

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
ALLY COMMERCIAL FINANCE LLC, formerly known as GMAC Commercial Finance LLC, as Collateral Agent	FORMERLY GMAC Commercial Finance LLC	09/13/2011	LIMITED LIABILITY COMPANY: DELAWARE

RECEIVING PARTY DATA

Name:	HARRY AND DAVID
Street Address:	2500 South Pacific Highway
City:	Medford
State/Country:	OREGON
Postal Code:	97501
Entity Type:	CORPORATION: OREGON

PROPERTY NUMBERS Total: 75

Property Type	Number	Word Mark
Serial Number:	73102365	BEAR CREEK
Serial Number:	71138536	BEAR CREEK
Serial Number:	77103479	WOLFERMAN'S
Serial Number:	75315541	WOLFERMAN'S A TRADITION OF FINE FOOD SINCE 1888
Serial Number:	75315533	WOLFERMAN'S A TRADITION OF FINE FOOD SINCE 1888
Serial Number:	74391246	THE BIG DIFFERENCE IN ENGLISH MUFFINS
Serial Number:	77103491	BECAUSE EVERYTHING BEGINS WITH BREAKFAST
Serial Number:	75348794	WOLFERMAN'S
Serial Number:	75348795	WOLFERMAN'S
Serial Number:	77016912	WOLFERMAN'S
Serial Number:	75290949	TADPOLE TEA
Serial Number:	75231634	COCOA PLEASURES

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**TRADEMARK
 REEL: 004622 FRAME: 0618**

Serial Number:	75151229	WAGNER GOURMET FOODS
Serial Number:	75231632	WAGNER GOURMET FOODS SINCE 1847
Serial Number:	74466560	WAGNER'S
Serial Number:	75151084	WAGNER'S
Serial Number:	78880276	WAGNER'S SINCE 1847 EXPERIENCE THE TASTE
Serial Number:	75315535	W
Serial Number:	76542064	W
Serial Number:	72198447	WAGNER'S
Serial Number:	76565166	AMERICA'S FAVORITE BUSINESS GIFTS
Serial Number:	76379928	GIFT E-NOUNCEMENT
Serial Number:	75417590	HARVEST HOTLINE
Serial Number:	74604129	MOOSE MUNCH
Serial Number:	75184829	CALL YOUR MOM ON MAY 12 ... (BUT CALL US TODAY!)
Serial Number:	75028024	HARRY AND DAVID HEARTHSIDE SOUPS
Serial Number:	75250893	THE LIGHT SIZE IS THE RIGHT SIZE
Serial Number:	76342045	HEAVENLY HEARTS
Serial Number:	76352649	SO BIG AND JUICY, YOU EAT THEM WITH A SPOON
Serial Number:	73838437	ORIGINAL OREGON
Serial Number:	74132844	VEGGIE CLUB
Serial Number:	74272856	CLUB MEDLEY
Serial Number:	74223092	THE FAVORITE
Serial Number:	73666079	HARRY AND DAVID'S
Serial Number:	74143461	TOWER OF CHOCOLATES
Serial Number:	74159836	LIGHT SIZE CLUBS
Serial Number:	74199302	FAVORITES CLUB
Serial Number:	74082289	BASKETS BY YOU
Serial Number:	74126296	MAVERICK
Serial Number:	74126297	TRIPLE TREAT
Serial Number:	74139653	MERRY MIX-UP
Serial Number:	73736543	HARRY AND DAVID
Serial Number:	76541385	MOOSE MUNCH
Serial Number:	76269275	ALL THE BEST FOR GIFTS OR GUESTS
Serial Number:	76404507	BEARWINKLE
Serial Number:	76489398	HARVEST HOTLINE
Serial Number:	78677794	H&D

TRADEMARK

REEL: 004622 FRAME: 0619

	75919211	HARRY AND DAVID'S COOKIES FOR CONNOISSEURS
Serial Number:	75616046	EASY ENTERTAINING
Serial Number:	76177056	HARRY AND DAVID'S OFF THE PAGE
Serial Number:	75455458	WILD 'N SPICY
Serial Number:	75547201	ALWAYS APPROPRIATE, ALWAYS APPRECIATED
Serial Number:	75547200	AMERICA'S FAVORITE BUSINESS GIFTS
Serial Number:	75613640	HAPPY HOLIDAYS ARE OUR BUSINESS
Serial Number:	72342637	FRUIT-OF-THE-MONTH CLUB
Serial Number:	72110436	ROYAL RIVIERA PEARS SO BIG AND JUICY, YOU EAT THEM WITH A SPOON
Serial Number:	73051959	ROYAL BEURRE
Serial Number:	71416175	OREGOLD
Serial Number:	72186355	HARRY AND DAVID
Serial Number:	72201425	CHERRYDILLS
Serial Number:	71383445	ROYAL RIVIERA
Serial Number:	72247505	TOWER OF TREATS
Serial Number:	72226841	WILD 'N RARE
Serial Number:	71456183	HARRY AND DAVID
Serial Number:	73228291	FRUIT-OF-THE-MONTH CLUB
Serial Number:	71436216	FRUIT-OF-THE-MONTH CLUB
Serial Number:	75453447	SO EASY, IT PRACTICALLY SERVES ITSELF.
Serial Number:	78566018	ANY DAY CAN BE A CELEBRATION.
Serial Number:	78628164	MOOSE MUNCH-OF-THE-MONTH
Serial Number:	78677802	HARRY & DAVID
Serial Number:	78800514	SORRENTO
Serial Number:	78804842	MOOSE MUNCH
Serial Number:	78804910	FRUIT OF THE MONTH
Serial Number:	78804849	
Serial Number:	78822715	ORCHARD HERITAGE

CORRESPONDENCE DATA

Fax Number: (404)815-2424
Phone: 4048152231
Email: carolfraser@paulhastings.com

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.

Correspondent Name: Carol Fraser, Paralegal

TRADEMARK
REEL: 004622 FRAME: 0620

Address Line 1: 600 Peachtree Street, NE, Suite 2400
Address Line 2: Paul Hastings LLP
Address Line 4: Atlanta, GEORGIA 30308

NAME OF SUBMITTER: Carol Fraser

Signature: //Carol Fraser//

Date: 09/14/2011

Total Attachments: 11

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TERMINATION OF SECURITY INTEREST IN TRADEMARKS

This **TERMINATION OF SECURITY INTEREST IN TRADEMARKS**, dated as of September 13, 2011, is made by Ally Commercial Finance LLC, formerly known as GMAC Commercial Finance LLC, as Collateral Agent (the "Secured Party").

WHEREAS, HARRY AND DAVID, an Oregon corporation (the "Grantor") has granted a security interest in certain personal property to the Secured Party, including without limitation a security interest in certain trademarks, trademark applications, and/or trademark licenses ("Trademarks");

WHEREAS, the security interest granted to the Secured Party was recorded at the United States Patent and Trademark Office on December 3, 2007 at Reel 3670 and Frame 0474, on January 16, 2008 at Reel 3704 and Frame 0678, on August 22, 2006 at Reel 3376 and Frame 0169, and August 22, 2006 at Reel 3375 and Frame 0187; and

WHEREAS, the Secured Party has agreed to terminate and release its security interest in all of such Trademarks, including, without limitation, the Trademarks identified on Schedule A attached hereto.

NOW, THEREFORE, for valuable consideration, the Secured Party hereby terminates and releases all mortgages, liens, and security interests granted to the Secured Party in the following Trademarks:

1. all of the Grantor's Trademarks to which the Grantor is a party including those referred to on Schedule A attached hereto;
2. all goodwill of the business connected with the use of, and symbolized by, each Trademark; and
3. all products and proceeds of the foregoing, including, without limitation, any claim by the Grantor against third parties for past, present or future (i) infringement or dilution of any Trademark or (ii) injury to the goodwill associated with any Trademark.

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IN WITNESS WHEREOF, the Secured Party has caused this Termination of Security Interest in Trademarks to be duly executed as of the date first set forth above.

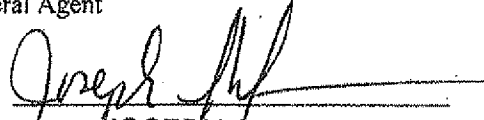
SECURED PARTY:

ALLY COMMERCIAL FINANCE LLC, formerly known as GMAC Commercial Finance LLC, as Collateral Agent

By:

Name:

Title:



JOSEPH SKAFEROWSKY
S.R. DIRECTOR

TERMINATION OF SECURITY INTEREST IN TRADEMARKS

SCHEDULE A

REEL 3375/FRAME 0187

Registrations & Applications:

Owner	Mark Name	Application No.	Registration Date	Registration No.
Harry and David	BEAR CREEK	73/102,365	5/8/1979	1,117,905
Harry and David	BEAR CREEK	71/138,536	7/5/1921	144,343

TERMINATION OF SECURITY INTEREST IN TRADEMARKS
SCHEDULE A
REEL 3670/FRAME 0474

United States Trademarks

Registrations & Applications:

Owner	Mark Name	Application No.	Registration Date	Registration No.
Harry and David	BEAR CREEK	73/102,365	5/8/1979	1,117,905
Harry and David	BEAR CREEK	71/138,536	7/5/1921	144,343

United States Trademarks

Registrations & Applications:

Owner	Mark Name	Application No.	Registration Date	Registration No.
Harry and David	WOLFERMAN'S & DESIGN (new logo)	77/103,479	N/A	N/A
Harry and David	WOLFERMAN'S A TRADITION OF FINE FOOD SINCE 1888 (and design)	75/315,541	5/4/1999	2,243,589
Harry and David	WOLFERMAN'S A TRADITION OF FINE FOOD SINCE 1888 (and design)	75/315,533	6/15/1999	2,254,234
Harry and David	THE BIG DIFFERENCE IN ENGLISH MUFFINS	74/391,246	7/4/1995	1,903,708
Harry and David	BECAUSE EVERYTHING BEGINS WITH BREAKFAST	77/103,491	N/A	N/A
Harry and David	WOLFERMAN'S	75/348,794	6/8/1999	2,250,942
Harry and David	WOLFERMAN'S	75/348,795	6/30/1998	2,169,739
Harry and David	WOLFERMAN'S	77/016,912	7/3/2007	3,257,597
Harry and David	TADPOLE TEA	75/290,949	4/7/1998	2,149,473
Harry and David	COCOA PLEASURES	75/231,634	4/27/1999	2,241,851
Harry and David	WAGNER GOURMET FOODS	75/151,229	4/6/1999	2,237,163
Harry and David	WAGNER GOURMET FOODS SINCE 1847 (logo)	75/231,632	4/20/1999	2,241,077
Harry and David	WAGNER'S	74/466,560	7/18/1995	1,905,767
Harry and David	WAGNER'S	75/151,084	3/3/1998	2,140,193
Harry and David	WAGNER'S SINCE 1847 EXPERIENCE THE TASTE (logo)	78/880,276	2/27/2007	3,213,340
Harry and David	W (stylized letters)	75/315,533	4/13/1999	2,239,636

Owner	Mark Name	Application No.	Registration Date	Registration No.
Harry and David	W (design with spice grinder)	76/542,064	6/21/2005	2,962,840
Harry and David	WAGNER's (stylized)	72/198,447	8/15/1967	883,756

United States Trademarks

Registrations & Applications:

Mark Name	Description	Filing Date	App. No.	Reg. Date	Reg. No.	Renewal	Status
AMERICA'S FAVORITE BUSINESS GIFTS	mail order services in the field of foods, flowers, and other gifts	12/2/2003	76/565,166	3/22/2005	2,934,459	3/22/2015	Registered
GIFT E- NOUNCEMENT	providing temporary use of on-line non-downloadable software for use in creating customized announcements of gifts	3/7/2002	76/379,928	1/21/2003	2,677,518	1/21/2013	Registered
HARVEST HOTLINE	providing information in the field of shipping of harvested fruit by providing shipping dates of orders by a dedicated telephone line	1/13/1998	75/417,590	12/14/1999	2,301,034	12/14/2009	Registered
MOOSE MUNCH	candy	11/29/1994	74/604,129	9/17/1996	2,000,672	9/17/2006	Registered
CALL YOUR MOM ON MAY 12...(BUT CALL US TODAY!)	mail order services in the field of foods, flowers and other gifts	10/21/1996	75/184,829	8/26/1997	2,091,423	8/26/2007	Registered
HARRY AND DAVID HEARTHSIDE SOUPS	dried soup mixes	12/5/1995	75/028,024	6/24/1997	2,074,493	6/24/2007	Registered
THE LIGHT SIZE IS THE RIGHT SIZE	mail order services in the field of fresh fruits	3/3/1997	75/250,893	5/12/1998	2,157,770	5/12/2008	Registered
HEAVENLY HEARTS	candy and chocolate	11/26/2001	76/342,045	5/20/2003	2,718,029	5/20/2013	Registered

owner	Mark Name	Description	Filing Date	App. No.	Reg. Date	Reg. No.	Renewal	Status
	SO BIG AND JUICY, YOU EAT THEM WITH A SPOON	fresh pears	12/21/2001	76/352,649	9/24/2002	2,624,862	9/24/2012	Registered
	ORIGINAL OREGON VEGGIE CLUB	bakery goods and sauces	11/13/1989	73/838437	6/12/1990	1,601,683	6/12/2010	Registered
	VEGGIE CLUB	mail order services in the field of fresh vegetables	1/23/1991	74/132,844	11/2/1993	1,802,945	11/2/2013	Registered
	CLUB MEDLEY	mail order services in the field of fresh fruits and vegetables	5/6/1992	74/272,856	12/22/1992	1,742,002	12/22/2012	Registered
	THE FAVORITE	mail order services in the field of gift food items	11/19/1991	74/223,092	3/23/1993	1,760,420	3/23/2013	Registered
	HARRY AND DAVID'S	meats and processed foods, staple foods	6/10/1987	73/666,079	5/31/1988	1,490,371	5/31/2008	Registered
	TOWER OF CHOCOLATES	candy	2/27/1991	74/143,461	4/14/1992	1,683,115	4/14/2012	Registered
	LIGHT SIZE CLUBS	mail order services in the field of fresh fruits	4/19/1991	74/159,836	6/23/1992	1,696,650	6/23/2012	Registered
	FAVORITES CLUB	mail order services in the field of gift items	8/29/1991	74/199,302	8/18/1992	1,708,950	8/18/2012	Registered
	BASKETS BY YOU	mail order services in the field of gift baskets containing food and other items	7/26/1989	74/082,289	4/14/1992	1,683,344	4/14/2012	Registered
	MAVERICK	fresh fruit; namely, pears	12/24/1990	74/126,296	11/12/1991	1,664,304	11/12/2011	Registered
	TRIPLE TREAT	fresh fruit, namely, packages containing pears, oranges and apples	12/24/1990	74/126,297	11/12/1991	1,664,305	11/12/2011	Registered
	MERRY MIX-UP	packages including fresh fruit namely, pears and apples, nuts (unshelled), figs, dates, prunes, trail mix and glazed cherries	2/12/1991	74/139,653	1/14/1992	1,671,916	1/14/2012	Registered
	HARRY AND DAVID (STYL)	mail order services	6/27/1988	73/736,543	3/7/1989	1,529,034	3/7/2009	Registered
	MOOSE MUNCH	candy, coffee and bakery desserts	8/18/2003	76/541,385	7/26/2005	2,977,625	7/26/2015	Registered

Mark Name	Description	Filing Date	App. No.	Reg. Date	Reg. No.	Renewal	Status
ALL THE BEST FOR GIFTS OR GUESTS	mail order services in the field of foods, flowers and other gifts	6/7/2001	76/269,275	2/19/2002	2,540,387	2/19/2012	Registered
BEARWINKLE	stuffed toy animals	5/8/2002	76/404,507	12/16/2003	2,795,776	12/16/2013	Registered
HARVEST HOTLINE	providing information in the field of shipping of harvested fruit by providing shipping dates of orders by a dedicated telephone line	2/11/2003	76/489,398	2/24/2004	2,816,557	2/24/2014	Registered
H&D	snack mix consisting primarily of one or more of the following ingredients - granola, dried fruit, raisins, chocolate covered ingredients, yogurt covered ingredients, chocolate chips, white chocolate chips, nuts and pretzels (in Class 30)	7/25/2005	78/677,794				Pending
HARRY AND DAVID'S COOKIES FOR CONNOISSEURS	retail store services, online retail store services, and mail order catalog services in the field of bakery goods	2/15/2000	75/919,211	11/6/2001	2,505,492	11/6/2011	Registered
EASY ENTERTAINING	mail order services in the field of foods, flowers, and other gifts	1/5/1999	75/616,046	11/28/2000	2,409,346	11/28/2010	Registered
HARRY AND DAVID'S OFF THE PAGE & DESIGN	retail store services	12/6/2000	76/177,056	6/4/2002	2,575,673	6/4/2012	Registered

Mark Name	Description	Filing Date	App. No.	Reg. Date	Reg. No.	Renewal	Status
WILD 'N SPICY	cheese dips, processed olives, and jellies; salsas, taco chips, relishes, mustards, hot sauces, and biscuits; non-alcoholic cocktail drink mix, namely, margarita mix and bloody mary mix	3/24/1998	75/455,458	11/21/2000	2,406,736	11/21/2010	Registered
ALWAYS APPROPRIATE, ALWAYS APPRECIATED AMERICA'S FAVORITE BUSINESS GIFTS	mail order services in the field of foods, flowers, and other gifts	9/1/1998	75/547,201	2/27/2001	2,432,069	2/27/2011	Registered
ALWAYS APPRECIATED AMERICA'S FAVORITE BUSINESS GIFTS	mail order services in the field of foods, flowers, and other gifts	9/1/1998	75/547,200	1/4/2000	2,306,720	1/4/2010	Registered
HAPPY HOLIDAYS ARE OUR BUSINESS	mail order services in the field of foods, flowers, and other gifts	12/30/1998	75/613,640	6/12/2001	2,460,142	6/12/2011	Registered
FRUIT-OF-THE-MONTH-CLUB	preserved/processed fruits, cheese	11/4/1969	72/342,637	12/29/1970	905,212	12/29/2010	Registered
ROYAL RIVERA PEARS SO BIG AND JUICY, YOU EAT THEM WITH A SPOON	fresh pears	12/19/1960	72/110,436	2/6/1962	727,298	2/6/2012	Registered
ROYAL BEURRE	fresh pears	5/9/1975	73/051,959	4/5/1977	1,062,873	4/5/2007	Registered
OREGOLD	fresh fruits	2/18/1939	71/416,175	6/27/1939	368,755	6/27/2009	Registered
HARRY AND DAVID (STYL)	preserved fruits, candy, cured meats	2/10/1964	72/186,355	8/3/1965	793,717	8/3/2015	Registered
CHERRYDILLS	pickled cherries	9/8/1964	72/201,425	4/19/1966	807,323	4/19/2006	To be abandoned
ROYAL RIVIERA	fresh pears	9/19/1936	71/383,445	3/2/1937	343,706	3/2/2007	Registered
TOWER OF TREATS	gift package of fruit, candy, nuts, and cheese	6/7/1966	72/247,505	10/24/1967	837,603	10/24/2007	Registered
WILD 'N RARE (STYLIZED)	fruit preserves	8/31/1965	72/226,841	10/10/1967	836,816	10/10/2007	Registered
HARRY AND DAVID	fresh fruits	10/14/1942	71/456,183	2/9/1943	400,009	2/9/2013	Registered
FRUIT-OF-THE-MONTH CLUB	mail order services	8/20/1979	73/228,291	6/30/1981	1,159,530	6/30/2011	Registered
FRUIT-OF-THE-MONTH CLUB	fresh fruits	9/21/1940	71/436,216	3/25/1941	386,023	3/25/2011	Registered

Mark Name	Description	Filing Date	App. No.	Reg. Date	Reg. No.	Renewal	Status
SO EASY, IT PRACTICALLY SERVES ITSELF ANY DAY CAN BE A CELEBRATION	sliced ham	3/19/1998	75/453,447	6/22/1999	2,256,132	6/22/2009	Registered
	Retail and mail order services in the field of gifts, home décor items, foods and flowers	2/11/2005	78/566,018				Pending
MOOSE MUNCH - OF-THE-MONTH	Mail order services featuring candy, coffee and bakery desserts	5/11/2005	78/628,164				Pending
HARRY & DAVID	Same goods as for Harry and David mark	7/25/2005	78/677,802				Pending
SORRENTO	Chocolate candy, hot-chocolate mix, chocolate-flavored martini mix and chocolate-flavored coffee	1/26/2006	78/800,514				Pending
MOOSE MUNCH	Cookie mixes, infused sugar and table syrup	2/1/2006	78/804,842				Pending
FRUIT OF THE MONTH and design	Fresh fruits; retail and mail order services in the field of foods, flowers and other gifts	2/1/2006	78/804,910				Pending
PEAR design	Retail and mail order services in the field of foods, flowers and other gifts, via the Internet and through catalogs and in-store signage	2/1/2006	78/804,849				Pending
ORCHARD HERITAGE	Several classes of fruit and food products, candy, juice, tea and fruit drinks	2/24/2006	78/822,715				Pending