

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	RELEASE BY SECURED PARTY

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Canadian Imperial Bank of Commerce		02/28/2006	CORPORATION: CANADA

**RECEIVING PARTY DATA**

<b>Name:</b>	Pennington Seed, Inc. of Nebraska
<b>Street Address:</b>	1280 ATLANTA HIGHWAY
<b>Internal Address:</b>	P.O Box 290
<b>City:</b>	Madison
<b>State/Country:</b>	GEORGIA
<b>Postal Code:</b>	30650
<b>Entity Type:</b>	CORPORATION: NEBRASKA

**PROPERTY NUMBERS Total: 41**

Property Type	Number	Word Mark
Registration Number:	814722	PENNINGTON GREEN COATED
Registration Number:	852513	GREEN OVERCOAT
Registration Number:	852144	PENNAQUA PAC
Registration Number:	1154120	PENKOTED
Registration Number:	1252388	PENNINGTON SEED
Registration Number:	1230187	PG PENNINGTON GREEN
Registration Number:	1261088	BIRD-KOTE
Registration Number:	1363966	PENNGREEN
Registration Number:	1417092	PENNGREEN FESCUE FOOD
Registration Number:	1465734	PENNINGTON RESEEDER
Registration Number:	1488001	KWIK GRASS
Registration Number:	1466067	GREEN CHARM
Registration Number:	1487698	NATURAL SPRINGS NECTAR

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Registration Number:	1472759	PROCARE
Registration Number:	1562450	PERFECTA
Registration Number:	1572251	TRIAD
Registration Number:	1620784	GREEN CHARM
Registration Number:	1830039	
Registration Number:	1767821	PENN-ORGANIC
Registration Number:	1764762	EASY PATCH
Registration Number:	1704446	PENN-ORGANIC
Registration Number:	1779452	PROCARE
Registration Number:	2223448	COLOR YOUR GARDEN
Registration Number:	1856388	MORNING STAR
Registration Number:	1952459	
Registration Number:	2018459	DELUXE DINNER MIX
Registration Number:	2089741	WILD BEAUTY
Registration Number:	1818316	GREEN CHARM
Registration Number:	2066348	RACKMASTER
Registration Number:	2356448	WIND STAR
Registration Number:	2242028	BUG REAPER
Registration Number:	2265514	RETALIATOR
Registration Number:	2248355	BERMUDA TRIANGLE
Serial Number:	78061103	FEEDER'S BLEND
Registration Number:	2700477	PENNINGTON MASTERPIECE COLLECTION
Serial Number:	78147146	PENNINGTON SEED CLASSICS
Registration Number:	2939590	RAINBOW VALLEY
Registration Number:	2732335	SUPERGRAZE
Registration Number:	2732339	ROYAL BLEND
Registration Number:	2734958	RACKMAKER
Serial Number:	78199330	ULTIMA

**CORRESPONDENCE DATA**

Fax Number: (214)981-3400

*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

Phone: 214-981-3483

Email: dclark@sidley.com

Correspondent Name: Dusan Clark, Esq.

Address Line 1: Sidley Austin, LLP

Address Line 2: 717 N. Harwood St., Suite 3400  
Address Line 4: Dallas, TEXAS 75201

ATTORNEY DOCKET NUMBER:	36084-35570
NAME OF SUBMITTER:	Dusan Clark
Signature:	/Dusan Clark/
Date:	03/02/2006

**Total Attachments: 5**  
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source=Release 2733-851#page5.tif

## RELEASE OF TRADEMARK SECURITY INTEREST

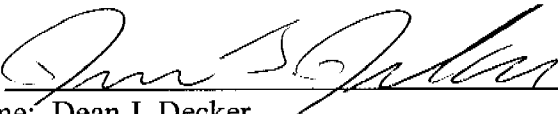
This Release of Trademark Security Interest (this “**Release**”) is dated as of February 28, 2006. Reference is hereby made to the Grant of Trademark Security Interest (the “**Grant**”), dated as of May 14, 2003, by and between, Pennington Seed, Inc. of Nebraska (the “**Assignor**”) and Canadian Imperial Bank of Commerce, as Administrative Agent (the “**Assignee**”) recorded with the United States Patent and Trademark Office on May 16, 2003 at Reel/Frame No. 2733/0851.

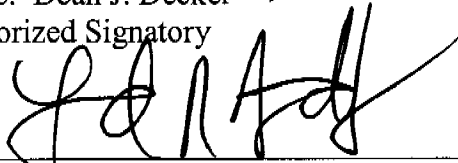
Assignee hereby notifies, acknowledges to and agrees with Assignor that the security interest granted by Assignor in the Trademarks (as defined in the Grant) (the “**Trademark Collateral**”) including, without limitation, the security interest granted in the Trademarks listed on the attached Schedule A, is terminated and released, and that Assignee hereby releases and forever discharges all of its right, title and interest of any kind or nature in the Trademark Collateral granted, assigned or conveyed pursuant to the Grant.

*[Signatures continued on the next page]*

**IN WITNESS WHEREOF**, Assignee has caused this Release of Trademark Security Interest to be duly executed and delivered by its duly authorized representative as of the date first above written.

**CANADIAN IMPERIAL BANK OF COMMERCE,**  
as Administrative Agent

By:   
Name: Dean J. Decker  
Authorized Signatory

By:   
Name: Leonardo Fernandez  
Authorized Signatory

**SCHEDULE A  
TO  
RELEASE OF TRADEMARK SECURITY INTEREST**

- 1** Serial #: 72226771 Filing Dt: 08/30/1965 Reg #: 0814722 Reg. Dt: 09/06/1966  
Mark: PENNINGTON GREEN COATED
- 2** Serial #: 72256856 Filing Dt: 10/20/1966 Reg #: 0852513 Reg. Dt: 07/16/1968  
Mark: GREEN OVERCOAT
- 3** Serial #: 72272677 Filing Dt: 05/31/1967 Reg #: 0852144 Reg. Dt: 07/09/1968  
Mark: PENNAQUA PAC
- 4** Serial #: 73191767 Filing Dt: 11/02/1978 Reg #: 1154120 Reg. Dt: 05/12/1981  
Mark: PENKOTED
- 5** Serial #: 73331531 Filing Dt: 10/07/1981 Reg #: 1252388 Reg. Dt: 09/27/1983  
Mark: PENNINGTON SEED
- 6** Serial #: 73341924 Filing Dt: 12/16/1981 Reg #: 1230187 Reg. Dt: 03/08/1983  
Mark: PG PENNINGTON GREEN
- 7** Serial #: 73378429 Filing Dt: 08/05/1982 Reg #: 1261088 Reg. Dt: 12/13/1983  
Mark: BIRD-KOTE
- 8** Serial #: 73534106 Filing Dt: 04/25/1985 Reg #: 1363966 Reg. Dt: 10/08/1985  
Mark: PENNGREEN
- 9** Serial #: 73590503 Filing Dt: 03/28/1986 Reg #: 1417092 Reg. Dt: 11/18/1986  
Mark: PENNGREEN FESCUE FOOD
- 10** Serial #: 73621015 Filing Dt: 09/19/1986 Reg #: 1465734 Reg. Dt: 11/17/1987  
Mark: PENNINGTON RESEEDER
- 11** Serial #: 73646686 Filing Dt: 02/26/1987 Reg #: 1488001 Reg. Dt: 05/10/1988  
Mark: KWIK GRASS
- 12** Serial #: 73646940 Filing Dt: 02/27/1987 Reg #: 1466067 Reg. Dt: 11/24/1987  
Mark: GREEN CHARM
- 13** Serial #: 73647330 Filing Dt: 03/02/1987 Reg #: 1487698 Reg. Dt: 05/10/1988  
Mark: NATURAL SPRINGS NECTAR
- 14** Serial #: 73660399 Filing Dt: 05/08/1987 Reg #: 1472759 Reg. Dt: 01/19/1988  
Mark: PROCARE
- 15** Serial #: 73719817 Filing Dt: 03/31/1988 Reg #: 1562450 Reg. Dt: 10/24/1989

**Mark:** PERFECTA

**16 Serial #:** 73786209 **Filing Dt:** 03/13/1989 **Reg #:** 1572251 **Reg. Dt:** 12/19/1989  
**Mark:** TRIAD

**17 Serial #:** 74016386 **Filing Dt:** 01/04/1990 **Reg #:** 1620784 **Reg. Dt:** 11/06/1990  
**Mark:** GREEN CHARM

**18 Serial #:** 74074042 **Filing Dt:** 06/29/1990 **Reg #:** 1830039 **Reg. Dt:** 04/05/1994  
**Mark:**

**19 Serial #:** 74177502 **Filing Dt:** 06/19/1991 **Reg #:** 1767821 **Reg. Dt:** 04/27/1993  
**Mark:** PENN-ORGANIC

**20 Serial #:** 74177650 **Filing Dt:** 06/19/1991 **Reg #:** 1764762 **Reg. Dt:** 04/13/1993  
**Mark:** EASY PATCH

**21 Serial #:** 74177779 **Filing Dt:** 06/19/1991 **Reg #:** 1704446 **Reg. Dt:** 08/04/1992  
**Mark:** PENN-ORGANIC

**22 Serial #:** 74183366 **Filing Dt:** 07/08/1991 **Reg #:** 1779452 **Reg. Dt:** 06/29/1993  
**Mark:** PROCARE

**23 Serial #:** 74334375 **Filing Dt:** 11/24/1992 **Reg #:** 2223448 **Reg. Dt:** 02/16/1999  
**Mark:** COLOR YOUR GARDEN

**24 Serial #:** 74417785 **Filing Dt:** 07/28/1993 **Reg #:** 1856388 **Reg. Dt:** 09/27/1994  
**Mark:** MORNING STAR

**25 Serial #:** 74549352 **Filing Dt:** 07/14/1994 **Reg #:** 1952459 **Reg. Dt:** 01/30/1996  
**Mark:**

**26 Serial #:** 74583478 **Filing Dt:** 10/07/1994 **Reg #:** 2018459 **Reg. Dt:** 11/19/1996  
**Mark:** DELUXE DINNER MIX

**27 Serial #:** 74719191 **Filing Dt:** 08/23/1995 **Reg #:** 2089741 **Reg. Dt:** 08/19/1997  
**Mark:** WILD BEAUTY

**28 Serial #:** 74801487 **Filing Dt:** 08/28/1992 **Reg #:** 1818316 **Reg. Dt:** 01/25/1994  
**Mark:** GREEN CHARM

**29 Serial #:** 75003114 **Filing Dt:** 10/10/1995 **Reg #:** 2066348 **Reg. Dt:** 06/03/1997  
**Mark:** RACKMASTER

**30 Serial #:** 75251491 **Filing Dt:** 03/04/1997 **Reg #:** 2356448 **Reg. Dt:** 06/13/2000  
**Mark:** WIND STAR

**31 Serial #:** 75333050 **Filing Dt:** 07/30/1997 **Reg #:** 2242028 **Reg. Dt:** 04/27/1999

- Mark:** BUG REAPER
- 32 Serial #:** 75333052 **Filing Dt:** 07/30/1997 **Reg #:** 2265514 **Reg. Dt:** 07/27/1999  
**Mark:** RETALIATOR
- 33 Serial #:** 75423572 **Filing Dt:** 01/26/1998 **Reg #:** 2248355 **Reg. Dt:** 05/25/1999  
**Mark:** BERMUDA TRIANGLE
- 34 Serial #:** 78061103 **Filing Dt:** 04/30/2001 **Reg #:** NONE **Reg. Dt:**  
**Mark:** FEEDER'S BLEND
- 35 Serial #:** 78121809 **Filing Dt:** 04/15/2002 **Reg #:** 2700477 **Reg. Dt:** 03/25/2003  
**Mark:** PENNINGTON MASTERPIECE COLLECTION
- 36 Serial #:** 78147146 **Filing Dt:** 07/24/2002 **Reg #:** NONE **Reg. Dt:**  
**Mark:** PENNINGTON SEED CLASSICS
- 37 Serial #:** 78164017 **Filing Dt:** 09/13/2002 **Reg #:** 2939590 **Reg. Dt:** 04/12/2005  
**Mark:** RAINBOW VALLEY
- 38 Serial #:** 78164026 **Filing Dt:** 09/13/2002 **Reg #:** 2732335 **Reg. Dt:** 07/01/2003  
**Mark:** SUPERGRAZE
- 39 Serial #:** 78164537 **Filing Dt:** 09/16/2002 **Reg #:** 2732339 **Reg. Dt:** 07/01/2003  
**Mark:** ROYAL BLEND
- 40 Serial #:** 78164549 **Filing Dt:** 09/16/2002 **Reg #:** 2734958 **Reg. Dt:** 07/08/2003  
**Mark:** RACKMAKER
- 41 Serial #:** 78199330 **Filing Dt:** 01/02/2003 **Reg #:** NONE **Reg. Dt:**  
**Mark:** ULTIMA