

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Harris N.A., as successor by merger to Harris Trust and Savings Bank, as Agent		12/01/2006	Banking Association: UNITED STATES
RECEIVING PARTY DATA			
Name:	Skagit Gardens, Inc.		
Street Address:	3100 Old Highway 99		
City:	South Mount Vernon		
State/Country:	WASHINGTON		
Postal Code:	98273		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	2207362	PROVEN WINNERS	
CORRESPONDENCE DATA			
Fax Number:	(312)803-5299		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	(312) 845-3430		
Email:	kalwa@chapman.com		
Correspondent Name:	Richard Kalwa		
Address Line 1:	111 West Monroe Street		
Address Line 2:	Chapman and Cutler LLP		
Address Line 4:	Chicago, ILLINOIS 60603		
ATTORNEY DOCKET NUMBER:	1575513		
NAME OF SUBMITTER:	Richard Kalwa		
Signature:	/richard kalwa/		

CH \$40.00 2207362

Date:

12/19/2006

Total Attachments: 1

source=2166451.B#page1.tif

RELEASE AND REASSIGNMENT OF TRADEMARK

THIS RELEASE AND REASSIGNMENT OF TRADEMARK dated December 1 2006, by Harris N.A., successor by merger to Harris Trust and Savings Bank, as agent, as hereinafter described;

WITNESSETH:

WHEREAS, HARRIS N.A., successor by merger to Harris Trust and Savings Bank, as agent for itself and certain other lenders (in such capacity, hereinafter referred to as the "Secured Party") and Skagit Gardens, Inc., a Delaware corporation (the "Debtor") are parties to a certain Trademark Collateral Agreement which was recorded in the United States Patent and Trademark Office (the "Assignment"), pursuant to which the Debtor granted a security interest in and collateral assignment of certain trademark, trademark applications, and trademark licenses listed therein; and

WHEREAS, the Debtor has requested that the Secured Party release from the Assignment filed with the United States Patent and Trademark Office the trademark as set forth below (the "Released Trademark"), which Debtor has advised the Secured Party is not owned by the Debtor:

TITLE	REGISTRATION NUMBER	SERIAL NUMBER
Proven Winners	2,207,362	74264243

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged, the Secured Party hereby releases the Released Trademark from the Assignment, and, to the extent necessary to more fully evidence the release of the Released Trademark, reassigns, grants, and conveys to the current owner of record, Proven Winners North America, L.L.C., the Released Trademark, without any representation, warranty, recourse, or undertaking by the Secured Party, of all of its right, title, and interest, if any, in and to the Released Trademark.

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

HARRIS N.A., as successor by merger to Harris Trust and Savings Bank, as Agent

By Jean R. Elie
Jean R. Elie, Vice President