

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Termination and Release of Security Interest in Trademarks		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Bank of America, N.A., as Administrative Agent		04/12/2012	national banking association: UNITED STATES
RECEIVING PARTY DATA			
Name:	DFO,LLC		
Street Address:	20 East Main Sreet		
City:	Spartnburg		
State/Country:	SOUTH CAROLINA		
Postal Code:	29319		
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE		
PROPERTY NUMBERS Total: 55			
Property Type	Number	Word Mark	
Registration Number:	1736807	PLAY IT AGAIN SLAM	
Registration Number:	1743375	SOUTHERN SLAM	
Registration Number:	1757060	SENIOR BELGIAN WAFFLE SLAM	
Registration Number:	1813884	GRAND SLAM	
Registration Number:	1886750	DENNY'S	
Registration Number:	1903868	DENNY'S	
Registration Number:	1944101	SUPER SLAM	
Registration Number:	1946766	MOONS OVER MY HAMMY	
Registration Number:	1950994	ALL-AMERICAN SLAM	
Registration Number:	1996275	FIT FARE	
Registration Number:	2320275	DENNY'S	
Registration Number:	2372959	DENNY'S DINER	
Registration Number:	2377637	DENNY'S DINER	
Registration Number:	2469927	DENNY'S CLASSIC DINER	

TRADEMARK

Registration Number:	2469928	DENNY'S CLASSIC DINER
Registration Number:	2512281	DENNY'S DINER CLASSIC OPEN 24 HOURS
Registration Number:	2569543	SLIM SLAM
Registration Number:	2592374	SLAM
Registration Number:	2653324	DENNY'S
Registration Number:	2761133	
Registration Number:	2802016	GREAT FOOD AND GREAT SERVICE BY GREAT PEOPLE...EVERY TIME!
Registration Number:	2805903	SLAMWICH
Registration Number:	2964207	DENVER SCRAMBLE
Registration Number:	2966985	SUPER SCRAMBLES
Registration Number:	2980325	FRENCH-TOASTIX
Registration Number:	2992224	D-ZONE
Registration Number:	3027395	CUCUMBER CRAVERZ
Registration Number:	3027397	POTATO VOLCANO
Registration Number:	3045056	APPLESAUCE SWIMMERS
Registration Number:	3051982	DUSK 'TIL DAWN
Registration Number:	3086695	HEARTLAND SCRAMBLE
Registration Number:	3375730	GET YOUR CRAVE ON
Registration Number:	3381648	FIT FARE
Registration Number:	3498403	DENNY'S FRESH EXPRESS
Registration Number:	3707894	PANCAKE PUPPIES
Registration Number:	3711864	NANERPUS
Registration Number:	3768961	DANNY'S DONUTS
Registration Number:	3800808	
Registration Number:	3856292	RIGHT ON THE MONEY
Registration Number:	3857076	GRAND SLAM SLUGGER
Registration Number:	3904258	WAFFELINI
Registration Number:	3964768	\$2 \$4 \$6 \$8
Registration Number:	3972843	\$2 \$4 \$6 \$8 VALUE MENU
Registration Number:	1720991	DENNY'S TIL DAWN
Registration Number:	1720986	DENNY'S
Registration Number:	1735075	FRENCH SLAM
Registration Number:	1645411	ULTIMATE OMELETTE
Registration Number:	1378319	SUPER BIRD

Registration Number:	1270950	JR. GRAND SLAM
Registration Number:	1277223	GRAND SLAM BREAKFAST
Registration Number:	1053390	DENNY'S
Registration Number:	0866599	DENNY'S
Registration Number:	0862087	DENNY'S
Registration Number:	0736161	DENNY'S
Registration Number:	0740359	DENNY'S

CORRESPONDENCE DATA

Fax Number: (919)416-8328

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

Phone: 9192868041

Email: pto_tmconfirmation@mvalaw.com

Correspondent Name: Moore & Van Allen PLLC

Address Line 1: 430 Davis Drive

Address Line 2: Suite 500

Address Line 4: Morrisville, NORTH CAROLINA 27560

ATTORNEY DOCKET NUMBER:	040324-70 JES
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NAME OF SUBMITTER:	John E. Slaughter
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Signature:	/John E. Slaughter/
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Date:	04/13/2012
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Total Attachments: 7

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TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS**, dated as of April 12, 2012 (“Release”), is made by **BANK OF AMERICA, N.A.**, as administrative and collateral agent (in such capacities, the “Administrative Agent”) for the benefit of the Secured Parties that are parties to the Credit Agreement described below in favor of **DFO, LLC**, a Delaware limited liability company (f/k/a DFO, Inc.) (the “Debtor”).

WHEREAS, pursuant to the Second Amended and Restated Credit Agreement dated as of September 30, 2010 and its predecessors (as the same may be amended, restated, supplemented or otherwise modified from time to time, the “Credit Agreement”) and the Second Amended and Restated Guarantee and Collateral Agreement dated as of September 30, 2010 and its predecessors (as the same may be amended, restated, supplemented or otherwise modified from time to time, the “Security Agreement”), each among the Debtor, the Administrative Agent, the Borrower, and other parties thereto, the Debtor executed and delivered the Second Amended and Restated Trademark Security Agreement dated as of September 30, 2010, the Amended and Restated Trademark Security Agreement dated as of December 15, 2006, the Trademark Security Agreement dated as of July 14, 2006, and the Trademark Security Agreement dated as of September 21, 2004, (each a “Trademark Security Agreement”, and collectively the “Trademark Security Agreements”), and the lenders made extensions of credit to the Borrower upon the terms and subject to the conditions set forth therein;

WHEREAS, pursuant to the Security Agreement and Trademark Security Agreements, Debtor collaterally assigned and pledged to Administrative Agent, for the benefit of the Secured Parties, a security interest in or to any of the Debtor’s rights, title and interests in, to and under the Collateral; and

WHEREAS, the Trademark Security Agreements were recorded at the United States Patent and Trademark Office (“USPTO”) on September 30, 2010 at Reel 4287 Frame 0142, December 19, 2006 at Reel 3447 Frame 0011, July 19, 2006 at Reel 3350 Frame 0984, and October 7, 2004 at Reel 3056 Frame 0491.

NOW THEREFORE, in consideration of the mutual promises and undertakings set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and with the intention of being legally bound hereby, Administrative Agent, on behalf of the Secured Parties, and Debtor agree as follows:

SECTION 1. Defined Terms. Capitalized terms used herein without definition shall have the meanings ascribed to such terms in the Credit Agreement, Security Agreement or Trademark Security Agreements.

SECTION 2. Termination and Release. Administrative Agent, on behalf of the Secured Parties, hereby:

(a) absolutely and unconditionally cancels, discharges, and releases the collateral assignment, mortgage, pledge, and hypothecation and lien on and security interest in and to the right, title, and interest in, to and under the Collateral (as defined in the Trademark Security Agreements), including the trademark registrations and trademark applications listed on Schedule A attached hereto; and

(b) authorizes and requests the recordation of this Release with the USPTO.

[Remainder of page intentionally left blank.]

IN WITNESS WHEREOF, the Administrative Agent, on behalf of the Secured Parties, has caused this Termination and Release of Security Interest in Trademarks to be duly executed as of the date first set forth above.

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

By: 

Name: Erik M. Truette

Title: Assistant Vice President

[Denny's – Signature Page to Release of Security Interests in Trademarks]

TRADEMARK
REEL: 004755 FRAME: 0720

Schedule A

U.S. Trademarks Subject to Security Interest
Granted by DFO, LLC
In Favor of Bank of America, N.A., as Administrative Agent and Collateral Agent
Recorded September 30, 2010 at Reel 4287 Frame 0142

Registered Marks

Mark	Registration No.	Registration Date
WAFFELINI	3904258	01/11/11
\$2 \$4 \$6 \$8 VALUE MENU	3972843	06/07/11
\$2 \$4 \$6 \$8	3964768	05/24/11
GRAND SLAM SLUGGER	3857076	10/05/10
HEARTLAND SCRAMBLE	3086695	04/25/06
FRENCH-TOASTIX	2980325	07/26/05
POTATO VOLCANO	3027397	12/13/05
APPLESAUCE SWIMMERS	3045056	01/17/06
CUCUMBER CRAVERZ	3027395	12/13/05
D-ZONE	2992224	09/06/05
SUPER SCRAMBLES	2966985	07/12/05
DENVER SCRAMBLE	2964207	06/28/05
SLAMWICH	2805903	01/13/04
RIGHT ON THE MONEY	3856292	10/05/10
Design only	3800808	06/08/10
NANERPUS	3711864	11/17/09
DANNY'S DONUTS	3768961	03/30/10
PANCAKE PUPPIES	3707894	11/10/09
DENNY'S FRESH EXPRESS	3498403	09/09/08
FIT FARE	3381648	02/12/08
GET YOUR CRAVE ON	3375730	01/29/08
GREAT FOOD AND GREAT SERVICE BY GREAT PEOPLE...EVERY TIME!	2802016	01/06/04
Design only	2761133	09/09/03
DUSK 'TIL DAWN	3051982	01/31/06
SLIM SLAM	2569543	05/14/02
DENNY'S and Design	2653324	11/26/02
DENNY'S DINER CLASSIC OPEN 24 HOURS and Design	2512281	11/27/01
SLAM	2592374	07/09/02
DENNY'S DINER and Design	2377637	08/15/00
DENNY'S DINER and Design	2372959	08/01/00
DENNY'S and Design	2320275	02/22/00
DENNY'S CLASSIC DINER and Design	2469928	07/17/01
DENNY'S CLASSIC DINER and Design	2469927	07/17/01
FIT FARE	1996275	08/20/96
ALL-AMERICAN SLAM	1950994	01/23/96
SUPER SLAM	1944101	12/26/95
MOONS OVER MY HAMMY	1946766	01/09/96
DENNY'S	1903868	07/04/95
DENNY'S and Design	1886750	03/28/95
DENNY'S TIL DAWN	1720991	09/29/92
DENNY'S and Design	1720986	09/27/92
GRAND SLAM	1813884	12/28/93

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TRADEMARK
REEL: 004755 FRAME: 0721

Mark	Registration No.	Registration Date
SOUTHERN SLAM	1743375	12/29/92
FRENCH SLAM	1735075	11/24/92
SENIOR BELGIAN WAFFLE SLAM	1757060	03/09/93
PLAY IT AGAIN SLAM	1736807	12/01/92
ULTIMATE OMELETTE	1645411	05/21/91
SUPER BIRD	1378319	01/14/86
JR. GRAND SLAM	1270950	03/20/84
GRAND SLAM BREAKFAST	1277223	05/08/84
DENNY'S	1053390	11/23/76
DENNY'S	0866599	03/11/69
DENNY'S	0862087	12/17/68
DENNY'S	0736161	08/14/62
DENNY'S	0740359	11/06/62

U.S. Trademarks Subject to Security Interest
Granted by DFO, LLC
In Favor of Bank of America, N.A., as Collateral Agent
Recorded December 19, 2006 at Reel 3447 Frame 0011

Registered Marks

Mark	Registration No.	Registration Date
HEARTLAND SCRAMBLE	3086695	04/25/06
FRENCH-TOASTIX	2980325	07/26/05
POTATO VOLCANO	3027397	12/13/05
APPLESAUCE SWIMMERS	3045056	01/17/06
CUCUMBER CRAVERZ	3027395	12/13/05
D-ZONE	2992224	09/06/05
SUPER SCRAMBLES	2966985	07/12/05
DENVER SCRAMBLE	2964207	06/28/05
GREAT FOOD AND GREAT SERVICE BY GREAT PEOPLE...EVERY TIME!	2802016	01/06/04
Design only	2761133	09/09/03
DUSK 'TIL DAWN	3051982	01/31/06
SLIM SLAM	2569543	05/14/02
DENNY'S and Design	2653324	11/26/02
DENNY'S DINER CLASSIC OPEN 24 HOURS and Design	2512281	11/27/01
SLAM	2592374	07/09/02
DENNY'S DINER and Design	2377637	08/15/00
DENNY'S DINER and Design	2372959	08/01/00
DENNY'S and Design	2320275	02/22/00
DENNY'S CLASSIC DINER and Design	2469928	07/17/01
DENNY'S CLASSIC DINER and Design	2469927	07/17/01
FIT FARE	1996275	08/20/96
ALL-AMERICAN SLAM	1950994	01/23/96
SUPER SLAM	1944101	12/26/95
MOONS OVER MY HAMMY	1946766	01/09/96
DENNY'S	1903868	07/04/95
DENNY'S and Design	1886750	03/28/95
DENNY'S TIL DAWN	1720991	09/29/92
DENNY'S and Design	1720986	09/27/92

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Mark	Registration No.	Registration Date
GRAND SLAM	1813884	12/28/93
SOUTHERN SLAM	1743375	12/29/92
FRENCH SLAM	1735075	11/24/92
SENIOR BELGIAN WAFFLE SLAM	1757060	03/09/93
PLAY IT AGAIN SLAM	1736807	12/01/92
ULTIMATE OMELETTE	1645411	05/21/91
SUPER BIRD	1378319	01/14/86
JR. GRAND SLAM	1270950	03/20/84
GRAND SLAM BREAKFAST	1277223	05/08/84
DENNY'S	1053390	11/23/76
DENNY'S	0866599	03/11/69
DENNY'S	0862087	12/17/68
DENNY'S	0736161	08/14/62
DENNY'S	0740359	11/06/62

U.S. Trademarks Subject to Security Interest
Granted by DFO, LLC
In Favor of Bank of America, N.A., as Collateral Agent
Recorded July 19, 2006 at Reel 3350 Frame 0984

Registered Marks

Mark	Registration No.	Registration Date
HEARTLAND SCRAMBLE	3086695	04/25/06
FRENCH-TOASTIX	2980325	07/26/05
POTATO VOLCANO	3027397	12/13/05
APPLESAUCE SWIMMERS	3045056	01/17/06
CUCUMBER CRAVERZ	3027395	12/13/05
D-ZONE	2992224	09/06/05
SUPER SCRAMBLES	2966985	07/12/05
DENVER SCRAMBLE	2964207	06/28/05
GREAT FOOD AND GREAT SERVICE BY GREAT PEOPLE...EVERY TIME!	2802016	01/06/04
Design only	2761133	09/09/03
DUSK 'TIL DAWN	3051982	01/31/06
SLIM SLAM	2569543	05/14/02
DENNY'S and Design	2653324	11/26/02
DENNY'S DINER CLASSIC OPEN 24 HOURS and Design	2512281	11/27/01
SLAM	2592374	07/09/02
DENNY'S DINER and Design	2377637	08/15/00
DENNY'S DINER and Design	2372959	08/01/00
DENNY'S and Design	2320275	02/22/00
DENNY'S CLASSIC DINER and Design	2469928	07/17/01
DENNY'S CLASSIC DINER and Design	2469927	07/17/01
FIT FARE	1996275	08/20/96
ALL-AMERICAN SLAM	1950994	01/23/96
SUPER SLAM	1944101	12/26/95
MOONS OVER MY HAMMY	1946766	01/09/96
DENNY'S	1903868	07/04/95
DENNY'S and Design	1886750	03/28/95
DENNY'S TIL DAWN	1720991	09/29/92

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TRADEMARK
REEL: 004755 FRAME: 0723

Mark	Registration No.	Registration Date
DENNY'S and Design	1720986	09/27/92
GRAND SLAM	1813884	12/28/93
SOUTHERN SLAM	1743375	12/29/92
FRENCH SLAM	1735075	11/24/92
SENIOR BELGIAN WAFFLE SLAM	1757060	03/09/93
PLAY IT AGAIN SLAM	1736807	12/01/92
ULTIMATE OMELETTE	1645411	05/21/91
SUPER BIRD	1378319	01/14/86
JR. GRAND SLAM	1270950	03/20/84
GRAND SLAM BREAKFAST	1277223	05/08/84
DENNY'S	1053390	11/23/76
DENNY'S	0866599	03/11/69
DENNY'S	0862087	12/17/68
DENNY'S	0736161	08/14/62
DENNY'S	0740359	11/06/62

U.S. Trademarks Subject to Security Interest
Granted by DFO, Inc.
In Favor of Bank of America, N.A., as Collateral Agent
Recorded October 7, 2004 at Reel 3056 Frame 0491

Registered Marks

Mark	Registration No.	Registration Date
POTATO VOLCANO	3027397	12/13/05
APPLESAUCE SWIMMERS	3045056	01/17/06
CUCUMBER CRAVERZ	3027395	12/13/05
D-ZONE	2992224	09/06/05
SUPER SCRAMBLES	2966985	07/12/05
DENVER SCRAMBLE	2964207	06/28/05
GREAT FOOD AND GREAT SERVICE BY GREAT PEOPLE...EVERY TIME!	2802016	01/06/04
Design only	2761133	09/09/03
SLIM SLAM	2569543	05/14/02
DENNY'S and Design	2653324	11/26/02
DENNY'S DINER CLASSIC OPEN 24 HOURS and Design	2512281	11/27/01
SLAM	2592374	07/09/02
DENNY'S DINER and Design	2377637	08/15/00
DENNY'S DINER and Design	2372959	08/01/00
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DENNY'S CLASSIC DINER and Design	2469928	07/17/01
DENNY'S CLASSIC DINER and Design	2469927	07/17/01
FIT FARE	1996275	08/20/96
ALL-AMERICAN SLAM	1950994	01/23/96
SUPER SLAM	1944101	12/26/95
MOONS OVER MY HAMMY	1946766	01/09/96
DENNY'S	1903868	07/04/95
DENNY'S and Design	1886750	03/28/95
DENNY'S TIL DAWN	1720991	09/29/92
DENNY'S and Design	1720986	09/27/92
GRAND SLAM	1813884	12/28/93

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TRADEMARK
REEL: 004755 FRAME: 0724

Mark	Registration No.	Registration Date
SOUTHERN SLAM	1743375	12/29/92
SENIOR BELGIAN WAFFLE SLAM	1757060	03/09/93
PLAY IT AGAIN SLAM	1736807	12/01/92
ULTIMATE OMELETTE	1645411	05/21/91
SUPER BIRD	1378319	01/14/86
JR. GRAND SLAM	1270950	03/20/84
GRAND SLAM BREAKFAST	1277223	05/08/84
DENNY'S	1053390	11/23/76
DENNY'S	0866599	03/11/69
DENNY'S	0862087	12/17/68
DENNY'S	0736161	08/14/62
DENNY'S	0740359	11/06/62

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