

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM320284

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Release of Security Interests

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Bank of America, N.A., as Administrative Agent		10/03/2014	Association: UNITED STATES

RECEIVING PARTY DATA

Name:	Merisant Company
Street Address:	33 N. DEARBORN ST., SUITE 200
City:	CHICAGO
State/Country:	ILLINOIS
Postal Code:	60602
Entity Type:	CORPORATION: DELAWARE
Name:	Whole Earth Sweetener Company LLC
Street Address:	33 N. DEARBORN ST., SUITE 200
City:	Chicago
State/Country:	ILLINOIS
Postal Code:	60602
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE

PROPERTY NUMBERS Total: 39

Property Type	Number	Word Mark
Registration Number:	4064666	EQUAL CLASSIC
Registration Number:	3321821	SWEET MATE
Registration Number:	3314361	EQUAL
Registration Number:	3197683	EQUAL
Registration Number:	3610339	ADD SOME FLAVOR TO YOUR DAY
Registration Number:	3197743	FLAVOR STICKS
Registration Number:	3386272	EQUAL
Registration Number:	3248304	EQUAL
Registration Number:	3632860	SENSIBLY SWEET
Registration Number:	3189711	EQUAL
Registration Number:	2967446	M
Registration Number:	2987670	MERISANT
Registration Number:	2068819	SWEETMATE

TRADEMARK

Property Type	Number	Word Mark
Registration Number:	1933895	SAME
Registration Number:	2012219	EQUAL
Registration Number:	1794061	SPOONFUL
Registration Number:	1734171	
Registration Number:	1318800	EQUAL
Registration Number:	1217173	CANDEREL
Registration Number:	1158683	EQUAL
Serial Number:	85762172	SEQUAL
Serial Number:	85762164	SEQUEL
Serial Number:	85762146	EQUAL
Serial Number:	85751831	EQUAL ORIGINAL
Serial Number:	85751812	EQUAL ORIGINAL
Serial Number:	85364450	EQUAL. THE ONE THEY WANT
Serial Number:	77911168	EQUAL EVERYWHERE
Registration Number:	3797328	NOTHING TO HIDE
Registration Number:	3636630	WHOLE EARTH SWEETENER COMPANY
Registration Number:	3974897	PURE VIA
Registration Number:	3974896	PURE VIA
Serial Number:	85718616	
Serial Number:	85718598	WHOLE EARTH SWEETENER CO.
Serial Number:	85710792	PURE VIA STEVIA WHOLE EARTH SWEETENER CO
Serial Number:	85710789	PURE VIA STEVIA
Serial Number:	85644937	NATURE MAKES IT SWEET
Serial Number:	85560333	THE WILD SIDE OF SWEET
Serial Number:	77857394	CRAFTED FOR COFFEE
Serial Number:	77553570	THE NEXT GENERATION OF SWEET

CORRESPONDENCE DATA

Fax Number: 8668265420

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: 301-638-0511

Email: ipresearchplus@comcast.net

Correspondent Name: IP Research Plus, Inc.

Address Line 1: 21 Tadcaster Circle

Address Line 2: attn: Penelope J.A. Agodoa

Address Line 4: Waldorf, MARYLAND 20602

ATTORNEY DOCKET NUMBER: CRS1-39802

NAME OF SUBMITTER: Penelope J.A. Agodoa

SIGNATURE: /pja/

TRADEMARK

REEL: 005382 FRAME: 0395

DATE SIGNED:	10/16/2014
Total Attachments: 5 source=39802#page1.tif source=39802#page2.tif source=39802#page3.tif source=39802#page4.tif source=39802#page5.tif	

RELEASE OF TRADEMARK SECURITY INTERESTS dated as of October 3, 2014 (this “Release”), by BANK OF AMERICA, N.A., as Administrative Agent (the “Administrative Agent”). Capitalized terms used herein and not otherwise defined shall have the meanings assigned to such terms in the Credit Agreement or the Security and Pledge Agreement, as applicable, referred to below.

A. Reference is made to (i) the Credit Agreement dated as of January 15, 2013 (as Amended, supplemented or otherwise modified from time to time, the “Credit Agreement”), among Merisant US, Inc., Merisant Company 2 Sàrl, (together the “Borrowers”), the guarantors party thereto, the lenders party thereto and the Administrative Agent, (ii) the Security and Pledge Agreement dated as of January 15, 2013 (as amended, supplemented or otherwise modified from time to time, the “Security Agreement”), among the obligors party thereto and the Administrative Agent, (iii) the Notice of Grant of Security Interest in Trademarks dated as of January 15, 2013, among Merisant Company and the Administrative Agent and (iv) the Notice of Grant of Security Interest in Trademarks dated as of January 15, 2013, among Whole Earth Sweetener LLC and the Administrative Agent (such documents set forth in clauses (i) through (iv), the “Security Documents”).

B. Pursuant to the Security Documents, Merisant Company and Whole Earth Sweetener LLC (the “Grantors”) granted to the Administrative Agent, for the benefit of the holders of the Secured Obligations, a security interest in all right, title or interest of the Grantors in, among other things, the trademarks and trademark applications of the Grantors set forth on Schedule I hereto (collectively, the “Trademark Collateral”), which security interests were recorded with the United States Patent & Trademark Office on (i) January 15, 2013 at Reel/Frame 4943/0323 and (ii) January 15, 2013 at Reel/Frame 4943/0329.

C. Pursuant to the Payoff Letter dated as of October 2, 2014, among the Borrower and the Administrative Agent, the Administrative Agent agreed to release any and all security interests it may have in the Trademark Collateral pursuant to the Security Documents.

Accordingly, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Administrative Agent does hereby release, relinquish and discharge any and all security interests it has against the Trademark Collateral. The Administrative Agent authorizes the Borrowers (or their designee) to make filings with the United States Patent and Trademark Office and other necessary filings, in each case at the expense of the Borrower, to evidence the release and termination of the Administrative Agent’s security interests in the Trademark Collateral.

THIS RELEASE SHALL BE GOVERNED BY AND CONSTRUED IN ACCORDANCE WITH THE LAWS OF THE STATE OF NEW YORK AND SHALL BE BINDING UPON THE ADMINISTRATIVE AGENT'S REPRESENTATIVES, SUCCESSORS, ASSIGNS AND TRANSFEREES.

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IN WITNESS WHEREOF, the Administrative Agent has caused this Release to be duly executed as of the day and year first above written.

BANK OF AMERICA, N.A., as
Administrative Agent

By Anthea Del Bianco
Name: Anthea Del Bianco

Title: Vice President

[Signature Page to Trademark Release]

TRADEMARK
REEL: 005382 FRAME: 0399

Schedule I

Trademarks

MERISANT COMPANY
(Delaware Corporation)

U.S. Trademarks

Registered Marks

Mark	Reg. No.	Reg. Date
EQUAL CLASSIC	4064666	11/29/11
SWEET MATE and Design	3321821	10/23/07
EQUAL and Design	3314361	10/16/07
EQUAL	3197683	01/09/07
ADD SOME FLAVOR TO YOUR DAY	3610339	04/21/09
FLAVOR STICKS	3197743	01/09/07
EQUAL and Design	3386272	02/19/08
EQUAL	3248304	05/29/07
SENSIBLY SWEET	3632860	06/02/09
EQUAL	3189711	12/26/06
M and Design	2967446	07/12/05
MERISANT	2987670	08/23/05
SWEETMATE	2068819	06/10/97
SAME	1933895	11/07/95
EQUAL	2012219	10/29/96
SPOONFUL	1794061	09/21/93
Design only	1734171	11/17/92
EQUAL	1318800	02/12/85
CANDEREL	1217173	11/23/82
EQUAL	1158683	06/30/81

Pending Applications

Mark	Appl. No.	Filing Date
SEQUAL	85762172	10/24/12
SEQUEL	85762164	10/24/12
EQUAL	85762146	10/24/12
EQUAL ORIGINAL	85751831	10/11/12
EQUAL ORIGINAL and Design	85751812	10/11/12
EQUAL. THE ONE THEY WANT	85364450	07/06/11
EQUAL EVERYWHERE	77911168	01/13/10

Whole Earth Sweetener Company LLC
(Delaware Limited Liability Company)

U.S. Trademarks

Registered Marks

Mark	Reg. No.	Reg. Date
NOTHING TO HIDE	3797328	06/01/10
WHOLE EARTH SWEETENER COMPANY	3636630	06/09/09
PURE VIA and Design	3974897	06/07/11
PURE VIA	3974896	06/07/11

Pending Applications

Mark	Appl. No.	Filing Date
Design only	85718616	08/31/12
WHOLE EARTH SWEETENER CO. and Design	85718598	08/31/12
PURE VIA STEVIA WHOLE EARTH SWEETENER CO. and Design	85710792	08/23/12
PURE VIA STEVIA and Design	85710789	08/23/12
NATURE MAKES IT SWEET	85644937	06/06/12
THE WILD SIDE OF SWEET	85560333	03/05/12
CRAFTED FOR COFFEE	77857394	10/26/09
THE NEXT GENERATION OF SWEET	77553570	08/22/08