

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
UBS AG, STAMFORD BRANCH, as Second Lien Collateral Agent		09/13/2011	CORPORATION: 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: 52

Property Type	Number	Word Mark
Serial Number:	76568403	HARVESTING A LEGEND
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 HEARTH-SIDE 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

TRADEMARK

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:	76526377	WILD 'N RARE
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:	76496082	CRATER LAKE CRUNCH
Serial Number:	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:	72181354	
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:	73505603	ALPHONSE LAVALLE
Serial Number:	75453447	SO EASY, IT PRACTICALLY SERVES ITSELF.
Serial Number:	73392873	RUBY DELICIOUS

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

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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: 6

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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 UBS AG, Stamford Branch, as Second Lien 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 June 24, 2004 at Reel 2882 and Frame 0057; 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:

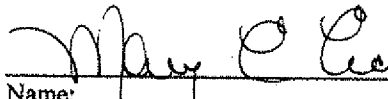
1. all of the Grantor's Trademarks to which the Grantor is a party including those referred to on Schedule A attached hereto;
2. all goodwill of the business connected with the use of, and symbolized by, each Trademark; and
3. all products and proceeds of the foregoing, including, without limitation, 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:

UBS AG, STAMFORD BRANCH, as Second Lien
Collateral Agent

By: 
Name:
Title:

Mary E. Evans
Associate Director
Banking Products
Services, US

By: 
Name:
Title:

Mirja R. Otsa
Associate Director
Banking Products
Services, US

TERMINATION OF SECURITY INTEREST IN TRADEMARKS

SCHEDULE A - REEL 2882/FRAME 0057

Mark Name	Description	Filing Date	App. No.	Reg. Date	Reg. No.	Renewal
HARVESTING A LEGEND	annual promotional theme for retail and mail order services in the field of foods, flowers, and other gifts, via the Internet and through catalogs and signage	12/22/2003	76/568,403			
AMERICA'S FAVORITE BUSINESS GIFTS GIFT E- NOUNCEMENT	mail order services in the field of foods, flowers, and other gifts providing temporary use of on-line non- downloadable software for use in creating customized announcements of gifts	12/2/2003	76/565,166			
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
MÓOSE MUNCH CALL YOUR MOM ON MAY 12...(BUT CALL US TODAY!)	candy	11/29/1994	74/604,129	9/17/1996	2,000,672	9/17/2006
HARRY AND DAVID HEARTHSIDE SOUPS	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
THE LIGHT SIZE IS THE RIGHT SIZE	dried soup mixes	12/5/1995	75/028,024	6/24/1997	2,074,493	6/24/2007
HEAVENLY HEARTS SO BIG AND JUICY, YOU EAT THEM WITH A SPOON	mail order services in the field of fresh fruits	3/3/1997	75/250,893	5/12/1998	2,157,770	5/12/2008
ORIGINAL OREGON VEGGIE CLUB	candy and chocolate	11/26/2001	76/342,045	5/20/2003	2,718,029	5/20/2013
CLUB MEDLEY	fresh pears	12/21/2001	76/352,649	9/24/2002	2,624,862	9/24/2012
THE FAVORITE	bakery goods and sauces	11/13/1989	73/838437	6/12/1990	1,601,683	6/12/2010
HARRY AND DAVID'S TOWER OF CHOCOLATES	mail order services in the field of fresh vegetables	1/23/1991	74/132,844	11/2/1993	1,802,945	11/2/2013
	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
	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
	meats and processed foods, staple foods	6/10/1987	73/666,079	5/31/1988	1,490,371	5/31/2008
	candy	2/27/1991	74/143,461	4/14/1992	1,683,115	4/14/2012

Mark Name	Description	Filing Date	App. No.	Reg. Date	Reg. No.	Renewal
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
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
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
MAVERICK	fresh fruit; namely, pears	12/24/1990	74/126,296	11/12/1991	1,664,304	11/12/2011
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
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
HARRY AND DAVID (STYL)	mail order services	6/27/1988	73/736,543	3/7/1989	1,529,034	3/7/2009
WILD 'N RARE	nutritional supplements (class 5); smoothies (class 32)	6/30/2003	76/526,377			
MOOSE MUNCH	candy, coffee and bakery desserts	8/18/2003	76/541,385			
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
BEARWINKLE	stuffed toy animals	5/8/2002	76/404,507	12/16/2003	2,795,776	12/16/2013
HARVEST	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
HOTLINE						
CRATER LAKE CRUNCH	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 29)	3/10/2003	76/496,082			

Mark Name	Description	Filing Date	App. No.	Reg. Date	Reg. No.	Renewal
HARRY AND DAVID'S COOKIES FOR CONNOISSEURS	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) 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
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
HARRY AND DAVID'S OFF THE PAGE & DESIGN WILD 'N SPICY	retail store services	12/6/2000	76/177,056	6/4/2002	2,575,673	6/4/2012
	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
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
HAPPY HOLIDAYS ARE OUR BUSINESS	mail order services in the field of foods, flowers, and other gifts	12/30/1998	75/547,200	1/4/2000	2,306,720	1/4/2010
FRUIT-OF-THE-MONTH-CLUB	preserved/processed fruits, cheese	11/4/1969	72/342,637	12/29/1970	905,212	12/29/2010
H&D PORTRAITS AND DESIGN	fresh fruits, fruit preserves	11/18/1963	72/181,354	7/14/1964	773,302	7/14/2004
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
ROYAL BEURRE	fresh pears	5/9/1975	73/051,959	4/5/1977	1,062,873	4/5/2007
OREGOLD	fresh fruits	2/18/1939	71/416,175	6/27/1939	368,755	6/27/2009
HARRY AND DAVID (STYL)	preserved fruits, candy, cured meats	2/10/1964	72/186,355	8/3/1965	793,717	8/3/2005
CHERRYDILLS	pickled cherries	9/8/1964	72/201,425	4/19/1966	807,323	4/19/2006
ROYAL RIVIERA	fresh pears	9/19/1936	71/383,445	3/2/1937	343,706	3/2/2007

Mark Name	Description	Filing Date	App. No.	Reg. Date	Reg. No.	Renewal
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
WILD 'N RARE (STYLIZED)	fruit preserves	8/31/1965	72/226,841	10/10/1967	836,816	10/10/2007
HARRY AND DAVID	fresh fruits	10/14/1942	71/456,183	2/9/1943	400,009	2/9/2013
FRUIT-OF-THE-MONTH CLUB	mail order services	8/20/1979	73/228,291	6/30/1981	1,159,530	6/30/2011
FRUIT-OF-THE-MONTH CLUB	fresh fruits	9/21/1940	71/436,216	3/25/1941	386,023	3/25/2011
ALPHONSE LAVALLE	fresh grapes	10/25/1984	73/505,603	6/11/1985	1,341,314	6/11/2005
SO EASY, IT PRACTICALLY SERVES ITSELF	sliced ham	3/19/1998	75/453,447	6/22/1999	2,256,132	6/22/2009
Ruby Delicious	Fresh seedless red grapes	9/29/1982	73/392,873	11/06/1984	1,304,438	—

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H&D Trademark Security Agreement