

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM609124

<b>SUBMISSION TYPE:</b>	RESUBMISSION
<b>NATURE OF CONVEYANCE:</b>	Release of Security Interest under Reel/Frame No. 5712/0856
<b>RESUBMIT DOCUMENT ID:</b>	900573364

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
TCW ASSET MANAGEMENT COMPANY LLC		08/28/2020	Limited Liability Company: DELAWARE

**RECEIVING PARTY DATA**

<b>Name:</b>	American Beverage Corporation
<b>Street Address:</b>	1 Daily Way
<b>City:</b>	Verona
<b>State/Country:</b>	PENNSYLVANIA
<b>Postal Code:</b>	15147
<b>Entity Type:</b>	Corporation: DELAWARE

**PROPERTY NUMBERS Total: 33**

Property Type	Number	Word Mark
Registration Number:	4426863	AMERICAN BEVERAGE CORPORATION
Registration Number:	2036600	BIG BURST
Registration Number:	1366965	BIG HUG
Registration Number:	1539489	
Registration Number:	0899768	DAILY'S
Registration Number:	3181798	DAILY'S
Registration Number:	4515644	FRUIT BARREL
Registration Number:	4581600	GIVE A HUG. GET A SMILE.
Registration Number:	4353836	GUZZLER
Registration Number:	1015429	LITTLE HUG
Registration Number:	1376177	
Registration Number:	4085151	LITTLE HUG FRUIT BARRELS
Registration Number:	4581836	MOCHA DELIGHT
Registration Number:	1127606	
Registration Number:	2508104	ALPINE FREEZE
Registration Number:	0919849	TEENI-PAK
Registration Number:	3659215	TOW AND GO PEACH MELON
Registration Number:	3636488	TWIST 'N' CHILL

**TRADEMARK**

Property Type	Number	Word Mark
Registration Number:	4236357	FLAVOR-LOCK TAP
Registration Number:	3659217	LOW AND SLOW GRAPE APPLE
Registration Number:	2528534	ORCHARD CHILL
Registration Number:	4370360	RAINBOW
Registration Number:	3640787	REPTILE RAPIDS
Registration Number:	1610015	BIG JUICY
Registration Number:	2636891	CARIBBEAN GROOVE
Registration Number:	1662688	TEENI
Registration Number:	4822850	DAILY'S COCKTAILS HARD SHAKE
Registration Number:	4822836	DAILY'S COCKTAILS SPIKED SODA
Registration Number:	4777105	FIND YOUR HAPPY TASTE
Registration Number:	4822997	FIZZY, FRUITY, FUN
Registration Number:	4847825	FREEZ'EM, SQUEEZ'EM, PLEEZ'EM!
Registration Number:	4798976	HUG
Serial Number:	86589252	FRUIT RAPIDS

#### CORRESPONDENCE DATA

Fax Number: 2129692900

*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: 212-969-3000

Email: ypan@proskauer.com

Correspondent Name: Antonio DiNizo

Address Line 1: Proskauer Rose LLP

Address Line 2: Eleven Times Square

Address Line 4: New York, NEW YORK 10036-8299

ATTORNEY DOCKET NUMBER:	47245-001
NAME OF SUBMITTER:	Antonio DiNizo
SIGNATURE:	/Antonio DiNizo/
DATE SIGNED:	11/17/2020

#### Total Attachments: 6

source=Release of Trademark Security Agreement (Reel-Frame 5712-0856)#page1.tif

source=Release of Trademark Security Agreement (Reel-Frame 5712-0856)#page2.tif

source=Release of Trademark Security Agreement (Reel-Frame 5712-0856)#page3.tif

source=Release of Trademark Security Agreement (Reel-Frame 5712-0856)#page4.tif

source=Release of Trademark Security Agreement (Reel-Frame 5712-0856)#page5.tif

source=Release of Trademark Security Agreement (Reel-Frame 5712-0856)#page6.tif

**RELEASE OF TRADEMARK SECURITY AGREEMENT**

WHEREAS, pursuant to that certain Assignment of Security Interest - - Trademarks, dated as of January 19, 2016 (the "Trademark Security Agreement"), recorded in the United States Patent and Trademark Office at Reel 5712, Frame 0856 on January 20, 2016, American Beverage Corporation ("Releasee"), pledged, conveyed, sold, assigned, transferred and set over unto TCW ASSET MANAGEMENT COMPANY LLC ("Releasor"), and granted to Releasor for the benefit of Releasor and the Secured Parties, a continuing security interest in all right, title and interest of Releasee in, to and under the trademarks and service marks listed on the attached Schedule A, which trademarks and service marks are registered or applied for in the United States Patent and Trademark Office (the "Trademarks"), together with, among other things, the good-will of the business symbolized by the Trademarks and the applications and registrations thereof, and all proceeds thereof, including, without limitation, any and all causes of action which may exist by reason of infringement thereof and any and all damages arising from past, present and future violations thereof (the "Collateral") to secure the prompt payment, performance and observance of the Secured Obligations; and

WHEREAS, Releasee has requested and Releasor has agreed to provide this Release of Trademark Security Agreement to confirm the release, relinquishment and discharge of its continuing security interest in the Collateral.

NOW, THEREFORE, in consideration of and in exchange for good and valuable consideration, Releasor hereby agrees as follows:

1. Defined Terms. All capitalized terms used but not otherwise defined herein have the meanings given to them in the Trademark Security Agreement.
2. Release of Security Interest. Releasor hereby, without any representation and warranty and without any recourse, releases, relinquishes and discharges its continuing security interest in the Collateral.

IN WITNESS WHEREOF, the parties have caused this Release of Trademark Security Agreement to be duly executed as of August 28, 2020.

TCW ASSET MANAGEMENT  
COMPANY LLC

By:   
Name: Suzanne Grosso  
Title: Managing Director

**SCHEDULE A**  
to

**RELEASE OF TRADEMARK SECURITY AGREEMENT**

**Trademark Registrations/Applications**

1. Registered Trademarks

Company	COUNTRY	Trademark	Registration No.	Filing Date	Registration Date
American Beverage Corporation	UNITED STATES	AMERICAN BEVERAGE CORPORATION	4,426,863	11/2/2012	10/29/2013
American Beverage Corporation	UNITED STATES	BIG BURST	2,036,600	7/28/1995	2/11/1997
American Beverage Corporation	UNITED STATES	BIG HUG	1,366,965	12/13/1984	10/22/1985
American Beverage Corporation	UNITED STATES	BIG HUG CONTAINER Design	1,539,489	5/19/1986	5/16/1989
American Beverage Corporation	EUROPEAN UNION (CTM)	DAILY'S	004662771	9/30/2005	6/5/2010
American Beverage Corporation	UNITED STATES	DAILY'S & Design	899,768	11/3/1967	9/29/1970
American Beverage Corporation	UNITED STATES	DAILY'S & Design	3,181,798	3/14/2005	12/5/2006
American Beverage Corporation	EUROPEAN UNION (CTM)	DAILY'S	003566825	12/2/2003	6/5/2007
American Beverage Corporation	UNITED STATES	FRUIT BARREL	4,515,644	11/15/2012	4/15/2014
American Beverage Corporation	UNITED STATES	GIVE A HUG. GET A SMILE.	4,581,600	7/9/2013	8/5/2014
American Beverage Corporation	UNITED STATES	GUZZLER	4,353,836	10/25/2012	6/18/2013
American Beverage Corporation	UNITED STATES	LITTLE HUG	1,015,429	4/5/1974	7/8/1975

Company	COUNTRY	Trademark	Registration No.	Filing Date	Registration Date
American Beverage Corporation	UNITED STATES	LITTLE HUG BOTTLE Design	1,376,177	5/5/1983	12/17/1985
American Beverage Corporation	UNITED STATES	LITTLE HUG FRUIT BARRELS	4,085,151	3/8/2011	1/10/2012
American Beverage Corporation	UNITED STATES	MOCHA DELIGHT	4,581,836	10/3/2013	8/5/2014
American Beverage Corporation	UNITED STATES	TWO-EARED BOTTLE Design	1,127,606	8/15/1975	12/11/1979
American Beverage Corporation	UNITED STATES	ALPINE FREEZE	2,508,104	3/2/2000	11/13/2001
American Beverage Corporation	UNITED STATES	TEENI-PAK <sup>1</sup>	919,849 (Abandoned)	2/12/1970	9/7/1971
American Beverage Corporation	UNITED STATES	TOW AND GO PEACH MELLON	3,659,215 (Abandoned)	8/25/2008	7/21/2009
American Beverage Corporation	UNITED STATES	TWIST 'N' CHILL	3,636,488 (Abandoned)	4/21/2008	6/9/2009
American Beverage Corporation	UNITED STATES	FLAVOR-LOCK TAP	4,236,357	10/5/2011	11/6/2012
American Beverage Corporation	UNITED STATES	LOW AND SLOW GRAPE APPLE	3,659,217 (Abandoned)	8/25/2008	7/21/2009
American Beverage Corporation	UNITED STATES	ORCHARD CHILL	2,528,534	3/24/2000	1/8/2002
American Beverage Corporation	UNITED STATES	RAINBOW	4,370,360	8/12/2004	7/23/2013
American Beverage Corporation	UNITED STATES	REPTILE RAPIDS	3,640,787 (Abandoned)	3/17/2008	6/16/2009
American Beverage Corporation	UNITED STATES	BIG JUICY	1,610,015	10/30/1989	8/14/1990
American Beverage Corporation	UNITED STATES	CARIBBEAN GROOVE	2,636,891	2/12/2001	10/15/2002

<sup>1</sup> Should be marked abandoned by trademark office for failure to renew.

Company	COUNTRY	Trademark	Registration No.	Filing Date	Registration Date
American Beverage Corporation	UNITED STATES	TEENI <sup>2</sup>	1,662,688 (Abandoned)	3/7/1990	10/29/1991
American Beverage Corporation	UNITED STATES	DAILY'S COCKTAILS HARD SHAKE	4,822,850	12/20/2013	9/29/2015
American Beverage Corporation	UNITED STATES	DAILY'S COCKTAILS SPIKED SODA	4,822,836	12/16/2013	9/29/2015
American Beverage Corporation	UNITED STATES	FIND YOUR HAPPY TASTE	4,777,105	12/1/2014	7/21/2015
American Beverage Corporation	UNITED STATES	FIZZY, FRUITY, FUN	4,822,997	2/24/2014	9/29/2015
American Beverage Corporation	UNITED STATES	FREEZEM, SQUEEZEM, PLEEZEM!	4,847,825	12/30/2014	11/3/2015
American Beverage Corporation	UNITED STATES	HUG	4,798,976	12/30/2014	8/25/2015

2. Trademark Applications

Company	Country	Trademark	Application No.	Filing Date
American Beverage Corporation	COLOMBIA	LITTLE HUG	14223438	1/20/2015 <sup>3</sup>

<sup>2</sup> Should be marked abandoned by trademark office for failure to renew.

3. This is the date the application was assigned to ABC.

Company	Country	Trademark	Application No.	Filing Date
American Beverage Corporation	COLOMBIA	HUG WATER	14222092	1/20/2015 <sup>4</sup>
American Beverage Corporation	UNITED STATES	FRUIT RAPIDS	86/589,252	4/7/2015

4. This is the date this application was assigned to ABC.

118837448v3