# CH \$315.00 0124

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM300159

SUBMISSION TYPE: NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	Termination and Release of Security Interest in Trademark Rights

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Bank of America, N.A. (f/k/a Bank of America National Trust and Savings Association)		02/18/2014	National Association: UNITED STATES

### **RECEIVING PARTY DATA**

Name:	Del Monte Corporation	
Street Address:	One Maritime Plaza	
City:	San Francisco	
State/Country:	CALIFORNIA	
Postal Code:	94111	
Entity Type:	CORPORATION: DELAWARE	

### **PROPERTY NUMBERS Total: 12**

Property Type	Number	Word Mark
Registration Number:	0124957	CONTADINA
Registration Number:	0340001	CONTADINA
Registration Number:	0565166	CONTADINA
Registration Number:	0555226	CONTADINA
Registration Number:	0550380	
Registration Number:	0848258	CONTADINA
Registration Number:	0855195	CONTADINA
Registration Number:	0876144	CONTADINA
Registration Number:	1037607	CONTADINA
Registration Number:	1357066	CONTADINA
Registration Number:	1601219	PIZZA SQUEEZE
Registration Number:	2060853	CONTADINA

### **CORRESPONDENCE DATA**

**Fax Number:** 2124552502

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

US Mail.

**Phone:** (212) 455-2895

**Email:** ksolomon@stblaw.com

TRADEMARK

900284990 REEL: 005250 FRAME: 0617

Correspondent Name: Samantha J. Himelman, Esq.
Address Line 1: Simpson Thacher & Bartlett LLP

Address Line 2: 425 Lexington Avenue

Address Line 4: New York, NEW YORK 10017

ATTORNEY DOCKET NUMBER: 021808/0018

NAME OF SUBMITTER: Samantha J. Himelman

SIGNATURE: /sjh/

DATE SIGNED: 04/02/2014

**Total Attachments: 3** 

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# TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARK RIGHTS

TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARK RIGHTS (this "<u>Termination and Release</u>"), dated as of February 18, 2014, from Bank of America, N.A. (f/k/a Bank of America National Trust and Savings Association), as Collateral Agent (the "<u>Agent</u>") for the Secured Parties, to Del Monte Corporation, a Delaware corporation with principal offices at One Maritime Plaza, San Francisco, California 94111 (the "<u>Grantor</u>").

### WITNESSETH:

WHEREAS, pursuant to that certain Trademark Security Agreement, dated as of December 19, 1997, among the Agent and Grantor (the "<u>IP Security Agreement</u>"), the Grantor granted to the Agent for the benefit of the Agent and the other Secured Parties, a security interest (the "<u>Security Interest</u>") in the Trademark Collateral (as hereinafter defined);

WHEREAS, the IP Security Agreement was recorded in the Trademark Division of the United States Patent and Trademark Office on December 31, 1997, at Reel 1680 and Frame 0111(which such recordation indicates Assignor Del Monte Corporation as a New York corporation); and

WHEREAS, the Agent now desires to terminate and release the entirety of its Security Interest in the Trademark Collateral.

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, and upon the terms set forth in this Termination and Release, the Agent hereby states as follows:

- 1. <u>Definitions</u>. The term "Trademark Collateral," as used herein, shall mean all of the Grantor's right, title and interest in, to and under the Trademarks listed on Schedule A hereto, including the right to receive all Proceeds therefrom. Unless otherwise defined herein or the context otherwise requires, terms used in this Termination and Release, including the preamble and the recitals, have the meanings provided or provided by reference in the Security Agreement.
- 2. <u>Release of Security Interest</u>. The Agent hereby terminates, releases and discharges its Security Interest in the Trademark Collateral, and any right, title or interest of the Agent in such Trademark Collateral shall hereby cease and become void.
- 3. <u>Further Assurances</u>. The Agent hereby agrees to duly execute, acknowledge, procure and deliver any further documents and to do such other acts as may be reasonably necessary to effect, confirm or otherwise reflect the release of the Security Interest contemplated hereby.

[signature page follows]

IN WITNESS WHEREOF, the undersigned has executed this Termination and Release by its duly authorized officer as of the date first above written.

Bank of America, N.A. (f/k/a Bank of America National Trust and Savings Assocation)

Name: Roll a. Mala

Title:

Si. via Panida

# SCHEDULE A

TRADEMARK	APP. NO.	REG. NO.
CONTADINA	71113959	124957
CONTADINA	71379427	340001
CONTADINA	71549929	565166
Contadina		
CONTADINA	71565929	555226
Combadina		
DESIGN ONLY	71565930	550380
CONTADINA	72251377	848258
CONTADINA	72278870	855195
CONTADINA	72297381	876144
CONTADINA	73057040	1037607
CONTADINA	73520778	1357066
PIZZA SQUEEZE	73834674	1601219
CONTADINA	75061940	2060853

**RECORDED: 04/02/2014**