

03-09-2001

FORM PTO-1594 (Modified)
1-31-92



U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

EET

101631957

Attorney Docket No.: 9262-AFF

To the Honorable Commissioner of Patent and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Gimmel Corp.

2-28-01

2. Name and address of receiving party(ies):

Boyer Candy Company, Inc.
821 17th Street
Altoona, PA 16602

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other: Release of Security Interest of Trademarks

Execution Date: December 27, 2000

- Individual(s) citizenship:
- Association:
- General Partnership:
- Limited Partnership: Pennsylvania
- Corporation-State: Delaware
- Other:

If assignee is not domiciled in the U.S.A., a domestic representative designation is attached: Yes; No

(Designations must be a separate document from Assignment)

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

A. Trademark Application No.(s):

B. Trademark Registration No.(s):

625,961
669,032
690,644

03/08/2001 GTQ11 00000161 625961

01 FC:481 40.00 OP
02 FC:482 50.00 OP

90E

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

Roberta Jacobs-Meadway
AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.
One Commerce Square
2005 Market Street, 22nd Floor
Philadelphia, PA 19103-7086
Telephone: 215-965-1200
Facsimile: 215-965-1210
E-Mail: rjacobs-meadway@akingump.com

6. Total number of applications and registrations involved: [3]

7. Total fee (37 CFR 3.41) Cal. 1 x \$40.00 = \$ **40.00**
2 x \$25.00 = \$ **50.00**
 Check enclosed for **\$90.00**

8. Deposit account number:

DO NOT USE THIS SPACE

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.

Roberta Jacobs-Meadway
Name of Person


Signing Signature

2/26/01
Date

Total number of pages including cover sheet, attachments and document: [3]

OMB No. 0651-0011 (exp. 4/94)

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~~50.00 OP~~

TRADEMARK
REEL: 002247 FRAME: 0331

(610)
865-0969

**RELEASE OF SECURITY INTEREST OF
TRADEMARKS AND SERVICE MARKS**

THIS RELEASE is granted by GIMMEL CORP. (hereinafter referred to "Gimmel") to BOYER CANDY COMPANY, INC. (formerly known as BOYER BROS., INC.) a Delaware Corporation (hereinafter referred to as "Boyer").

WHEREAS, Gimmel entered into an Asset Purchase Agreement dated July 12, 1989, (the "Purchase Agreement") with Boyer; and

WHEREAS, Boyer and Gimmel entered into a Mortgage of, Assignment of and Grant of Security Interest in Trademarks agreement (hereinafter referred to as the "Security Agreement") by which Gimmel acquired a security interest in all right, title and interest in and to Boyer's trademarks and service marks, together with the goodwill of the business symbolized by such trademarks and service marks, and the applications or registrations thereof, including but not limited to, the trademarks and service marks listed in Exhibit "A" attached to the Security Agreement to secure the payment and performance of the obligations in the Purchase Agreement; and

WHEREAS, the Security Agreement was recorded in the U.S. Patent and Trademark Office on July 17, 1989 at Reel 660 at Frame 766; and


WHEREAS, all of the obligations under the Purchase Agreement have been satisfied and Gimmel desires to release the security interest granted in the Security Agreement;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Gimmel hereby releases the security interest in the "Collateral" (as defined in the Security Agreement) including without limitation all right, title and interest in and to Boyer's trademarks and service marks, together with the goodwill of the

business symbolized by such trademarks and service marks, and the applications and registrations thereof, including but not limited to, the trademarks and service marks listed in Exhibit "A" attached to the Security Agreement to Boyer.

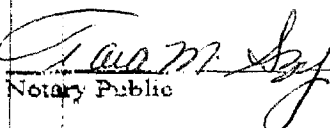
IN WITNESS WHEREOF, Gimmel has caused this Release to be executed by its duly authorized officer this 27TH day of December, 2000

GIMMEL CORP.


Name: Richard E. Miller
Title: PRESIDENT

COMMONWEALTH OF)
)
) SS:
)
COUNTY OF Northampton)

On this 27th day of December, 2000 before me appeared Richard E. Miller, the person who signed this instrument, who acknowledged that (s)he is the President of Gimmel Corp. and that being duly authorized (s)he signed such instrument as a free act on behalf of Gimmel Corp.


Notary Public
My Commission expires _____

Notarial Seal
Tara M. Szy, Notary Public
Bethlehem, Northampton County
My Commission Expires Nov. 17, 2001
Member, Pennsylvania Association of Notaries