# OP \$190.00 2913479

### 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    |
|--|----------|----------------|----------------|
| BANK OF AMERICA, N.A. as<br>Administrative Agent |          | 09/24/2009     | NATIONAL BANK: |

### **RECEIVING PARTY DATA**

| Name:           | Ferrari-Carano Vineyards and Winery, LLC |
|-----------------|--|
| Street Address: | P.O. Box 1549                            |
| City:           | Healdsburg                               |
| State/Country:  | CALIFORNIA                               |
| Postal Code:    | 95448                                    |
| Entity Type:    | LIMITED LIABILITY COMPANY: CALIFORNIA    |

### PROPERTY NUMBERS Total: 7

| Property Type        | Number   | Word Mark                      |
|----------------------|----------|--------------------------------|
| Registration Number: | 2913479  | FERRARI-CARANO SIENNA          |
| Serial Number:       | 76562345 | ALMAMONTE VINEYARDS AND WINERY |
| Registration Number: | 2355474  | CELEBRE                        |
| Registration Number: | 1634300  | FERRARI-CARANO                 |
| Registration Number: | 1947162  | TRE TERRE                      |
| Registration Number: | 2239108  | VINEYARDS OF TREMONTE          |
| Registration Number: | 2826206  | WINDTREE VINEYARD              |

### CORRESPONDENCE DATA

Fax Number: (707)526-4707

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

Phone: 707.526.4200

Email: jmbehmke@cmprlaw.com

Correspondent Name: Jay M. Behmke
Address Line 1: 100 B Street Suite 400

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| Address Line 4: Santa Rosa, C  | address Line 4: Santa Rosa, CALIFORNIA 95401-6376 |  |
|--|---|--|
| ATTORNEY DOCKET NUMBER:  | 8159.3 BOFA - FERRARI-C                           |  |
| NAME OF SUBMITTER:   | Jay M. Behmke                                     |  |
| Signature:   | /JMB-163603/                                      |  |
| Date:  | 09/28/2009  |  |
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### RELEASE OF SECURITY INTEREST IN TRADEMARKS

FERRARI-CARANO VINEYARDS AND WINERY, LLC, a California limited liability company ("Grantor") with an address at P.O. Box 1549, Healdsburg, CA 95448, executed an Amended and Restated Security Agreement dated as of September 28, 2004 (the "Agreement") in favor of BANK OF AMERICA, N.A., as Administrative Agent for certain lenders ("Agent"). Pursuant to the Agreement, Grantor assigned and granted to Agent a security interest in and to all of Grantor's right, title and interest in and to certain trademarks and trademark applications (the "Released Marks"), including those trademarks and/or trademark applications specifically listed on Exhibit A attached hereto, and the goodwill associated therewith. The Agreement was duly recorded on November 12, 2004, at trademark Reel/Frame 002977/0831, in the United States Patent and Trademark Office.

For good and valuable consideration, receipt of which is hereby acknowledged, Agent hereby releases, retransfers and reassigns to Grantor, without representation or warranty of any kind, express or implied, all of Agent's right, title and interest in and to the Released Marks and the goodwill associated therewith.

[signature page follows]

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IN WITNESS WHEREOF, Lender has executed this Release of Security Interest in Trademarks as of this 24ft day of September, 2009.

BANK OF AMERICA, N.A., as Administrative Agent

By: Maurice Washington:
Title: Vice President

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## EXHIBIT A

# U.S. Trademark Applications and Registrations

| Trademark                     | Registration No./<br>Application No. | Registration Date/<br>Application Date |
|-------------------------------|--------------------------------------|--|
| Ferrari-Carano Sienna         | 2913479                              | 12/21/2004                             |
| Alamonte Vineyards and Winery | 76562345                             | 12/01/2003                             |
| Celebre                       | 2355474                              | 06/06/2000                             |
| Ferrari-Carano                | 1634300                              | 02/05/1991                             |
| Tre Terre                     | 1947162                              | 01/09/1996                             |
| Vineyards of Tremonte         | 2239108                              | 04/13/1999                             |
| Windtree Vineyard             | 2826206                              | 03/23/2004                             |

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**RECORDED: 09/28/2009** 

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