# 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
Dymas Funding Company, LLC, as		02/11/2008	LIMITED LIABILITY
Collateral Agent		02/11/2008	COMPANY: DELAWARE

## **RECEIVING PARTY DATA**

Name:	Vitality Foodservice Canada Inc.	
Street Address:	400 N. Tampa Street	
Internal Address:	Suite 1500	
City:	Tampa	
State/Country:	FLORIDA	
Postal Code:	33602	
Entity Type:	CORPORATION: CANADA	

#### PROPERTY NUMBERS Total: 3

Property Type	Number	Word Mark
Registration Number:	2229829	SUNSATIONAL
Registration Number:	2231308	SUNSATIONAL
Registration Number:	2252918	DG DIAMOND GROVE

#### **CORRESPONDENCE DATA**

Fax Number: (312)863-7806

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

Phone: 312-863-7198

Email: nancy.brougher@goldbergkohn.com
Correspondent Name: Nancy Brougher c/o Goldberg Kohn

Address Line 1: 55 East Monroe Street

Address Line 2: Suite 3300

Address Line 4: Chicago, ILLINOIS 60603

ATTORNEY DOCKET NUMBER: 1989.186

TRADEMARK REEL: 003717 FRAME: 0129

900098813

NAME OF SUBMITTER:	Nancy Brougher
Signature:	/njb/
Date:	02/11/2008
Total Attachments: 3 source=Vitality Canada Trademark Release#page1.tif source=Vitality Canada Trademark Release#page2.tif source=Vitality Canada Trademark Release#page3.tif	

TRADEMARK REEL: 003717 FRAME: 0130 RELEASE OF ASSIGNMENT FOR SECURITY OF TRADEMARKS

THIS RELEASE is made as of this \_\_\_\_\_ day of February, 2008, by Dymas

Funding Company, LLC, a Delaware limited liability company, as a lender and as

collateral agent for certain lenders (in such capacity, "Collateral Agent"), in favor of Vitality

Foodservice Canada Inc. ("Company"), a Canadian federal business corporation.

FOR GOOD AND VALUABLE CONSIDERATION, the receipt and

adequacy of which are hereby acknowledged, Collateral Agent hereby unconditionally and

expressly releases, terminates, and extinguishes (without any representation or warranty of

any kind or nature) any and all of its right, title and interest in and to any and all liens and

security interests it may have upon the trademarks listed on Schedule A attached hereto and

made a part hereof, which liens and security interests were established under and pursuant to

that certain Trademark Security Agreement dated as of September 24, 2004, made by

Company in favor of Collateral Agent.

Collateral Agent consents and agrees to execute and deliver, at the request and

cost of Company, such further instruments, documents and release forms as Company may

reasonably request to more effectively, release, terminate and extinguish (without any

representation or warranty of any kind or nature) any such liens and security interests upon

such trademarks.

1989.186

This Release shall be binding upon Collateral Agent's legal representatives, assigns and successors.

# Dymas Funding Company, LLC, as Collateral Agent

By: Dymas Capital Management Company, LLC, its Manager

Name: ALBERT M. RICCHIO
Title: MANAGING DIRECTOR

# SCHEDULE A

MARK	REGISTRATION NUMBER	DATE
Sunsational	2229829	03/09/99
Sunsational	2231308	03/16/99
DG Diamond Grove	2252918	06/15/99

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TRADEMARK
REEL: 003717 FRAME: 0133