

TRADEMARK ASSIGNMENT

Electronic Version v1.1  
 Stylesheet Version v1.1

|                              |                          |
|------------------------------|--------------------------|
| <b>SUBMISSION TYPE:</b>      | NEW ASSIGNMENT           |
| <b>NATURE OF CONVEYANCE:</b> | RELEASE BY SECURED PARTY |

**CONVEYING PARTY DATA**

| Name                                   | Formerly | Execution Date | Entity Type                         |
|--|----------|----------------|-------------------------------------|
| Wells Fargo Bank, National Association |          | 04/18/2012     | National Association: UNITED STATES |

**RECEIVING PARTY DATA**

|                        |                           |
|------------------------|---------------------------|
| <b>Name:</b>           | MarketFare Food, Inc.     |
| <b>Street Address:</b> | 2512 East Magnolia Street |
| <b>City:</b>           | Phoenix                   |
| <b>State/Country:</b>  | ARIZONA                   |
| <b>Postal Code:</b>    | 85034                     |
| <b>Entity Type:</b>    | CORPORATION: DELAWARE     |

**PROPERTY NUMBERS Total: 15**

| Property Type        | Number  | Word Mark             |
|----------------------|---------|-----------------------|
| Registration Number: | 2853302 | ALLSTARS              |
| Registration Number: | 1286250 | AUNT BEA'S            |
| Registration Number: | 2777084 | BERKELEY BISTRO TO GO |
| Registration Number: | 2879734 | BISTRO TO-GO          |
| Registration Number: | 2974035 | BISTRO TO-GO          |
| Registration Number: | 2987295 | CARB FRIENDLY         |
| Registration Number: | 3048688 | CARB FRIENDLY         |
| Registration Number: | 3049989 | DELI PRIDE            |
| Registration Number: | 1294751 | DELI PRIDE            |
| Registration Number: | 2579293 | MARKETFARE            |
| Registration Number: | 1275428 |                       |
| Registration Number: | 3082334 | OLD SANTA FE          |
| Registration Number: | 1391003 | OLD SANTA FE          |
| Registration Number: | 0961608 | SMILEYS               |

**TRADEMARK**

OP \$390.00 2853302

Registration Number:

1528508

SOUTHERN ACRES

**CORRESPONDENCE DATA**

Fax Number: 6172484000

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

Email: tadmin@choate.com

Correspondent Name: Elizabeth A. Walker

Address Line 1: Two International Place

Address Line 2: Choate, Hall & Stewart LLP

Address Line 4: Boston, MASSACHUSETTS 02110

ATTORNEY DOCKET NUMBER:

2009088.0009

NAME OF SUBMITTER:

Elizabeth A. Walker

Signature:

/Elizabeth A. Walker/

Date:

04/23/2012

**Total Attachments: 3**

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**RELEASE OF TRADEMARK SECURITY INTERESTS**

**WHEREAS**, MarketFare Food, Inc. is a Delaware corporation, having its principle place of business at 2512 East Magnolia Street Phoenix, AZ 85034 ("Debtor"); and

**WHEREAS**, Wells Fargo Bank, National Association ("Secured Party") is the holder of a security agreement granting a security interest in certain trademarks dated July 24, 2009 and recorded in the U.S. Patent and Trademark Office on July 28, 2009, at reel/frame number 4055/0153 (the "Wells Fargo Agreement"); and

**WHEREAS**, Secured Party desires to terminate the Wells Fargo Agreement, and to execute and deliver to Debtor all deeds, assignments and other instruments as may be reasonably necessary to release the security interests relating to the trademarks set forth in the Wells Fargo Agreement, which trademarks include those identified on Schedule A annexed hereto and made a part hereof (the "Trademarks").

**NOW, THEREFORE**, for and in consideration of the foregoing, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Secured Party hereby relinquishes unto Debtor the continuing security interest in and lien on the Trademarks and otherwise assign, grant and convey to Debtor any and all rights Secured Party may have in or to the Trademarks in order to revest in Debtor full and unencumbered title to said Trademarks.

*[Signature Page Follows]*



**IN WITNESS WHEREOF**, the Secured Parties have caused this Release of Trademark Security Interests to be executed by their duly authorized signatories this 18<sup>th</sup> day of April, 2012.

WELLS FARGO BANK, NATIONAL  
ASSOCIATION

By: Cliff Moschnik  
Name: CLIFFORD MOSCHNIK  
Title: SENIOR VICE PRESIDENT

Schedule A

U.S. Trademark Registrations

| <u>Mark</u>                     | <u>Registration No.</u> | <u>Registration Date</u> | <u>Owner of Record</u> |
|---------------------------------|-------------------------|--------------------------|------------------------|
| ALLSTARS                        | 2853302                 | June 15, 2004            | Marketfare Foods, Inc. |
| AUNT BEA'S                      | 1286250                 | July 17, 1984            | Marketfare Foods, Inc. |
| BERKELEY BISTRO<br>TO GO        | 2777084                 | October 28, 2003         | Marketfare Foods, Inc. |
| BISTRO TO-GO                    | 2879734                 | August 31, 2004          | Marketfare Foods, Inc. |
| BISTRO TO-GO                    | 2974035                 | July 19, 2005            | Marketfare Foods, Inc. |
| CARB FRIENDLY                   | 2987295                 | August 23, 2005          | Marketfare Foods, Inc. |
| CARB FRIENDLY                   | 3048688                 | January 24, 2006         | Marketfare Foods, Inc. |
| DELI PRIDE                      | 3049989                 | January 24, 2006         | Marketfare Foods, Inc. |
| DELI PRIDE AND<br>DESIGN        | 1294751                 | September 11, 1984       | Marketfare Foods, Inc. |
| MARKETFARE                      | 2579293                 | June 11, 2002            | Marketfare Foods, Inc. |
| MISC. DESIGN<br>(LADY IN APRON) | 1275428                 | April 24, 1984           | Marketfare Foods, Inc. |
| OLD SANTA FE                    | 3082334                 | April 18, 2006           | Marketfare Foods, Inc. |
| OLD SANTA FE<br>(STYLIZED)      | 1391003                 | April 22, 1986           | Marketfare Foods, Inc. |
| SMILEYS                         | 0961608                 | June 19, 1973            | Marketfare Foods, Inc. |
| SOUTHERN ACRES                  | 1528508                 | March 7, 1989            | Marketfare Foods, Inc. |