

02-02-2004

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings

RECORDED TR.



DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

102659185

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

1. Name of conveying party(ies): Congress Financial Corporation (Florida) 1-27-04
Individual(s) Association
General Partnership Limited Partnership
Corporation-State
Other
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: American Sugar Inc., f/k/a TASR Co and
Tate & Lyle North American Sugars Inc.
Street Address: One Federal Street
City: Yonkers State: NY Zip: 10702
Individual(s) citizenship
Association
General Partnership
Limited Partnership
Corporation-State Delaware
Other
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

3. Nature of conveyance:
Assignment Merger
Security Agreement Change of Name
Other
Execution Date: 11/7/2003

4. Application number(s) or registration number(s):
A. Trademark Application No.(s) 76/112645
B. Trademark Registration No.(s) 1,154,118; 0,771,213; 1,215,123; 809641; 1,076,100
Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: LaShana C. Jimmar, Paralegal
Internal Address: Paul, Hastings, Janofsky & Walker LLP
Street Address: 600 Peachtree Street Suite 2400
City: Atlanta State: GA Zip: 30308

6. Total number of applications and registrations involved: 19
7. Total fee (37 CFR 3.41): \$ 490.00
Enclosed
Authorized to be charged to deposit account
8. Deposit account number: 16-0752

DO NOT USE THIS SPACE

9. Signature.
LaShana C. Jimmar, Paralegal
Name of Person Signing
Signature Date
January 23, 2004

01/30/2004 LMUeller 00000088 76112645
40.00
450.00

Total number of pages including cover sheet, attachments, and document:
documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

2004 JAN 27 AM 8:05
OPR/FINANCE

TRADEMARK
REEL: 002906 FRAME: 0189

Recordation Form Cover Sheet: Trademarks

Continuation from

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

B. Trademark Registration No. (s)

2,007,581

1,280,877

146,064

911,602

2,025,312

1,080,545

1,461,188

1,270,949

1310326

1310327

1,254,690

1,254,691

605,923

**TERMINATION
OF
TRADEMARK SECURITY AGREEMENT**

This TERMINATION OF TRADEMARK SECURITY AGREEMENT is dated as of November 7, 2003, and is by and between American Sugar Refining, Inc., f/k/a TASR Co and Tate & Lyle North American Sugars Inc., a Delaware corporation ("Debtor"), and Congress Financial Corporation (Florida), a Florida corporation, as agent (in such capacity "Secured Party"), having an office at 777 Brickell Avenue, Miami, Florida 33131 ("Secured Party"). Debtor and Secured Party hereby agree as follows:

WHEREAS, pursuant to that certain Trademark Security Agreement between Debtor and Secured Party, dated November 5, 2001, as amended by Amendment No. 1 to Trademark Security Agreement, dated June 28, 2002 (collectively, the "Trademark Security Agreement"), Debtor granted to Secured Party a continuing security interest and general lien upon all of Debtor's right, title and interest in and to the trademarks, trade names, trade styles, and service marks and all applications, registrations and recordings described in Exhibit A hereto, as collateral security for the Obligations, as defined in the Trademark Security Agreement; and

WHEREAS, the Trademark Security Agreement was recorded in the U.S. Patent and Trademark Office on November 16, 2001, at Reel 2396, Frame 0165, and, with respect to Amendment No. 1, on July 31, 2002, at Reel 2555, Frame 965; and

WHEREAS, all of the Obligations of Debtor have been satisfied.

NOW, THEREFORE, in consideration of the satisfaction of the Obligations of Debtor, Secured Party and Debtor agree that the Trademark Security Agreement is hereby terminated and Secured Party hereby assigns, sells, transfers, quitclaims, conveys, and grants to Debtor, without representation or warranty of any kind, nature or description, all of Secured Party's rights, title and interest in and to (a) the trademarks, trade names, trade styles, and service marks and all applications, registrations and recordings described in Exhibit A hereto, (b) the license agreements described in Exhibit B and (c) all other Collateral, as defined in the Trademark Security Assignment.

Secured Party agrees to execute and deliver to Debtor, at Debtor's sole cost and expense, all further deeds, assignments and other instruments as may be necessary or proper to terminate the Trademark Security Agreement and release the security interest and general lien created by the Trademark Security Agreement in (a) the trademarks, trade names, trade styles, and service marks and all applications, registrations and recordings described in Exhibit A, the license agreements described in Exhibit B hereto and (c) the other Collateral.

IN WITNESS WHEREOF, the parties have caused this Termination of Trademark Security Agreement to be duly executed and delivered as of the date first above written.

Congress Financial Corporation (Florida), a Florida corporation, as agent

American Sugar Refining, Inc., f/k/a TASR Co and Tate & Lyle North American Sugars Inc., a Delaware corporation

By: *K Maxwell*

By: _____
Armando A. Tabernilla, Vice President

Name: *K MAXWELL*

Title: *SVP*

IN WITNESS WHEREOF, the parties have caused this Termination of Trademark Security Agreement to be duly executed and delivered as of the date first above written.

Congress Financial Corporation (Florida), a Florida corporation, as agent

By: *K Maxwell*

Name: K MAXWELL








Title: SIP

American Sugar Refining, Inc., f/k/a TASR Co and Tate & Lyle North American Sugars Inc., a Delaware corporation

By: *AT*

Armando A. Tabernilla, Vice President

Exhibit A
to
Termination of Trademark Security Agreement

Mark	Application / Registration No.	Application / Registration Date
AMERFOND (stylized) 	Reg. No. 1,154,118	05/12/81
BROWNULATED	Reg. No. 0,771,213	06/09/64
CANDY-PAC	Ser. No. 76/112645	08/18/00
DELICIOSO and design 	Reg. No. 1,215,123	11/02/82
DI-PAC	Reg. No. 809641	8/11/65
DOMINADE (stylized) 	Reg. No. 1,076,100	10/25/77
DOMINO (stylized)	Reg. No. 2,007,581	10/15/96
DOMINO (stylized) 	Reg. No. 1,280,877	06/05/84
DOTS (stylized) 	Reg. No. 146,064	08/30/21
EAGLE	Reg. No. 911,602	05/04/71
ENVISION	Reg. No. 2,025,312	12/24/96
FRESH VERT (stylized) 	Reg. No. 1,080,545	12/27/77
PURE SWEET 	Reg. No. 1,461,188	10/13/87



Mark	Application / Registration No.	Application / Registration Date
SET & MATCH and design 	Reg. No. 1,270,949	03/20/84
SUNNY CANE and design 	Reg. No. 1310326	12/18/84
SUNNY CANE	Reg. No. 1310327	12/18/84
Miscellaneous Design (Sugar Cane Field)	Reg. No. 1,254,690	10/18/83
Country Cane	Reg. No. 1,254,691	10/18/83
Flo-Sweet	Reg. No. 605,923	5/10/55

Exhibit B
to
Termination of Trademark Security Agreement

1. Trademark License Agreement, dated November 5, 2001 by and among The American Sugar Refining Company, TASR Co., and Domino Foods, Inc., as assigned by The American Sugar Refining Company to TASR Co. by Contribution and Restructuring Agreement, dated June 28, 2002.

2. Trademark License Agreement by and between Tate & Lyle North American Sugars Inc. and Grupo Industrial Azucarero de Mexico de Occidente S.A. de C.V., dated as of September 1, 2000.

Trademark Security Agreement release from Congress Financial Corporation (Florida) back to American Sugars Holdings, Inc., f/k/a The American Sugar Refining Company and Refined Sugars, Inc.

- a. Trademark Recordation Form Cover Sheet;
- b. Termination of Trademark Security Agreement; and
- c. A check in the amount of \$90.00 for the applicable filing fee.

Patent Security Agreement release from Congress Financial Corporation (Florida) back to American Sugar Refining, Inc., f/k/a TASR Co and Tate & Lyle North American Sugars Inc.

- a. Patent Recordation Form Cover Sheet;
- b. Termination of Patent Security Agreement; and
- c. A check in the amount of \$80.00 for the applicable filing fee.

Please record the enclosed documents to reflect such grants of interest.

Please do not hesitate to contact me should you have any questions regarding this matter.

Sincerely,



LaShana C. Jimmar, Paralegal
for PAUL, HASTINGS, JANOFKY & WALKER, LLP

Enclosures

cc: Cindy J. K. Davis, Esq.
Jeffrey C. Narvil, Esq.