FORM PTO-1594
(Rev. 6-93)
OMB No. 0651-0011 (exp. 4/94)

09-14-1998

100826153

COVER SHEET ONLY

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

RECEIVED
SEP 3

Tab settings ⇨ ⇨ ⇨ ▼

To the Honorable Commission

rd the attached original documents or copy thereof.

MRD 9-3-98

1. Name of conveying party(ies):

BANK ONE, MILWAUKEE, N.A.

- ☐ Individual(s)
- ☐ Association
- ☐ General Partnership
- ☐ Limited Partnership
- ☒ Corporation-State WISCONSON
- ☐ Other

Additional name(s) of conveying party(ies) attached? ☐ Yes ☐ No

2. Name and address of receiving party(ies)

Name: SALERNO FOODS, L.L.C.

Internal Address:

Street Address: 2070 MAPLE STREET

City: DES PLAINES State: IL ZIP: 60018

- ☐ Individual(s) citizenship
- ☐ Association
- ☐ General Partnership
- ☐ Limited Partnership
- ☒ Corporation-State DELAWARE
- ☐ Other

If assignee is not domiciled in the United States, a domestic represetative designation is attached: ☐ Yes ☐ No

(Designations must be a separate document from assignment)

Additional name(s) & address(es) attached? ☐ Yes ☐ No

3. Nature of conveyance:

- ☐ Assignment
- ☐ Merger
- ☐ Security Agreement
- ☐ Change of Name
- ☒ Other Release and Reassignment

Execution Date: 8/24/98

4. Application number(s) or patent number(s):

A. Trademark Application No.(s)

See attached Exhibit A

B. Trademark Registration No.(s)

See attached Exhibit A

Additional numbers attached? ☒ Yes ☐ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Howard C. Miskin

Internal Address: Suite 6110

Stoll, Miskin, Previto & Badie

Street Address: 350 Fifth Avenue

City: New York State: NY ZIP: 10118

6. Total number of applications and registrations involved: 29

7. Total fee (37 CFR 3.41).....$ 740

- ☒ Enclosed
- ☐ Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

09/04/1998 HTUONG 00000003 922580
01 FC:481 40.00 OP
02 FC:482 700.00 OP

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Glenda da Fonseca — Name of Person Signing

Signature

9/31/98 — Date

Total number of pages including cover sheet, attachments, and document:

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington D.C. 20231

EXHIBIT A
TO
RELEASE AND REASSIGNMENT

Trademarks

MARK NAME	APPL. #	REG. #	REG. DATE
Angel Cake	337,358	922,608S	10/19/1991
Angel Cakes	73/728,774	1,615,054	09/25/1990
Baker & Cow Design	648,529	1,487,680	05/10/1988
Barre Chocolat (Stylized)	486,527	1,354,778S	08/13/1985
Burry's Cheez*Traws & Design	172,519	809,349	05/31/1986
Coco Chip Rings	74/390,101	1,849,725S	08/09/1994
Devilmint (Stylized)	511,762	434,589	11/25/1987
Fiddle Flakes	218,026	810,843	07/05/1986
Fudge Town	224,646	808,624	05/17/1986
Hippodrome (Stylized)	682,193	620,513	01/31/1976
Lemon Punch	253,338	836,408	10/03/1987
Lemon Rings	74/390,103	1,849,727S	08/09/1994
Lickity Splits	282,031	845,572	03/05/1988
Lickity Splits	72/300,235	865,885	03/04/1989
Mama's (Stylized)	486,795	439,154	06/08/1986
Oatmeal Raisin Rings	74/390,104	1,849,728S	08/09/1994
Orange Punch	253,336	836,407	10/03/1987
Oxford	203,530	811,805	07/26/1986
Pink Punch	253,337	841,713	01/02/1988
Royal	684,069	652,140	09/24/1977
Royales	74/347,770	1,795,175	09/28/1993
Salerno & Design	288,878	1,179,423	11/24/1981
Salerno & Design	288,883	1,188,855	02/02/1982
Salerno (Stylized)	661,229	607,363	06/14/1975
Scooter-Puffs	296,238	858,047	10/01/1988
Sierra Eclairs	13,499	1,019,530	09/02/1975
Slapstix	227,178	810,508	06/28/1986
Sugar Rings	74/390,102	1,849,726S	08/09/1994
We're More Than Bakers.			
We're Business Makers	343,381	1,218,575	11/30/1982

RELEASE AND REASSIGNMENT

THIS RELEASE AND REASSIGNMENT dated as of August 24, 1998, by Bank One, Milwaukee, N.A., a national banking association (the "Bank").

WITNESSETH:

WHEREAS, the Bank and Salerno Foods, L.L.C., a Delaware limited liability company (the "Company"), were parties to a certain Loan and Security Agreement dated as of January 23, 1996 (the "Agreement") and, in connection with the Agreement, the Company executed a Trademark, Copyright and Patent Security Agreement dated as of January 23, 1996 (the "Security Agreement"), securing certain obligations of the Company under the Agreement and encumbering the trademarks described on Exhibit A hereto (the "Trademarks");

WHEREAS, the Security Agreement was recorded in the United States Patent and Trademark Office on February 1, 1996, at Reel 1428, Frame 0863; and

WHEREAS, the Company has satisfied its obligations under the Agreement and has requested that the Bank release its security interest in the Trademarks and reassign the same to the Company;

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

1. The Bank hereby releases its security interest in and collateral assignment of the Trademarks.

2. The Bank hereby reassigns, grants and conveys to the Company, without any representation, recourse or undertaking by the Bank, all of the Bank's right, title and interest, if any, in and to:

(i) The Trademarks and (a) renewals thereof, and (b) all income, royalties, damages and payments now and hereafter due and/or payable with respect thereto, including, without limitation, damages and payment for past, present or future infringements thereof, (c) the right to sue for past, present and future infringements or dilutions thereof, and (d) all rights corresponding thereto throughout the world; and

(ii) The goodwill of the business associated with and symbolized by the Trademarks.

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

BANK ONE, MILWAUKEE, N.A.

By: Russell J. Plewa
Name: Russell J. Plewa
Title: Vice President

STATE OF WISCONSIN)
) SS.
COUNTY OF MILWAUKEE)

On this 24th day of August, 1998, before me personally appeared Russell J. Plewa, personally known to me or proved to me on the basis of satisfactory evidence to be the individual who executed the foregoing Release and Reassignment, and acknowledged to me that he executed the same as the duly authorized officer above designated of Bank One, Milwaukee, N.A., a national banking association, on behalf of such banking association, as its free act and deed.

(NOTARIAL SEAL)

Carol E Hess
Notary Public
Print Name: CAROL E HESS
My commission expires: APRIL 25, 1999

181676,v1