# TRADEMARK ASSIGNMENT COVER SHEET

ETAS ID: TM362012 Electronic Version v1.1

Stylesheet Version v1.2

| SUBMISSION TYPE:      | NEW ASSIGNMENT    |
|-----------------------|-------------------|
| NATURE OF CONVEYANCE: | SECURITY INTEREST |

### **CONVEYING PARTY DATA**

| Name                          | Formerly | Execution Date | Entity Type                    |
|-------------------------------|----------|----------------|--------------------------------|
| Edo Japan Limited Partnership |          | 09/16/2015     | LIMITED PARTNERSHIP:<br>CANADA |

### **RECEIVING PARTY DATA**

| Name:           | Bank of Montreal              |  |
|-----------------|-------------------------------|--|
| Street Address: | 6th Floor, 595 Burrard Street |  |
| City:           | Vancouver, BC                 |  |
| State/Country:  | CANADA                        |  |
| Postal Code:    | V7X 1L7                       |  |
| Entity Type:    | CORPORATION: CANADA           |  |

### **PROPERTY NUMBERS Total: 3**

| Property Type        | Number  | Word Mark |
|----------------------|---------|-----------|
| Registration Number: | 2223625 | EDO JAPAN |
| Registration Number: | 2203600 | EDO JAPAN |
| Registration Number: | 1603084 | EDO JAPAN |

### **CORRESPONDENCE DATA**

Fax Number: 8324088558

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: 8323388090

Email: tm@fibbelightner.com Fibbe Lightner LLP **Correspondent Name:** 

Address Line 1: 3733-1 Westheimer, No. 1009

Address Line 4: Houston, TEXAS 77027

| NAME OF SUBMITTER: A. Reagan Fibbe |            |
|------------------------------------|------------|
| SIGNATURE:                         | /ARFibbe/  |
| DATE SIGNED:                       | 11/12/2015 |

#### **Total Attachments: 6**

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#### NOTICE OF PATENT AND TRADEMARK SECURITY INTEREST

This Notice of Patent and Trademark Security Interest (this "Notice") is entered into and effective as of this  $\frac{||g|^{3\kappa}}{||g|^{3\kappa}}$  day of September, 2015, by and between Edo Japan Limited Partnership, a limited partnership existing under the laws of the Province of Manitoba, Canada (together with its successors and permitted assigns, "Grantor"), and Bank of Montreal (together with its successors and assigns, "Grantee") (collectively, the "Parties").

WHEREAS Grantor has granted to Grantee a security interest in, among other things, all right, title and interests of Grantor in and to (a) Grantor's trademarks, including without limitation the trademarks listed on Schedule A hereto, owned by Grantor (collectively, the "Trademarks"), and (b) Grantor's patents, including without limitation the patents listed on Schedule B hereto, owned by Grantor (collectively, the "Patents"), pursuant to that certain General Security Agreement executed on or about the date hereof (the "Security Agreement"); and,

WHEREAS the Parties desire to record this Notice with the United States Patent and Trademark Office to provide third parties with notice of the grant of security interest described in the preceding paragraph above (the "Security Interest").

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

- 1. The Parties agree that this Notice may be recorded with the United States Patent and Trademark Office and such other authorities as Grantee desires to provide notice to third parties of the Security Interest granted under the Security Agreement. Notwithstanding the foregoing, nothing herein shall be deemed to supersede, nor shall anything herein be used for the purpose of interpreting, the Security Agreement, and this Notice is not intended to alter in any way the rights or obligations of the Parties set forth in the Security Agreement. For the avoidance of doubt, if the terms of this Notice conflict with the Security Agreement, the terms of the Security Agreement shall govern.
- 2. This Notice may be executed in counterparts, each of which shall constitute an original and all of which shall, when taken together, constitute one and the same agreement, notwithstanding that all parties may not have signed all counterparts of this Notice.

Remainder of page intentionally blank. Signature page follows.

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IN WITNESS WHEREOF, the Parties have entered into this Notice by and through their duly authorized representatives.

### **GRANTOR:**

EDO JAPAN LIMITED PARTNERSHIP, by its general partner, EDO JAPAN GENERAL PARTNER LTD.

By: Name: Title:

Name: Title:

**GRANTEE:** 

BANK OF MONTREAL

Name: Managing Director
Title: Corporate Finance Division

Ву:

Name: Title:

Notice of US Patent and Trademark Security Interest Signature Page

# SCHEDULE A

# **TRADEMARKS**

| Trade-mark                 | Jurisdiction | Status                 | Goods & Services                            |
|----------------------------|--------------|------------------------|---------------------------------------------|
|                            |              |                        |                                             |
| EDO JAPAN                  | US           | Registered             | 29 30                                       |
| & Design                   |              |                        | INTERIOR OF AG                              |
|                            |              | <b>App</b> 75267167    | INT. CL. 29 PREPARED JAPANESE               |
| ZEdo®                      |              | <b>App</b> 01-APR-1997 | ENTREES FOR                                 |
| <i>, , , , , , , , , ,</i> |              | Reg 2223625            | CONSUMPTION ON AND                          |
| Lining Stippling:          |              | 10g 2223023            | OFF THE PREMISES,                           |
| THE DRAWING                |              | Reg 16-FEB-1999        | NAMELY, YAKITORI                            |
| IS LINED FOR               |              | Rnw 16-FEB-2009        | (JAPANESE BBQ CHICKEN),                     |
| THE COLOR                  |              |                        | SUKIYAKI (BEEF AND                          |
| RED.                       |              |                        | VEGETABLES COOKED IN                        |
| Disclaims:                 |              |                        | SOY SAUCE BASED                             |
| "JAPAN"                    |              |                        | SAUCE), TERIYAKI (MEAT                      |
|                            |              |                        | BBQED OR COOKED IN<br>TERIYAKI SAUCE), UDON |
|                            |              |                        | (JAPANESENOODL E SOUP),                     |
|                            |              |                        | OYAKO DONBURI                               |
|                            |              |                        | (CHICKEN AND EGG ON                         |
|                            |              |                        | RICE), KATSU (DEEP FRIED                    |
|                            |              |                        | BREADED PORK CUTLET),                       |
|                            |              |                        | OKONOMI-YAKI                                |
|                            |              |                        | (JAPANESE PIZZA),                           |
|                            |              |                        | FUTOMAKI (PRIMARILY                         |
|                            |              |                        | COMPRISED OF                                |
| ,                          |              |                        |                                             |
|                            |              |                        |                                             |
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| Trade-mark                                                                                        | Jurisdiction | Status                                                                              | COOKED VEGETABLES IN THE CENTER WHICH ARE WRAPPED WITH NORI (SEAWEED) WITH SUSHIRICE, CHICKEN KATSU (JAPANESE DEEP FRIED CHICKEN MEAT BREADED WITH JAPANESE BREAD CRUMBS INT. CL. 30 JAPANESE SAUCES, NAMELY, TERIYAKI SAUCE AND SOY SAUCE; SUSHI; CURRY; AND YAKISOBA (JAPANESE STIR FRIED NOODLES) |
|---------------------------------------------------------------------------------------------------|--------------|-------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| EDO JAPAN & Design  Lining Stippling: THE DRAWING IS LINED FOR THE COLOR RED.  Disclaims: "JAPAN" | US           | Registered App 75264875 App 27-MAR-1997 Reg 2203600 Reg 17-NOV-1998 Rnw 17-NOV-2008 | INT. CL. 42 RESTAURANT SERVICES                                                                                                                                                                                                                                                                      |

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| Trade-mark            | Jurisdiction | Status                 | Goods & Services       |
|-----------------------|--------------|------------------------|------------------------|
| EDO JAPAN             | US           | Registered             | 42                     |
| & Design              |              | <b>App</b> 73820291    | INT. CL. 42            |
| ¿Edo®                 |              | <b>App</b> 21-AUG-1989 | RESTAURANT<br>SERVICES |
| Japan                 |              | Reg 1603084            |                        |
| Disclaims:<br>"JAPAN" |              | Reg 19-JUN-1990        |                        |
|                       |              | Rnw                    |                        |
|                       |              | 19-JUN-2010            |                        |
|                       |              | 19-JUN-2000            |                        |
|                       |              |                        |                        |

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# **SCHEDULE B**

# **PATENTS**

Nil.

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**RECORDED: 11/12/2015**