# \$65.00 3102858

# 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
WELLS FARGO CAPITAL		04/24/2012	LIMITED LIABILITY
FINANCE, LLC		04/24/2012	COMPANY: DELAWARE

### **RECEIVING PARTY DATA**

Name:	THE OCEANAIRE, INC.	
Street Address:	1510 West Loop South	
City:	Houston	
State/Country:	TEXAS	
Postal Code:	77027	
Entity Type:	CORPORATION: MINNESOTA	

Name:	THE OCEANAIRE RESTAURANT COMPANY, INC.	
Street Address:	1510 West Loop South	
City:	Houston	
State/Country:	TEXAS	
Postal Code:	77027	
Entity Type:	CORPORATION: MINNESOTA	

Name:	THE OCEANAIRE MINNEAPOLIS RESTAURANT COMPANY, LLC	
Street Address:	1510 West Loop South	
City:	Houston	
State/Country:	TEXAS	
Postal Code:	77027	
Entity Type:	LIMITED LIABILITY COMPANY: MINNESOTA	

Name:	THE OCEANAIRE TEXAS BEVERAGE COMPANY, INC.		
Street Address:	1510 West Loop South		
City:	Houston		
State/Country:	TEXAS		

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Postal Code:	77027	
Entity Type:	CORPORATION: TEXAS	

### PROPERTY NUMBERS Total: 2

Property Type	Number	Word Mark
Registration Number:	3102858	THE ULTRA-FRESH SEAFOOD EXPERIENCE
Registration Number:	2279405	THE OCEANAIRE

### **CORRESPONDENCE DATA**

Fax Number: 2142000853

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

via US Mail.

Phone: (214) 651-5148

Email: april.reasoner@haynesboone.com

Correspondent Name: Gavin D. George

Address Line 1: Haynes and Boone, LLP

Address Line 2: 2323 Victory Avenue, Suite 700

Address Line 4: Dallas, TEXAS 75219

ATTORNEY DOCKET NUMBER:	23805.134
NAME OF SUBMITTER:	Gavin D. George
Signature:	/Gavin D. George/
Date:	04/25/2012

### Total Attachments: 4

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> TRADEMARK REEL: 004764 FRAME: 0439

FINAL VERSION

RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

THIS RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY (this

"Release") effective as of the 24th day of April, 2012, is made by Wells Fargo Capital Finance, LLC, a

Delaware limited liability company, with an address at 2450 Colorado Avenue, Suite 3000W, Santa

Monica, California, 70404, in its capacity as agent for certain lenders (the "Secured Party").

WHEREAS, reference is made to a certain Trademark Security Agreement dated November 30,

2009 (the "Security Agreement"), by and among The Oceanaire, Inc., The Oceanaire Restaurant

Company, Inc., The Oceanaire Minneapolis Restaurant Company, LLC, The Oceanaire Texas Beverage

Company, Inc. (collectively referred to hereinafter as the "Grantors"), and Secured Party, notice of which

was recorded on June 18, 2010 at the United States Patent and Trademark Office at Reel 4227, Frame

0773. Capitalized terms used herein and not otherwise defined shall have the meanings ascribed thereto in

the Security Agreement.

WHEREAS, in connection with the Security Agreement, the Grantors granted Secured Party, for

the benefit of certain lenders, a continuing Security Interest in all of the right, title and interest of Grantors

in and to the Trademark Collateral identified therein.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which

are hereby acknowledged, Secured Party hereby irrevocably releases and terminates all its Security

Interest in and to the Trademark Collateral, including without limitation, the trademarks described in the

schedules attached to the Security Agreement and attached as Schedule I hereto, and all of the goodwill of

the business connected with the use of, and symbolized by the Trademark Collateral, as well as all

proceeds and claims based on past, present, or future infringement; and further, discharges, quit claims

and relinquishes to and unto the Grantors, in each case, without recourse and without any representation

or warranty of any kind, any and all rights, title and interest it has in and to the Trademark Collateral, and

more particularly hereby releases the security interests granted to the Secured Party in the Trademark

Collateral which was recorded in the United States Trademark Office.

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This Release shall be governed by and construed in accordance with the laws of the State of New York without regard to conflicts of law principles.

[SIGNATURE PAGE FOLLOWS]

Release of Security Interests in Intellectual Property

IN WITNESS WHEREOF, Secured Party has caused this Release to be duly executed by its authorized officer as of the date first written above.

WELLS FARGO CAPITAL FINANCE, LLC as Agent

Ву:

Name

Title:

**REEL: 004764 FRAME: 0442** 

# **SCHEDULE I**

## **TRADEMARKS**

Serial No.	Reg. No.	Trademark
76642093	3102858	THE ULTRA-FRESH SEAFOOD EXPERIENCE
75544771	2279405	THE OCEANAIRE

Schedule to Release of Security Interests In Intellectual Property

TRADEMARK
RECORDED: 04/25/2012 REEL: 004764 FRAME: 0443