

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
Medley Opportunity Fund II, LP		10/28/2013	LIMITED PARTNERSHIP: DELAWARE

RECEIVING PARTY DATA

Name:	Home Market Foods, Inc.
Street Address:	140 Morgan Drive
City:	Norwood
State/Country:	MASSACHUSETTS
Postal Code:	02062
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 20

Property Type	Number	Word Mark
Registration Number:	2742969	COOKED PERFECT
Registration Number:	2537356	FAMILY BUFFET
Registration Number:	3037363	FREEZER QUEEN
Registration Number:	3031287	FREEZER QUEEN
Registration Number:	2261730	HOME MARKET
Registration Number:	2133013	HOMESTYLE TASTE YOU CAN TRUST
Registration Number:	2937582	PAPA LUIGI
Registration Number:	2400643	ROLLERBITES
Registration Number:	2054194	SAUSAGETIZERS
Registration Number:	2782711	SAVOR THE ORIENT IN MINUTES
Registration Number:	4036164	NEW ENGLAND'S FAVORITE GAMEDAY MEATBALL!
Registration Number:	3015848	ROLLERWRAPS
Serial Number:	85226444	BOLDER
Serial Number:	85226475	BOLDER BITES

**TRADEMARK**

Serial Number:	85108966	COOKED PERFECT MEATBALL MADNESS
Serial Number:	85253014	EASY BITES
Serial Number:	85104208	HOT STARTERS
Serial Number:	77436955	ROLLERBURGER
Serial Number:	85424313	ROLLER BITES SLAMMERZ BITE SIZE, BIG FLA
Serial Number:	77641522	WHAT GOES AROUND . . . TASTES INCREDIBLE

**CORRESPONDENCE DATA**

Fax Number: 3128035299  
*Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.*  
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Address Line 4: Chicago, ILLINOIS 60603

ATTORNEY DOCKET NUMBER:	1969781
NAME OF SUBMITTER:	Richard Kalwa
Signature:	/richard kalwa/
Date:	10/29/2013

Total Attachments: 4  
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## RELEASE OF SECURITY INTEREST IN TRADEMARKS

**THIS RELEASE OF SECURITY INTEREST IN TRADEMARKS** (this "*Release*"), is made as of October 28, 2013 ("*Effective Date*"), in favor of Home Market Foods, Inc., a Delaware corporation ("*Debtor*"), with its principal place of business and mailing address at 140 Morgan Drive, Norwood, Massachusetts 02062, by Medley Opportunity Fund II, LP, a Delaware limited partnership ("*Medley*"), with its mailing address at 375 Park Avenue, New York, New York 10152 acting as Agent for the Secured Parties (as defined in the Security Agreement referred to below).

**WHEREAS**, pursuant to that certain Security Agreement, dated as of October 19, 2011 (as the same may be amended, restated, supplemented or otherwise modified from time to time, the "*Security Agreement*"), among Debtor and Agent and the other parties thereto, the Debtor agreed to the payment and performance of its Obligations upon the terms and subject to the conditions set forth therein;

**WHEREAS**, Debtor entered into a certain Trademark Collateral Agreement, dated as of October 19, 2011, in favor of the Agent (the "*Trademark Collateral Agreement*") and granted to the Agent for the benefit of the Secured Parties a continuing security interest in the following:

(i) each trademark, trademark registration, and trademark application listed on Schedule A hereto, and all of the goodwill of the business connected with the use of, and symbolized by, each such trademark, trademark registration, and trademark application; and

(ii) all proceeds of the foregoing, including without limitation any claim by Debtor against third parties for damages by reason of past, present or future infringement of any trademark, trademark registration, or trademark application listed on Schedule A hereto or by reason of injury to the goodwill associated with any such trademark, trademark registration, or trademark application, in each case together with the right to sue for and collect said damages (collectively, the "*Trademark Collateral*"); and

**WHEREAS**, the Trademark Collateral Agreement was recorded with the United States Patent & Trademark Office on October 20, 2011 at Reel/Frame 4644/0765; and

**WHEREAS**, Agent now desires to terminate and release the entirety of its security interests in the Trademark Collateral.

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

Section 1. Defined Terms. Capitalized terms used herein without definition are used as defined in the Security Agreement or the Trademark Collateral Agreement.


Section 2. Release of Security Interest in Trademark Collateral. Agent hereby (i) terminates the Trademark Collateral Agreement; (ii) releases any and all security interests it has against the Trademark Collateral, including the trademarks, trademark registrations and trademark applications listed on Schedule A; and (iii) re-assigns to Debtor any right, title and interest it may have in, to and under the Trademark Collateral.

Section 3. Governing Law. This Release shall be governed by, and construed and interpreted in accordance with, the law of the State of New York.

IN WITNESS WHEREOF, Agent has caused this Release to be executed and delivered by its duly authorized representative as of the date first set forth above.

MEDLEY OPPORTUNITY FUND II, LP,  
as Agent

By

  
Name Richard T. Allorto, Jr.  
Title Chief financial officer

**SCHEDULE A**

**REGISTERED TRADEMARKS  
AND TRADEMARK APPLICATIONS**

**FEDERAL TRADEMARK REGISTRATIONS**

MARKS	REG. NO.	GRANTED
COOKED PERFECT	2742969	29-Jul-2003
FAMILY BUFFET	2537356	05-Feb-2002
FREEZER QUEEN	3037363	03-Jan-2006
FREEZER QUEEN (& Design)	3031287	20-Dec-2005
HOME MARKET	2261730	13-Jul-1999
HOMESTYLE TASTE YOU CAN TRUST	2133013	27-Jan-1998
PAPA LUIGI	2937582	05-Apr-2005
ROLLERBITES	2400643	31-Oct-2000
SAUSAGETIZERS (& Design)	2054194	22-Apr-1997
SAVOR THE ORIENT IN MINUTES	2782711	11-Nov-2003
NEW ENGLAND'S FAVORITE GAMEDAY MEATBALL!	4,036,164	04-Oct-2011
ROLLERWRAPS	3,015,848	15-Nov-2005

**PENDING FEDERAL TRADEMARK APPLICATIONS**

MARK	SERIAL NO.	FILED
BOLDER	85/226,444	26-Jan-2011
BOLDER BITES	85/226,475	26-Jan-2011
COOKED PERFECT MEATBALL MADNESS	85/108,966	17-Aug-2010
EASY BITES	85/253,014	28-Feb-2011
HOT STARTERS	85/104,208	10-Aug-2010
ROLLERBURGER	77/436,955	01-Apr-2008
SLAMMERZ Logo	85/424,313	16-Sep-2011
WHAT GOES AROUND...TASTES INCREDIBLE	77/641,522	30-Dec-2008

**FOREIGN TRADEMARK APPLICATIONS/REGISTRATIONS**

MARK	SERIAL NO.	REG. NO.	COUNTRY	FILED	GRANTED
COOKED PERFECT	1548493		Canada	20-Oct-2011	
FAMILY BUFFET	1483027	TMA 833,726	Canada	29-Jun-2010	5-Oct-2012
FREEZER QUEEN (& Design)	1363357	TMA 729,978	Canada	12-Sep-2007	02-Dec-2008
HOME MARKET	853491	533406	Canada	20-Aug-1997	26-Sep-2000
PAPA LUIGI	673253	876954	Mexico	23-Aug-2004	21-Apr-2005
ROLLERBITES	1001394	532309	Canada	06-Jan-1999	07-Sep-2000
ROLLERBITES	670447	851925	Mexico	05-Aug-2004	05-Aug-2004
THE BURGERS YOU EAT LIKE HOT DOGS	1054838	564551	Canada	17-May-2000	10-Jul-2002
WHAT GOES AROUND...TASTES INCREDIBLE	1548498	TMA 852,352	Canada	20-Oct-2011	3-June-2013