,396 2,393,407			102	12/18/01	
			Wheat Montana (word only Wheat Montana (word only)	10/10/00	
	2,073,618		Bronze Chief (word only)	06/24/97	
	2,073,617	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	Prairie Ciold (Word only)	86/24/97	
::- *	2,019,861		(word	11/26/96	
₩ <sup>46</sup>	TU: 7410 (Montaisa)		and design)  TREANZE CHIEF*  (stylized letters)	05/24/93	
	7021221 (Montage)		Natural White (word only)	10/12/00	

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 COPYRIGHTS						
 Омаст	lis ogenezite Registration Tille	Registration No.	Registration Date			
Wheat Montana Farms, Inc. <sup>2</sup>	Wheat Montana Cookbook: Recipes from Our Bakery and Our Custemers Using Wheat Montana Products	TX08005152415	03/06/90			

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**RECORDED: 08/01/2018**