

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM318278

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	RELEASE OF SECURITY INTEREST

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Wells Fargo Bank, National Association		09/23/2014	national banking association: UNITED STATES

**RECEIVING PARTY DATA**

<b>Name:</b>	North American Beverages, LLC
<b>Street Address:</b>	6500 River Place Blvd.
<b>Internal Address:</b>	Bldg. I, Suite 450
<b>City:</b>	Austin
<b>State/Country:</b>	TEXAS
<b>Postal Code:</b>	78730
<b>Entity Type:</b>	LIMITED LIABILITY COMPANY: TEXAS
<b>Name:</b>	All Sport, Inc.
<b>Street Address:</b>	6500 River Place Blvd.
<b>Internal Address:</b>	Bldg. I, Suite 450
<b>City:</b>	Austin
<b>State/Country:</b>	TEXAS
<b>Postal Code:</b>	78730
<b>Entity Type:</b>	CORPORATION: DELAWARE
<b>Name:</b>	Thomas Kemper Acquisition Co., Inc.
<b>Street Address:</b>	6500 River Place Blvd.
<b>Internal Address:</b>	Bldg. I, Suite 450
<b>City:</b>	Austin
<b>State/Country:</b>	TEXAS
<b>Postal Code:</b>	78730
<b>Entity Type:</b>	CORPORATION: TEXAS

**PROPERTY NUMBERS Total: 29**

Property Type	Number	Word Mark
<b>Serial Number:</b>	77787590	BIG RED VS. BIG BLUE
<b>Serial Number:</b>	77794947	BIG GREEN
<b>Serial Number:</b>	77841853	BIG COCONUT
<b>Serial Number:</b>	85322267	BIG GUARANA

**TRADEMARK**

Property Type	Number	Word Mark
Serial Number:	85559195	BIG APPLE
Serial Number:	85684430	BIG JAK
Registration Number:	3131820	NESBITT'S
Registration Number:	2842988	NESBITT'S
Registration Number:	3680330	BIG RED JAK
Registration Number:	3588614	BIG BLUE
Registration Number:	3782082	BIG ORANGE
Registration Number:	3877714	BIG PINEAPPLE
Registration Number:	3935910	SANS
Registration Number:	4180276	SO SWEET. SO SMOOTH.
Registration Number:	4180275	DELICIOUSLY DIFFERENT
Registration Number:	4498786	BIG MANZANA
Registration Number:	2352076	NUGRAPE
Registration Number:	1694726	BIG PEACH
Registration Number:	1611421	BIG RED
Registration Number:	1628540	BIG RED
Registration Number:	1628539	BIG RED
Registration Number:	691351	BIG RED
Registration Number:	2083775	ALL SPORT BODY QUENCHER
Registration Number:	2081378	ALL SPORT
Registration Number:	1747887	ALL SPORT
Registration Number:	3655676	HYDRATION NATION
Registration Number:	2978019	ALL SPORT PLUS
Registration Number:	1729709	THOMAS KEMPER
Registration Number:	4256516	THOMAS KEMPER

**CORRESPONDENCE DATA**

Fax Number: 2147455390  
*Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.*  
Phone: 214-745-5226  
Email: awalker@winstead.com  
Correspondent Name: Andrea Walker, Winstead PC  
Address Line 1: P. O. Box 131851  
Address Line 4: DALLAS, TEXAS 75313-1851

ATTORNEY DOCKET NUMBER:	13278-370 RELEASE,NOAMER
NAME OF SUBMITTER:	Andrea Walker
SIGNATURE:	/Andrea Walker/
DATE SIGNED:	09/29/2014

Total Attachments: 6

**TRADEMARK**

source=13278-370 TM Termination & Release Wells Fargo-North American Beverages et al#page1.tif  
source=13278-370 TM Termination & Release Wells Fargo-North American Beverages et al#page2.tif  
source=13278-370 TM Termination & Release Wells Fargo-North American Beverages et al#page3.tif  
source=13278-370 TM Termination & Release Wells Fargo-North American Beverages et al#page4.tif  
source=13278-370 TM Termination & Release Wells Fargo-North American Beverages et al#page5.tif  
source=13278-370 TM Termination & Release Wells Fargo-North American Beverages et al#page6.tif

**TERMINATION AND RELEASE OF SECURITY INTEREST IN  
U.S. TRADEMARKS**

U.S. Department of Commerce  
U.S. Patent and Trademark Office

THIS TERMINATION AND RELEASE OF SECURITY INTEREST IN U.S. TRADEMARKS (the “*Trademark Termination and Release*”) dated as of September 23, 2014, from WELLS FARGO BANK, NATIONAL ASSOCIATION (the “*Lender*”) pursuant to a Notice and Confirmation of Grant of Security Interest in Trademarks (the “*Security Agreement*”) dated as of August 31, 2012 among NORTH AMERICAN BEVERAGES, LLC, a Texas limited liability company, ALL SPORT, INC., a Delaware corporation, and THOMAS KEMPER ACQUISITION CO., INC., a Texas corporation (each a “*Grantor*” and collectively, the “*Grantors*”), and the Lender.

WITNESSETH:

WHEREAS, pursuant to the Security Agreement a security interest (the “*Security Interest*”) was granted by the Grantors to the Lender in certain collateral, including the Specified Trademark Collateral (as hereinafter defined); and

WHEREAS, the Security Agreement was recorded in the Trademark Division of the United States Patent and Trademark Office on August 31, 2012 at Reel 004854, Frame 0166 and on September 12, 2012 at Reel 004860, Frame 0085; and

WHEREAS, the Lender now desires to terminate and release the entirety of its Security Interest in the Specified Trademark Collateral;

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

1. Definitions. The term “*Specified Trademark Collateral*”, as used herein, shall mean all of each Grantor’s right, title and interest of every kind and nature as of the date hereof in the trademarks and trademark applications set forth on Schedule I hereto.
2. Release of Security Interest. The Lender hereby terminates, releases and discharges its Security Interest in the Specified Trademark Collateral without representation, warranty or recourse of any kind or nature.

[Remainder of page intentionally left blank.]

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

WELLS FARGO BANK, NATIONAL  
ASSOCIATION

By: 

Name: Mark E. Douglass

Title: Vice President

**SCHEDULE I**

**TRADEMARKS**

<u>Grantor</u>	<u>Word Mark</u>	<u>Country</u>	<u>Live / Dead</u>	<u>Serial Number</u>	<u>Filing Date</u>	<u>Reg. Number</u>	<u>Reg. Date</u>
North American Beverages, LLC	NESBITT'S	U.S. Federal	LIVE	78196208	12/19/2002	3131820	8/22/2006
North American Beverages, LLC	NESBITT'S	U.S. Federal	LIVE	78196213	12/19/2002	2842988	5/18/2004
North American Beverages, LLC	BIG RED JAK	U.S. Federal	LIVE	77189296	5/24/2007	3680330	9/8/2009
North American Beverages, LLC	BIG BLUE	U.S. Federal	LIVE	77385043	1/31/2008	3588614	3/10/2009
North American Beverages, LLC	BIG ORANGE	U.S. Federal	LIVE	77577095	9/23/2008	3782082	4/27/2010
North American Beverages, LLC	BIG PINEAPPLE	U.S. Federal	LIVE	77772072	7/1/2009	3877714	11/16/2010
North American Beverages, LLC	BIG RED VS. BIG BLUE	U.S. Federal	LIVE	77787590	7/23/2009		

<u>Grantor</u>	<u>Word Mark</u>	<u>Country</u>	<u>Live / Dead</u>	<u>Serial Number</u>	<u>Filing Date</u>	<u>Reg. Number</u>	<u>Reg. Date</u>
North American Beverages, LLC	BIG GREEN	U.S. Federal	LIVE	77794947	8/1/2009		
North American Beverages, LLC	BIG COCONUT	U.S. Federal	LIVE	77841853	10/5/2009		
North American Beverages, LLC	SANS	U.S. Federal	LIVE	85070480	6/24/2010	3935910	3/22/2011
North American Beverages, LLC	SO SWEET. SO SMOOTH.	U.S. Federal	LIVE	85240642	2/11/2011	4180276	7/24/2012
North American Beverages, LLC	BIG GUARANA	U.S. Federal	LIVE	85322267	5/16/2011		
North American Beverages, LLC	DELICIOUSLY DIFFERENT	U.S. Federal	LIVE	85240588	2/11/2012	4180275	7/24/2012
North American Beverages, LLC	BIG APPLE	U.S. Federal	LIVE	85559195	3/2/2012		
North American Beverages, LLC	BIG MANZANA	U.S. Federal	LIVE	85649818	6/12/2012		
North American Beverages,	BIG JAK	U.S. Federal	LIVE	85684430	7/23/2012		

<u>Grantor</u>	<u>Word Mark</u>	<u>Country</u>	<u>Live / Dead</u>	<u>Serial Number</u>	<u>Filing Date</u>	<u>Reg. Number</u>	<u>Reg. Date</u>
LLC							
North American Beverages, LLC	NUGRAPE	U.S. Federal	LIVE	75785800	8/26/1999	2352076	5/23/2000
North American Beverages, LLC	BIG PEACH	U.S. Federal	LIVE	74175535	6/10/1991	1694726	6/16/1992
North American Beverages, LLC	BIG RED	U.S. Federal	LIVE	73414488	2/22/1983	1611421	8/28/1990
North American Beverages, LLC	BIG RED	U.S. Federal	LIVE	73403777	11/24/1982	1628540	12/18/1990
North American Beverages, LLC	BIG RED	U.S. Federal	LIVE	73403132	11/18/1982	1628539	12/18/1990
North American Beverages, LLC	BIG RED	U.S. Federal	LIVE	72038159	10/1/1957	691351	1/12/1960
All Sport, Inc.	ALL SPORT BODY QUENCHER	U.S. Federal	LIVE	75135092	7/15/1996	2083775	6/29/1997
All Sport, Inc.	ALL SPORT	U.S. Federal	LIVE	75134256	7/15/1996	2081378	7/22/1997
All Sport, Inc.	ALL SPORT	U.S. Federal	LIVE	74118261	11/19/1990	1747887	1/19/1983
All Sport, Inc.	HYDRATION NATION	U.S. Federal	LIVE	77473311	5/13/2008	3655676	7/14/2009

52880703



<u>Grantor</u>	<u>Word Mark</u>	<u>Country</u>	<u>Live / Dead</u>	<u>Serial Number</u>	<u>Filing Date</u>	<u>Reg. Number</u>	<u>Reg. Date</u>
All Sport, Inc.	ALL SPORT PLUS	U.S. Federal	LIVE	76582634	3/24/2004	2978019	7/26/2005
Thomas Kemper Acquisition Co., Inc.	THOMAS KEMPER	U.S. Federal	LIVE	74212452	10/10/1991	1729709	11/3/1992
Thomas Kemper Acquisition Co., Inc.	THOMAS KEMPER	U.S Federal	LIVE	85516594	01/13/12		

52880703