

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	NOTICE OF RELEASE OF SECURITY INTEREST IN TRADEMARKS (SECOND LIEN)		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
CREDIT SUISSE AG, CAYMAN ISLANDS BRANCH	FORMERLY Credit Suisse, Cayman Islands Branch	05/20/2013	Bank: SWITZERLAND
RECEIVING PARTY DATA			
Name:	BARRETT PRODUCTIONS, INC. (n/k/a InterMedia Outdoors, Inc.)		
Street Address:	1040 Avenue of the Americas		
City:	New York		
State/Country:	NEW YORK		
Postal Code:	10019		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 12			
Property Type	Number	Word Mark	
Serial Number:	77414472	FLY FISHING THE WORLD	
Serial Number:	77414475	FLY FISHING THE WORLD	
Serial Number:	77414477	FLY FISHING AMERICA	
Serial Number:	77414485	FLY FISHING AMERICA	
Serial Number:	77414854	DESTINATION OUTDOORS	
Serial Number:	77414488	DESTINATION OUTDOORS	
Serial Number:	77414492	TERRA TRAVERSE	
Serial Number:	77414493	TERRA TRAVERSE	
Serial Number:	77414863	INSIDE AMERICA'S NATIONAL PARKS	
Serial Number:	77414871	INSIDE AMERICA'S NATIONAL PARKS	
Serial Number:	77548178	UNTOUCHED AMERICA	
Serial Number:	77548183	UNTOUCHED AMERICA	
CORRESPONDENCE DATA			

900256511

TRADEMARK
 REEL: 005037 FRAME: 0186

CH \$315.00 77414472

Fax Number:

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

Email: emendes@paulweiss.com, dgaier@paulweiss.com

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ATTORNEY DOCKET NUMBER:

18556-033

NAME OF SUBMITTER:

Danielle L. Gaier

Signature:

/Danielle L. Gaier/

Date:

05/29/2013

Total Attachments: 5

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NOTICE OF RELEASE OF SECURITY INTEREST IN TRADEMARKS (SECOND LIEN)

THIS NOTICE OF RELEASE OF SECURITY INTEREST IN TRADEMARKS (SECOND LIEN) (this "Release"), effective as of May 20, 2013, is made by CREDIT SUISSE AG, CAYMAN ISLANDS BRANCH (f/k/a Credit Suisse, Cayman Islands Branch), as collateral agent (in such capacity, the "Agent"), in favor of BARRETT PRODUCTIONS, INC. (n/k/a InterMedia Outdoors, Inc.) a Delaware corporation (the "Grantor").

WHEREAS, pursuant to that certain Intellectual Property Security Agreement Supplement (Second Lien), dated as of September 3, 2008, (the "Security Agreement"), recorded in the United States Patent and Trademark Office on September 11, 2008 at Reel 3851, Frame 0448, the Grantor granted to the Agent a security interest in the Grantor's right, title and interest in and to the trademark registrations and applications listed on Schedule A hereto (the "Trademarks"), together with all renewals and extensions thereof, all goodwill of the business connected with the use of and symbolized by each such Trademark, and all income, royalties, proceeds and Liabilities at any time due or payable or asserted under and with respect to any of the foregoing, including, without limitation, all rights to sue and recover at law or in equity for any past, present and future infringement, misappropriation, dilution, violation or other impairment thereof (the "Released Assets"); and

WHEREAS, the Agent wishes to provide a document suitable for recording in the United States Patent and Trademark Office for purposes of recording the release, relinquishment and discharge of its security interest in the Released Assets;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Agent agrees as follows:

1. Release. The Agent hereby relinquishes, releases and discharges its security interest in the Released Assets and all right, title and interest of the Grantor in the Released Assets are hereby reassigned by the Agent to the Grantor, without any representation, recourse or undertaking by Agent.


2. Further Assurances. The Agent hereby agrees, at the Grantor's expense, to execute such instruments and to take such other actions as the Grantor or its legal representatives may reasonably request to terminate the Agent's security interest in the Released Assets.


3. Governing Law. This Notice of Release of Security Interest in Trademarks shall be governed by and construed and interpreted in accordance with the laws of the State of New York.

4. Definitions. Capitalized terms used herein and not defined shall have the respective meaning ascribed to such terms in the Security Agreement.

IN WITNESS WHEREOF, the Agent has caused this Notice of Release of Security Interest in Trademarks to be duly executed as of this 16 day of May 2013.

CREDIT SUISSE AG, CAYMAN
ISLANDS BRANCH,
as Agent

By: 
Name: KEVIN BUDDHDEW
Title: AUTHORIZED SIGNATORY

By: 
Name: MICHAEL SPAIGHT
Title: AUTHORIZED SIGNATORY

[Signature Page to Trademark Release]

TRADEMARK
REEL: 005037 FRAME: 0189

SCHEDULE A

Trademarks

SCHEDULE B

TRADEMARKS

Trademark	Class/Description Of Goods/Services	Application Date	Application No.	Status
FLY FISHING THE WORLD	<u>Class 9</u> : Pre-recorded Video Tapes and DVDs Featuring a Series of Programs on Fly Fishing	March 6, 2008	77/414,472	Pending
	<u>Class 41</u> : Multimedia Production of Entertainment Programming Featuring Outdoor Activities	March 6, 2008	44/414,475	Pending
FLY FISHING AMERICA	<u>Class 9</u> : Pre-recorded Video Tapes and DVDs Featuring a Series of Programs on Fly Fishing	March 6, 2008	77/414,477	Pending
	<u>Class 41</u> : Production of Entertainment Programming Featuring Outdoor Activities	March 6, 2008	77/414,485	Pending
DESTINATION OUTDOORS	<u>Class 9</u> : Pre-recorded Video Tapes and DVDs Featuring a Series of Programs on Outdoor Activities	March 6, 2008	77/414,854	Pending
	<u>Class 41</u> : Multimedia Production of Entertainment Programming Featuring Outdoor Activities	March 6, 2008	77/414,488	Pending
TERRA TRAVERSE	<u>Class 9</u> : Pre-recorded Video Tapes and DVDs Featuring a Series of Programs on an Endurance Competition	March 6, 2008	77/414,492	Published
	<u>Class 41</u> : Multimedia Production of Entertainment Programming Featuring Outdoor Activities	March 6, 2008	77/414,493	Pending
INSIDE AMERICA'S NATIONAL PARKS	<u>Class 9</u> : Pre-recorded Video Tapes and DVDs Featuring a Series of Programs on Areas In and Surrounding Various National Parks	March 6, 2008	77/414,863	Pending
	<u>Class 41</u> : Multimedia Production of Entertainment Programming Featuring Areas In and Surrounding Various National Parks	March 6, 2008	77/414,871	Pending
UNTOUCHED AMERICA	<u>Class 9</u> : Pre-Recorded Video Tapes and DVDs Featuring a Series of Programs on Natural and Protected Lands, Environmental Conservation,	Aug. 15, 2008	77/548,178	Pending

Trademark	Class/Description Of Goods/Services	Application Date	Application No.	Status
	and Outdoor Activities			
	Class 41: Multimedia Production of Entertainment Programming Featuring Natural and Protected Lands, Environmental Conservation, and Outdoor Activities	Aug. 15, 2008	77/548,183	Pending

NOTE: The foregoing trademarks have not yet been registered with the U.S. Patent and Trademark Office, but all the listed applications have been examined and several Office Actions have been issued. The Trademark Office has requested minor amendments to the descriptions of services for each Class 41 application listed above. A response agreeing to the amendment regarding the TERRA TRAVERSE, DESTINATION OUTDOORS, and INSIDE AMERICA'S NATIONAL PARKS applications has been communicated to the Examining Attorney, and the Trademark Office has issued Examiner's Amendments amending the applications accordingly.

The Examining Attorney has also requested disclaimers of the term "OUTDOORS" regarding both applications to register the DESTINATION OUTDOORS mark and disclaimers of the words "AMERICA'S NATIONAL PARKS" regarding both applications to register the INSIDE AMERICA'S NATIONAL PARKS marks. Barrett Productions, Inc. has agreed to these disclaimers, and the Trademark Office has issued Examiner's Amendments amending the applications accordingly.

The Trademark Office has also refused registration of the FLY FISHING THE WORLD mark in Classes 9 and 41 based on alleged descriptiveness of the mark. Barrett Productions, Inc. has filed Section 2(f) declarations based on the acquired distinctiveness of this mark in order to overcome these refusals and has also amended the Class 41 description of services.

Lastly, the Examining Attorney has rejected the FLY FISHING AMERICA trademark applications in Classes 9 and 41 based on alleged descriptiveness as well as an alleged likelihood of confusion with the following trademark application:

FLY FISH AMERICA owned by Angling Publications, LLC for "magazines in the field of fly fishing" in Class 16 and "computer services, namely, providing on-line magazines and archived magazine articles in the field of fly fishing" in Class 42.

Barrett Productions, Inc.'s response is due by December 20, 2008. Rather to respond now, however, the Barrett Productions, Inc. will wait to see if the Angling Publications registration is maintained. Angling Publications was required to make a filing by August 26, 2008 or its registration was scheduled to expire. If the registration expired, it will no longer block Barrett Productions, Inc.'s application. If Angling Publications did make the filing and maintain its registration, then Barrett Productions, Inc. will argue that the two marks can coexist without confusion on the trademark register – as they have done in the real world for almost ten years – and Barrett Productions, Inc. will file Section 2(f) declarations in order to overcome the descriptiveness refusals for the FLY FISHING AMERICA marks. Angling Publications cannot sue Barrett Productions, Inc. for trademark infringement because Barrett Productions, Inc.'s use of FLY FISHING AMERICA predates Angling Publications' use of FLY FISH AMERICA by roughly four and a half years.