

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM342617

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
WELLS FARGO BANK, NATIONAL ASSOCIATION		05/26/2015	NATIONAL BANKING ASSOCIATION: UNITED STATES
RECEIVING PARTY DATA			
Name:	PIEDMONT CANDY COMPANY		
Street Address:	404 MARKET STREET		
City:	LEXINGTON		
State/Country:	NORTH CAROLINA		
Postal Code:	27292		
Entity Type:	CORPORATION: NORTH CAROLINA		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Registration Number:	3323301	RED BIRD BRAND	
Registration Number:	3483035	PIEDMONT CANDY	
CORRESPONDENCE DATA			
Fax Number:	9198216800		
<i>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.</i>			
Phone:	919-821-1220		
Email:	gcollins@smithlaw.com		
Correspondent Name:	Grace S. Collins		
Address Line 1:	150 Fayetteville Street		
Address Line 2:	Suite 2300		
Address Line 4:	Raleigh, NORTH CAROLINA 27601		
ATTORNEY DOCKET NUMBER:	13429.1		
NAME OF SUBMITTER:	Grace S. Collins		
SIGNATURE:	/s/ Grace S. Collins		
DATE SIGNED:	05/28/2015		
Total Attachments: 3			
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**TERMINATION AND RELEASE OF SECURITY INTEREST
IN TRADEMARKS**

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS**, dated as of May 26, 2015 (“Release”), is made by Wells Fargo Bank, National Association (“Bank”) in favor of Piedmont Candy Company, a North Carolina corporation (“Grantor”).

WHEREAS, pursuant to that certain Security and Pledge Agreement dated as of May 9, 2014 (as amended, restated, supplemented, modified, extended, renewed or replaced from time to time, the “Security Agreement”) among the Obligor party thereto and the Bank, each Obligor granted to the Bank a continuing security interest in, and a right to set off against, any and all right, title and interest of such Obligor in and to all Trademarks, Trademark Licenses, and Proceeds of the foregoing;

WHEREAS, pursuant to the Security Agreement, Grantor, an Obligor, executed and delivered to Bank the Notice of Grant of Security Interest in Trademarks dated as of May 9, 2014 (“Notice”); and

WHEREAS, the Notice was recorded at the United States Patent and Trademark Office (“USPTO”) on May 12, 2014 at Reel 5278 Frame 0145.

NOW THEREFORE, in consideration of the mutual promises and undertakings set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and with the intention of being legally bound hereby, Bank and Grantor agree as follows:

SECTION 1. Defined Terms. All capitalized terms used herein but not otherwise defined herein have the meanings given to them in the Security Agreement or Notice.

SECTION 2. Termination and Release. Bank, without representation, warranty, or recourse, hereby:

(a) terminates, cancels, discharges, and releases the mortgage, pledge, and hypothecation and lien on and security interest in and to the Grantor’s right, title, and interest in and to all Trademarks, Trademark Licenses, and Proceeds of the foregoing, including, but not limited to, the foregoing listed on Schedule A attached hereto, granted pursuant to the Security Agreement or Notice; and

(b) authorizes the recordation of this Release with the USPTO at Grantor’s expense.

SECTION 3. Choice of Law. This Release shall be governed by and construed in accordance with the laws of the State of North Carolina.

IN WITNESS WHEREOF, the Bank has caused this Termination and Release of Security Interest in Trademarks to be duly executed as of the date first set forth above.

Bank:

Wells Fargo Bank, National Association

By: 

Name: Jascha Struckmeyer

Title: Sector Vice President

Schedule A

Piedmont Candy Company
(North Carolina Corporation)

U.S. Trademarks

Registered Marks

Mark	Reg. No.	Reg. Date
RED BIRD BRAND	3323301	10/30/07
PIEDMONT CANDY	3483035	08/12/08