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09-16-2002

Form PTO-1594  
(Rev. 03/01)  
OMB No. 0651-0027 (exp. 5/31/2002)  
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U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

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

1. Name of conveying party(ies):

DTMC, INC.  
3600 NORTH RIVER ROAD  
FRANKLIN PARK, IL 60131

- ☐ Individual(s) ☐ Association  
☐ General Partnership ☐ Limited Partnership  
☒ Corporation-State Delaware  
☐ Other \_\_\_\_\_

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

3. Nature of conveyance:

- ☐ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☒ Other Notice of Grant of Security Interest

Execution Date: December 21, 2001

2. Name and address of receiving party(ies)

Name: First Union National Bank, as Administrative Agent

Internal

Address: \_\_\_\_\_

Street Address: 201 South College Street

City: Charlotte State: NC Zip: 28280

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

If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☒ No  
(Designations must be a separate document from assignment)  
Additional name(s) & address(es) attached? ☐ Yes ☒ No

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

A. Trademark Application No.(s) \_\_\_\_\_

B. Trademark Registration No.(s) \_\_\_\_\_

SEE ATTACHED SCHEDULE

Additional number(s) attached ☒ Yes ☐ No

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

Name: Steven D. Thomas

Internal Address: \_\_\_\_\_

Street Address: Moore & Van Allen, PLLC

2200 West Main Street, Suite 800

City: Durham State: NC Zip: 27705

6. Total number of applications and registrations involved: \_\_\_\_\_

50

7. Total fee (37 CFR 3.41).....\$ 1,265.00

- ☒ Enclosed  
☒ Authorized to be charged to deposit account

8. Deposit account number:

50-2316

DO NOT USE THIS SPACE

9. Signature.

Steven D. Thomas

Name of Person Signing

Signature

September 11, 2002

Date

Total number of pages including cover sheet, attachments, and document: 6

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

09/16/2002 AWNED1 00000028 1988299

01 FC:481  
02 FC:482

40.00 OP  
1225.00 OP

TRADEMARK  
REEL: 002574 FRAME: 0025

**Exhibit A  
Trademarks**

**DTMC, Inc.  
(Delaware Corporation)**

**Registered Marks**

| Mark  | Registration No. | Registration Date |
|---|------------------|-------------------|
| PESTA   | 1,988,299        | 7/23/96           |
| MARIE'S                                       | 2,000,406        | 9/10/96           |
| DEAN FOODS ULTRA ULTRA-PASTEURIZED and Design | 1,927,893        | 10/17/95          |
| IMO and Design                                | 1,959,654        | 3/5/96            |
| MARIE'S and Design                            | 1,915,218        | 8/29/95           |
| COUNTRY CHARM                                 | 1,838,793        | 6/7/94            |
| MARIE'S                                       | 1,815,051        | 1/4/94            |
| DESIGN ONLY                                   | 1,953,924        | 2/6/96            |
| DEAN'S  | 1,747,283        | 1/19/93           |
| DEAN'S  | 1,747,280        | 1/19/93           |
| EASY 2%                                       | 1,741,516        | 12/22/92          |
| WESTERN MAID                                  | 1,736,842        | 12/1/92           |
| DEAN'S COUNTRY CHARM                          | 1,736,879        | 12/1/92           |
| FIELDCREST                                    | 1,733,394        | 11/17/92          |
| LAKE REGION                                   | 1,705,229        | 8/4/92            |
| DEAN FOODS ULTRA and Design                   | 1,834,805        | 5/3/94            |
| KING  | 1,659,930        | 10/8/91           |
| STICK-EM-UPS                                  | 1,687,280        | 5/12/92           |
| DEAN FOODS                                    | 1,634,258        | 9/5/91            |
| BELL  | 1,637,699        | 3/12/91           |
| FLAVOR CHARM                                  | 1,562,399        | 10/24/89          |
| YOU CAN TASTE HOW MUCH WE CARE                | 1,567,396        | 11/21/89          |
| VERIFINE                                      | 1,598,793        | 5/29/90           |
| DAIRY PURE                                    | 1,555,897        | 9/12/89           |
| PLANTATION CLUB and Design                    | 1,519,987        | 1/10/89           |
| FITZGERALD'S                                  | 1,501,514        | 8/23/88           |
| ATKINS  | 1,505,000        | 9/20/88           |
| PESTA   | 1,501,485        | 8/23/88           |
| PUDDING PLUS                                  | 1,461,202        | 10/13/87          |
| CHOCO-RIFFIC!                                 | 1,458,563        | 9/22/87           |
| KOUBENEC                                      | 1,459,592        | 9/29/87           |
| DESIGN ONLY                                   | 1,367,916        | 10/29/85          |
| DESIGN ONLY                                   | 1,342,947        | 6/18/85           |
| DESIGN ONLY                                   | 1,343,368        | 6/18/85           |
| DEAN FOODS and Design                         | 1,519,979        | 1/10/89           |
| JOSE and Design                               | 1,350,869        | 7/23/85           |
| OLE and Design                                | 1,350,868        | 7/23/85           |
| BOWMAN  | 1,504,135        | 9/13/88           |
| SCHWARTZ'S Stylized                           | 1,322,380        | 2/26/85           |
| DESIGN ONLY                                   | 1,500,715        | 8/16/88           |
| DIP DELIGHT and Design                        | 1,173,479        | 10/13/81          |

| Mark                     | Registration No. | Registration Date |
|--------------------------|------------------|-------------------|
| DESIGN ONLY              | 1,083,686        | 1/24/78           |
| S SUNSET and Design      | 1,088,838        | 4/4/78            |
| POTATO KING              | 1,070,721        | 8/2/77            |
| SCHWARTZ'S PICKLE BARREL | 1,059,439        | 2/15/77           |
| PICADILLY                | 1,025,340        | 11/18/75          |
| SOUR DELITE              | 1,000,790        | 12/31/74          |
| CHIVO                    | 948,331          | 12/5/72           |
| KING SMOOTHIE            | 874,383          | 8/5/69            |
| DESIGN ONLY              | 864,618          | 2/4/69            |

NOTICE  
OF  
GRANT OF SECURITY INTEREST  
IN  
TRADEMARKS

United States Patent and Trademark Office

Please be advised that pursuant to the Security Agreement dated as of December 21, 2001 (as the same may be amended, modified, extended or restated from time to time, the "Security Agreement") by and among the Obligors party thereto (each an "Obligor" and collectively, the "Obligors") and First Union National Bank, as Administrative Agent (the "Administrative Agent") for the Lenders referenced therein (the "Lenders"), the undersigned Obligor has granted a continuing security interest in and continuing lien upon, the trademarks and trademark applications shown below to the Administrative Agent for the ratable benefit of the Lenders:

TRADEMARKS

| <u>Trademark Registration No.</u> | Description of Trademark<br><u>Item</u> | Date of<br><u>Trademark</u> |
|-----------------------------------|---|-----------------------------|
|-----------------------------------|---|-----------------------------|

See attached EXHIBIT A

TRADEMARK APPLICATIONS

| <u>Trademark<br/>Applications No.</u> | Description of Trademark<br><u>Applied For</u> | Date of Trademark<br><u>Applications</u> |
|---------------------------------------|--|--|
|---------------------------------------|--|--|

See attached EXHIBIT A

The Obligor and the Administrative Agent, on behalf of the Lenders, hereby acknowledge and agree that the security interest in the foregoing trademarks and trademark applications (i) may only be terminated in accordance with the terms of the Security Agreement and (ii) is not to be construed as an assignment of any trademark or trademark application.

Very truly yours,

DTMC, INC.,  
a Delaware corporation

By:   
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

Acknowledged and Accepted:

FIRST UNION NATIONAL BANK,  
as Administrative Agent

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

The Obligor and the Administrative Agent, on behalf of the Lenders, hereby acknowledge and agree that the security interest in the foregoing trademarks and trademark applications (i) may only be terminated in accordance with the terms of the Security Agreement and (ii) is not to be construed as an assignment of any trademark or trademark application.

Very truly yours,

DTMC, INC.,  
a Delaware corporation

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

Acknowledged and Accepted:

FIRST UNION NATIONAL BANK,  
as Administrative Agent

By:  \_\_\_\_\_  
Name: Jorge A. Gonzalez  
Title: Senior Vice President