

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM369872

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNMENT OF SECURITY INTEREST -- TRADEMARKS		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
American Beverage Corporation		01/19/2016	CORPORATION: DELAWARE
RECEIVING PARTY DATA			
Name:	TCW Asset Management Company, as collateral agent		
Street Address:	The John Hancock Tower, 200 Clarendon Street		
Internal Address:	51st floor		
City:	Boston		
State/Country:	MASSACHUSETTS		
Postal Code:	02116		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 33			
Property Type	Number	Word Mark	
Registration Number:	4426863	AMERICAN BEVERAGE CORPORATION	
Registration Number:	2036600	BIG BURST	
Registration Number:	1366965	BIG HUG	
Registration Number:	1539489		
Registration Number:	0899768	DAILY'S	
Registration Number:	3181798	DAILY'S	
Registration Number:	4515644	FRUIT BARREL	
Registration Number:	4581600	GIVE A HUG. GET A SMILE.	
Registration Number:	4353836	GUZZLER	
Registration Number:	1015429	LITTLE HUG	
Registration Number:	1376177		
Registration Number:	4085151	LITTLE HUG FRUIT BARRELS	
Registration Number:	4581836	MOCHA DELIGHT	
Registration Number:	1127606		
Registration Number:	2508104	ALPINE FREEZE	
Registration Number:	0919849	TEENI-PAK	
Registration Number:	3659215	TOW AND GO PEACH MELON	
Registration Number:	3636488	TWIST 'N' CHILL	
TRADEMARK			

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Property Type	Number	Word Mark
Registration Number:	4236357	FLAVOR-LOCK TAP
Registration Number:	3659217	LOW AND SLOW GRAPE APPLE
Registration Number:	2528534	ORCHARD CHILL
Registration Number:	4370360	RAINBOW
Registration Number:	3640787	REPTILE RAPIDS
Registration Number:	1610015	BIG JUICY
Registration Number:	2636891	CARIBBEAN GROOVE
Registration Number:	1662688	TEENI
Registration Number:	4822850	DAILY'S COCKTAILS HARD SHAKE
Registration Number:	4822836	DAILY'S COCKTAILS SPIKED SODA
Registration Number:	4777105	FIND YOUR HAPPY TASTE
Registration Number:	4822997	FIZZY, FRUITY, FUN
Registration Number:	4847825	FREEZ'EM, SQUEEZ'EM, PLEEZ'EM!
Registration Number:	4798976	HUG
Serial Number:	86589252	FRUIT RAPIDS

CORRESPONDENCE DATA

Fax Number: 2125935955
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: 212-756-2132
Email: scott.kareff@srz.com
Correspondent Name: S. Kareff c/o Schulte Roth & Zabel LLP
Address Line 1: 919 Third Avenue
Address Line 2: 25th Floor
Address Line 4: New York, NEW YORK 10022

ATTORNEY DOCKET NUMBER:	059182-0045
NAME OF SUBMITTER:	Scott Kareff (059182-0045)
SIGNATURE:	/kc for sk/
DATE SIGNED:	01/20/2016

Total Attachments: 6
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ASSIGNMENT OF SECURITY INTEREST - - TRADEMARKS

WHEREAS, American Beverage Corporation, a Delaware corporation (the "Assignor") has adopted, used and is using, and holds all right, title and interest in and to, the trademarks and service marks listed on the attached Schedule A, which trademarks and service marks are registered or applied for in the United States Patent and Trademark Office (the "Trademarks");

WHEREAS, the Assignor has entered into a Pledge and Security Agreement, dated January 19, 2016 (as amended, restated, supplemented, modified or otherwise changed from time to time, the "Security Agreement"), in favor of TCW Asset Management Company, as the Collateral Agent for itself and certain lenders (in such capacity, together with its successors and assigns, if any, the "Assignee"); and

WHEREAS, pursuant to the Security Agreement, the Assignor has assigned to the Assignee and granted to the Assignee for the benefit of the Secured Parties (as defined in the Security Agreement) a continuing security interest in all right, title and interest of the Assignor in, to and under the Trademarks, together with, among other things, the good-will of the business symbolized by the Trademarks and the applications and registrations thereof, and all proceeds thereof, including, without limitation, any and all causes of action which may exist by reason of infringement thereof and any and all damages arising from past, present and future violations thereof (the "Collateral"), to secure the payment, performance and observance of the Secured Obligations (as defined in the Security Agreement);

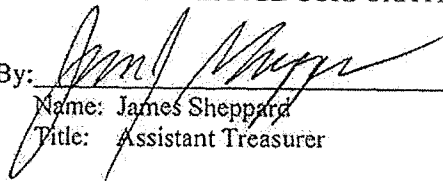
NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Assignor does hereby pledge, convey, sell, assign, transfer and set over unto the Assignee and grants to the Assignee for the benefit of the Assignee and the Secured Parties a continuing security interest in the Collateral to secure the prompt payment, performance and observance of the Secured Obligations.

The Assignor does hereby further acknowledge and affirm that the rights and remedies of the Assignee with respect to the Collateral are more fully set forth in the Security Agreement, the terms and provisions of which are hereby incorporated herein by reference as if fully set forth herein.

[Signature page follows]

IN WITNESS WHEREOF, the Assignor has caused this Assignment of Security Interest - - Trademarks to be duly executed by its officer thereunto duly authorized as of January 19, 2016.

AMERICAN BEVERAGE CORPORATION

By: 
Name: James Sheppara
Title: Assistant Treasurer

Trademark Security Agreement (ABC)

TRADEMARK
REEL: 005712 FRAME: 0859

SCHEDULE A TO ASSIGNMENT OF SECURITY INTEREST -- TRADEMARKS

Trademarks and Trademark Applications
Owned by American Beverage Corporation

1. Registered Trademarks

Company	COUNTRY	Trademark	Registration No.	Filing Date	Registration Date
American Beverage Corporation	UNITED STATES	AMERICAN BEVERAGE CORPORATION	4,426,863	11/2/2012	10/29/2013
American Beverage Corporation	UNITED STATES	BIG BURST	2,036,600	7/28/1995	2/11/1997
American Beverage Corporation	UNITED STATES	BIG HUG	1,366,965	12/13/1984	10/22/1985
American Beverage Corporation	UNITED STATES	BIG HUG CONTAINER Design	1,539,489	5/19/1986	5/16/1989
American Beverage Corporation	EUROPEAN UNION (CTM)	DAILY'S	004662771	9/30/2005	6/5/2010
American Beverage Corporation	UNITED STATES	DAILY'S & Design	899,768	11/3/1967	9/29/1970
American Beverage Corporation	UNITED STATES	DAILY'S & Design	3,181,798	3/14/2005	12/5/2006
American Beverage Corporation	EUROPEAN UNION (CTM)	DAILY'S	003566825	12/2/2003	6/5/2007
American Beverage Corporation	UNITED STATES	FRUIT BARREL	4,515,644	11/15/2012	4/15/2014
American Beverage Corporation	UNITED STATES	GIVE A HUG. GET A SMILE.	4,581,600	7/9/2013	8/5/2014
American Beverage Corporation	UNITED STATES	GUZZLER	4,353,836	10/25/2012	6/18/2013
American Beverage Corporation	UNITED STATES	LITTLE HUG	1,015,429	4/5/1974	7/8/1975

DOC ID - 23743237.3

Company	COUNTRY	Trademark	Registration No.	Filing Date	Registration Date
American Beverage Corporation	UNITED STATES	LITTLE HUG BOTTLE Design	1,376,177	5/5/1983	12/17/1985
American Beverage Corporation	UNITED STATES	LITTLE HUG FRUIT BARRELS	4,085,151	3/8/2011	1/10/2012
American Beverage Corporation	UNITED STATES	MOCHA DELIGHT	4,581,836	10/3/2013	8/5/2014
American Beverage Corporation	UNITED STATES	TWO-EARED BOTTLE Design	1,127,606	8/15/1975	12/11/1979
American Beverage Corporation	UNITED STATES	ALPINE FREEZE	2,508,104	3/2/2000	11/13/2001
American Beverage Corporation	UNITED STATES	TEENI-PAK ¹	919,849 (Abandoned)	2/12/1970	9/7/1971
American Beverage Corporation	UNITED STATES	TOW AND GO PEACH MELLON	3,659,215 (Abandoned)	8/25/2008	7/21/2009
American Beverage Corporation	UNITED STATES	TWIST N' CHILL	3,636,488 (Abandoned)	4/21/2008	6/9/2009
American Beverage Corporation	UNITED STATES	FLAVOR-LOCK TAP	4,236,357	10/5/2011	11/6/2012
American Beverage Corporation	UNITED STATES	LOW AND SLOW GRAPE APPLE	3,659,217 (Abandoned)	8/25/2008	7/21/2009
American Beverage Corporation	UNITED STATES	ORCHARD CHILL	2,528,534	3/24/2000	1/8/2002
American Beverage Corporation	UNITED STATES	RAINBOW	4,370,360	8/12/2004	7/23/2013
American Beverage Corporation	UNITED STATES	REPTILE RAPIDS	3,640,787 (Abandoned)	3/17/2008	6/16/2009
American Beverage Corporation	UNITED STATES	BIG JUICY	1,610,015	10/30/1989	8/14/1990
American Beverage Corporation	UNITED STATES	CARIBBEAN GROOVE	2,636,891	2/12/2001	10/15/2002

¹ Should be marked abandoned by trademark office for failure to renew.

DOC ID - 23743237.3

Company	COUNTRY	Trademark	Registration No.	Filing Date	Registration Date
American Beverage Corporation	UNITED STATES	TEENI ²	1,662,688 (Abandoned)	3/7/1990	10/29/1991
American Beverage Corporation	UNITED STATES	DAILY'S COCKTAILS HARD SHAKE	4,822,850	12/20/2013	9/29/2015
American Beverage Corporation	UNITED STATES	DAILY'S COCKTAILS SPIKED SODA	4,822,836	12/16/2013	9/29/2015
American Beverage Corporation	UNITED STATES	FIND YOUR HAPPY TASTE	4,777,105	12/1/2014	7/21/2015
American Beverage Corporation	UNITED STATES	FIZZY, FRUITY, FUN	4,822,997	2/24/2014	9/29/2015
American Beverage Corporation	UNITED STATES	FREEZ'EM, SQUEEZ'EM, PLEEZ'EM!	4,847,825	12/30/2014	11/3/2015
American Beverage Corporation	UNITED STATES	HUG	4,798,976	12/30/2014	8/25/2015

2. Trademark Applications

Company	Country	Trademark	Application No.	Filing Date
American Beverage Corporation	COLOMBIA	LITTLE HUG	14223438	1/20/2015 ³

² Should be marked abandoned by trademark office for failure to renew.

³ This is the date this application was assigned to ABC.

Company	Country	Trademark	Application No.	Filing Date
American Beverage Corporation	COLOMBIA	HUG WATER	14222092	1/20/2015 ⁴
American Beverage Corporation	UNITED STATES	FRUIT RAPIDS	86/589,252	4/7/2015

⁴ This is the date this application was assigned to ABC.

DOC ID - 23743237.3