

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM372487

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		02/03/2016	Bank: UNITED STATES

RECEIVING PARTY DATA

Name:	1800MATTRESS.COM IP, LLC
Street Address:	1000 Oyster Bay Road
City:	Hicksville
State/Country:	NEW YORK
Postal Code:	11801
Entity Type:	LIMITED LIABILITY COMPANY: NEW YORK

PROPERTY NUMBERS Total: 20

Property Type	Number	Word Mark
Registration Number:	1728356	1-800-MATTRES, AND LEAVE OFF THE LAST ST
Registration Number:	2915478	1800MATTRESS
Registration Number:	3803521	1-800-MATTRESS.COM
Registration Number:	3365489	1800MATTRESS.COM
Registration Number:	3027870	1-800-SU-COLCHON
Registration Number:	3364797	AMERICAN EXCELLENCE
Registration Number:	3384926	CALL CLICK COME IN
Registration Number:	1339658	DIAL A MATTRESS
Registration Number:	1748796	DIAL-A-MATTRESS
Registration Number:	1828682	DIAL-A-PEDIC
Registration Number:	3035231	HOW DID YOU SLEEP LAST NIGHT?
Registration Number:	3242233	HOW DID YOU SLEEP LAST NIGHT?
Registration Number:	2581984	LEAVE OFF THE LAST "S" FOR SAVINGS
Registration Number:	3396803	MATTRESS MENU
Registration Number:	3396806	MATTRESS MENU
Registration Number:	2644633	NATION'S PRIDE
Registration Number:	1757763	PHONE-A-MATTRESS
Registration Number:	3037957	SLEEP HAPPILY EVER AFTER
Registration Number:	1697217	THE BEDDING CONSULTANTS

TRADEMARK

Property Type	Number	Word Mark
Registration Number:	2374536	
CORRESPONDENCE DATA		
Fax Number:	2123037064	
<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:	2123186824	
Email:	christinedionne@paulhastings.com	
Correspondent Name:	Christine Dionne c/o Paul Hastings LLP	
Address Line 1:	75 East 55th Street	
Address Line 4:	New York, NEW YORK 10022	
ATTORNEY DOCKET NUMBER:	91825.00057 R4778 F0628	
NAME OF SUBMITTER:	Christine Dionne	
SIGNATURE:	/Christine Dionne/	
DATE SIGNED:	02/09/2016	
Total Attachments: 5		
source=Wells Fargo TM Release R4778 F0628 (final)#page1.tif		
source=Wells Fargo TM Release R4778 F0628 (final)#page2.tif		
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RELEASE OF SECURITY INTEREST IN TRADEMARKS

This RELEASE OF SECURITY INTEREST IN TRADEMARKS (this “Release”), effective as of February 3, 2016 is made by WELLS FARGO BANK, NATIONAL ASSOCIATION, a national banking association, on behalf of itself and any of its affiliates that at any time provides Bank Products to any Loan Party (in such capacity, “Secured Party”), having an office at One Boston Place, 18th Floor, Boston, Massachusetts 02108, in favor of 1800MATTRESS.COM IP, LLC, a New York limited liability company (“Debtor”), with its chief executive office at 1000 South Oyster Bay Road, Hicksville, New York 11801, pursuant to that certain Amended and Restated Loan and Security Agreement, dated March 30, 2012 (and as the same may be further amended or modified from time to time, the “Loan Agreement”) among the Borrowers party thereto, the Secured Party and the other parties from time to time party thereto.

W I T N E S S E T H:

WHEREAS, Debtor granted a continuing security interest in and lien upon certain trademarks and related rights to Secured Party, as set forth in the Trademark Security Agreement, dated March 30, 2012, by and between Debtor and Secured Party (“Existing Trademark Agreement”);

WHEREAS, an executed copy of the Existing Trademark Agreement was recorded in the United States Patent and Trademark Office on May 11, 2012 at Reel 4778, Frame 0628;

WHEREAS, Debtor has requested that Secured Party release and reassign its interest in the trademarks, trademark applications and trademark licenses more fully identified in Exhibit A annexed hereto and made a part hereof, together with the goodwill of the business symbolized thereby; and

WHEREAS, Secured Party has duly authorized the execution, delivery and performance of this Release.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Secured Party agrees as follows:

1. Definitions. Unless otherwise defined herein or the context otherwise requires, terms used in this Release, including its preamble and recitals, have the meanings provided or provided by reference in the Loan Agreement and Existing Trademark Agreement, as applicable (it being understood that, unless otherwise provided, in the event of any conflict, such terms shall have the meanings provided or provided by reference in the Loan Agreement).

2. Release of Security Interest. The Secured Party does hereby release and reassign to Debtor its security interest in, lien upon and conditional assignment of the Collateral (as defined in the Existing Trademark Agreement), including but not limited to the trademarks, trademark applications and trademark licenses more fully identified in Exhibit A annexed hereto and made a part hereof, together with the goodwill of the business symbolized thereby, without recourse or representation or warranty, express or implied, of any kind.

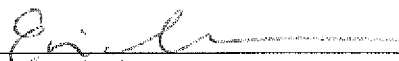
3. Termination of Power of Attorney. The Secured Party does hereby agree that any power of attorney or similar rights granted by Debtor to Secured Party pursuant to or in connection with the Existing Trademark Agreement is terminated.

4. Purpose. The Secured Party does hereby authorize and request that the United States Patent and Trademark Office note and record the existence of the release hereby given.

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IN WITNESS WHEREOF, Secured Party has caused this Release to be executed by its duly authorized corporate officer as of the date first written above.

WELLS FARGO BANK, NATIONAL ASSOCIATION,
as Secured Party

By: 
Name: Emily Abrahamson
Title: Vice President

[Signature Page to Release of Trademarks – 1800Mattress.com IP, LLC (Sleepy’s)]

TRADEMARK
REEL: 005727 FRAME: 0016

SCHEDULE A
TO
RELEASE OF SECURITY INTEREST IN TRADEMARKS
Trademarks, Trademark Applications and Trademark Licenses

U.S. Trademark Registrations

	Trademark	Application Number	Filing Date	Registration Number	Registration Date
1.	1-800-MATTRES, AND LEAVE OFF THE LAST S THAT'S THE S FOR SAVINGS	74108279	10/19/1990	1728356	10/27/1992
2.	1-800-MATTRESS	76290744	7/27/2001	2915478	1/4/2005
3.	1-800-MATTRESS.COM	77069615	12/21/2006	3803521	6/15/2010
4.	1800MATTRESS.COM and Design	77191658	5/29/2007	3365489	1/8/2008
5.	1-800-SU-COLCHON	78483007	9/14/2004	3027870	12/13/2005
6.	AMERICAN EXCELLENCE	77159601	4/18/2007	3364797	1/8/2008
7.	CALL CLICK COME IN and Design	77215742	6/26/2007	3384926	2/19/2008
8.	DIAL A MATTRESS	73450411	10/31/1983	1339658	6/4/1985
9.	DIAL-A-MATTRESS and Design	74156218	4/11/1991	1748796	1/26/1993
10.	DIAL-A-PEDIC	74396264	6/1/1993	1828682	3/29/1994
11.	HOW DID YOU SLEEP LAST NIGHT?	78503762	10/21/2004	3035231	12/27/2005
12.	HOW DID YOU SLEEP LAST NIGHT?	78931113	7/17/2006	3242233	5/15/2007
13.	LEAVE OFF THE LAST "S" FOR SAVINGS	76290769	7/27/2001	2581984	6/18/2002
14.	MATTRESS MENU	78953466	8/16/2006	3396803	3/11/2008
15.	MATTRESS MENU	78957421	8/22/2006	3396806	3/11/2008
16.	NATION'S PRIDE	78071417	6/28/2001	2644633	10/29/2002
17.	PHONE-A-MATTRESS	74112084	11/5/1990	1757763	3/9/1993

18.	SLEEP HAPPILY EVER AFTER	78512825	11/8/2004	3037957	1/3/2006
19.	THE BEDDING CONSULTANTS	74108222	10/19/1990	1697217	6/23/1992
20.	Design Only (mattress and keypad logo)	75618050	1/11/1999	2374536	8/8/2000

International Trademark Registrations

	Trademark	Country	Registration Number	Registration Date
21.	1-800-MATTRESS	Canada	TMA651830	10/28/2005
22.	DIAL A MATTRESS Owner: Dial A Mattress Inc.	Canada	TMA408285	2/19/1993
23.	DIAL A MATTRESS and DESIGN (old phone logo) Owner: Dial A Mattress Inc.	Canada	TMA426433	4/22/1994
24.	DIAL A MATTRESS	European Union Community Trademark	002019370	2/21/2003
25.	DIAL A MATTRESS	France	1657835	4/25/1991
26.	DIAL A MATTRESS	Germany	2907856	6/13/1995
27.	DIAL A MATTRESS	Greece	104952A	7/10/1991
28.	DIAL A MATTRESS	Italy	1447684	5/3/1991
29.	1-800-SU COLCHON	Mexico	922,008	2/27/2006
30.	1-800-SU-COLCHON	Spain	2,643,377MX	3/14/2005
31.	DIAL A MATTRESS	Spain	1,636,685	5/20/1991

Trademark Licenses

None.