900686196 04/06/2022

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM719343

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

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
GIBRALTAR BUSINESS CAPITAL, LLC		04/06/2022	Limited Liability Company: DELAWARE

#### **RECEIVING PARTY DATA**

Name:	AGWAY FARM & HOME SUPPLY, LLC			
Street Address:	6606 West Broad Street			
City:	Richmond			
State/Country:	VIRGINIA			
Postal Code:	23230			
Entity Type:	Limited Liability Company: DELAWARE			

#### **PROPERTY NUMBERS Total: 33**

Property Type	Number	Word Mark				
Serial Number:	88286020	GREENLAWN				
Serial Number:	88619915	GREENLAWN				
Serial Number:	88619924	GREENLAWN				
Serial Number:	88403789	GREENLAWN				
Serial Number:	88403912	GREENLAWN				
Serial Number:	88403906	GREENLAWN				
Serial Number:	88067896	GREENLAWN				
Serial Number:	73814143	HI-TRACTION				
Serial Number:	86320371	GREEN LABEL PLUS				
Serial Number:	72099313	WEAR GREEN				
Serial Number:	74060379	SPOT GREEN				
Serial Number:	73814882	EASY-STIR				
Serial Number:	76086477	CARPETMAKER				
Serial Number:	85136257	READY GREEN				
Serial Number:	73243701	SHADY GREEN				
Serial Number:	85012268	SHADEE				
Serial Number:	72073176	DURA-GREEN				
Serial Number:	76297584	CRITTER FEAST				
Serial Number:	72124631	GREENLAWN				
	<u> </u>		TRADEMARK			

REEL: 007683 FRAME: 0176

900686196

Property Type	Number	Word Mark
Serial Number:	74074501	AGWAY
Serial Number:	78482705	AGWAY
Serial Number:	78482716	AGWAY
Serial Number:	72224365	AGWAY
Serial Number:	72224363	AGWAY
Serial Number:	72224366	AGWAY
Serial Number:	78881786	FIELDMASTER
Serial Number:	72189675	AGWAY
Serial Number:	75228819	STAGE
Serial Number:	72224364	AGWAY
Serial Number:	77455556	GOLD LABEL PLUS
Serial Number:	73764675	FEEDER'S SELECT
Serial Number:	90225805	AGWAY FARM & HOME
Serial Number:	88403895	GREENLAWN

#### CORRESPONDENCE DATA

Fax Number:

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:** 3122014000

Email: kristina.bunker@goldbergkohn.com
Correspondent Name: Goldberg Kohn Ltd., c/o Kristina Bunker
Address Line 1: 55 East Monroe Street, Suite 3300

Address Line 4: Chicago, ILLINOIS 60603

NAME OF SUBMITTER: Kristina Bunker			
SIGNATURE:	/kb/		
DATE SIGNED:	04/06/2022		

#### **Total Attachments: 8**

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RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

THIS RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

("Release") is made as of this 6th day of April 2022, by GIBRALTAR BUSINESS CAPITAL,

LLC, a Delaware limited liability company ("Secured Party"), with its mailing address of 400

Skokie Boulevard, Suite 375, Northbrook, Illinois 60062, in favor of AGWAY FARM & HOME

SUPPLY, LLC, a Delaware limited liability company (the "Debtor"), with its mailing address of

6606 West Broad Street, Richmond, Virginia 23230.

Reference is made to that certain Payoff Letter dated as of April 5, 2022, by and

between Secured Party and the Debtor and certain affiliates of the Debtor party thereto (the "Payoff

Letter").

FOR GOOD AND VALUABLE CONSIDERATION, the receipt and adequacy of

which are hereby acknowledged, subject to the terms and conditions of the Payoff Letter, Secured

Party hereby releases its liens on and security interests in the copyrights, patents, and trademarks

listed on the Exhibits attached hereto and made a part hereof, which liens and security interests

were established under and pursuant to that certain Intellectual Property Security Agreement, dated

as of December 18, 2020 (the "Security Agreement"), executed by the Debtor in favor of Secured

Party. The Security Agreement was recorded with the United States Patent and Trademark Office

on December 31, 2020 at Reel/Frame 7153/0168.

[signature page follows]

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IN WITNESS HEREOF, Secured Party has caused this Release to be duly executed by its duly authorized officer as of the day and year first above written.

GIBRALTAR BUSINESS CAPITAL, LLC,

a Delaware limited liability company

Name:

Title:

Signature Page to Intellectual Property Release

## **EXHIBIT A**

## **COPYRIGHTS**

The website and URL http://agway.com/ and all copyrightable content contained on such website.

## **EXHIBIT B**

## **PATENTS**

None.

## **EXHIBIT C**

## **TRADEMARKS**

- 1. The website and URL http://agway.com/ and all trademarks contained on such website.
- 2. The following trademarks:

Trademark/ Service Mark	OWNERSHIP	CLASS	GOODS / SERVICES	SERIAL NUMBER	REGISTRATION NUMBER
Greenlawn	Southern States Cooperative, Incorporated	031 1(b)	Grass seed	88/286,020	
GREENLAWN	Southern States Cooperative, Incorporated	008 1(b)	Hand operated spreaders for seed and dry lawn chemicals	88/619,915	
(Greenlawn)	Southern States Cooperative, Incorporated	008 1(b)	Hand operated spreaders for seed and dry lawn chemicals	88/619,924	
GREENLAWN	Southern States Cooperative, Incorporated	008 1(b)	Gardening tools, namely, manually operated long handled tools for working the ground	88/403,895	
(Greenlawn)	Southern States Cooperative, Incorporated	008 1(b)	Gardening tools, namely, manually operated long handled tools for working the ground	88,403,789	
GREENLAWN	Southern States Cooperative, Incorporated	008 1(b)	Soil additives, namely, agricultural lime	88/403,912	6,060,162
(Greenlawn)	Southern States Cooperative, Incorporated	008 1(b)	Soil additives, namely, agricultural lime	88/403,906	6,060,161
Greenlawn	Southern States Cooperative, Incorporated	001 1(b)	Fertilizers	88/067,896	5,853,095
HI-TRACTION	Southern States Cooperative, Incorporated	019	Coal Tar based driveway sealer and filler	73/814,143	1,622,533
GREEN LABEL PLUS	Southern States Cooperative, Incorporated	022	Binder and baler twine; twine	86/320,371	4,671,803

TRADEMARK/ SERVICE MARK	OWNERSHIP	CLASS	GOODS / SERVICES	SERIAL NUMBER	REGISTRATION NUMBER
WEAR GREEN	Southern States Cooperative, Incorporated	031	Grass seed mixture	72/099,313	0,712,670
SPOT GREEN	Southern States Cooperative, Incorporated	031	Lawn grass seed	74/060,379	1,640,717
EASY STIR	Southern States Cooperative, Incorporated	019	Coal tar based driveway sealer and filler	73/814,882	1,641,278
CARPETMAKER	Southern States Cooperative, Incorporated	001	Fertilizers for domestic and commercial use	76/086,477	2,469,695
READY GREEN	Southern States Cooperative, Incorporated	031	Grass seed	85/136,257	4,071,637
SHADY GREEN	Southern States Cooperative, Incorporated	031	Grass seed mixtures	73/243,701	1,188,858
SHADEE	Southern States Cooperative, Incorporated	031	Grass seed	85/012,268	4,116,336
DURA-GREEN	Southern States Cooperative, Incorporated	031	Grass seed	72/073,176	0,730,224
CRITTER FEAST	Southern States Cooperative, Incorporated	031	Foodstuffs for domestic and non-domestic animals	76/297,584	2,578,415
GREENLAWN	Southern States Cooperative, Incorporated	001	Fertilizers	72/124,631	0,733,641
AGWAY	Southern States Cooperative, Incorporated	042	Retail general merchandise store services	74/074,501	1,847,932
	Southern States Cooperative, Incorporated	035	Retail general merchandise store services	78/482,705	3,065,355
AGWAY	Southern States Cooperative, Incorporated	035	Retail general merchandise store services	78/482,716	3,065,356

TRADEMARK/	OWNERDOWN	CLASS	GOODS / SERVICES	SERIAL	REGISTRATION
SERVICE MARK	OWNERSHIP	CLASS		Number	Number
AGWAY	Southern States Cooperative, Incorporated	001	Lawn fertilizer, garden fertilizer, plan goods, mulches, composts, (liquid fertilizers), soil conditioners (ammonium sulfate sold as fertilizer) and peat moss	72/224,365	0/808,749
AGWAY	Southern States Cooperative, Incorporated	001	Lawn and grass seed, garden seed, field seed (ryegrass), clover seed, alfalfa seed, bean seed, bluegrass seed, plant bulbs, rose bushes, soil, limestone, packaged plug of turf, pet litter, oyster shells, calcite crystals, poultry grit, potting soils, granite grit for poultry, charcoal briquettes and charcoal lighter	72/224,363	0,813,726
AGWAY	Southern States Cooperative, Incorporated	007	Hand and power operated sprayers for agricultural use	72/224,366	0,816,100
FIELDMASTER	Southern States Cooperative, Incorporated	009	Electric fence chargers	78/881,786	3,446,854
AGWAY	Southern States Cooperative, Incorporated	021	House brooms, barn brooms, household brushes, dairy brushes, and stock brushes	72/189,675/	0,858,931
STAGE	Southern States Cooperative, Incorporated	001	Lawn fertilizer for domestic use	75/228,819	2,200,381
AGWAY	Southern States Cooperative, Incorporated	001	Insecticides, fungicides, herbicides, water softening preparations, preparation for controlling crab grass, rodentcide	72/224,364	0,859,518

TRADEMARK/ SERVICE MARK	OWNERSHIP	CLASS	GOODS / SERVICES	SERIAL NUMBER	REGISTRATION NUMBER
GOLD LABEL PLUS	Southern States Cooperative, Incorporated	022	Binder and baler twine; twine	77/455,556	3,540,193
FEEDER'S SELECT	Southern States Cooperative, Incorporated	031	Bird seed	73/764,675	1,560,070
AGWAY FARM & HOME	Southern States Cooperative, Incorporated	035	Wholesale general merchandise distributorship services; wholesale general merchandise distributorship services featuring pet and animal food and supplies, animal health products, bird food and supplies, lawn and garden products, seasonal home and hardware products and farm products and supplies	90/225,805	

**RECORDED: 04/06/2022**