

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM413804

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Release of Grant of a Security Interest - Trademarks		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Bank of America, N.A.		01/11/2017	Association: UNITED STATES
RECEIVING PARTY DATA			
Name:	Herr Holdings - CFI, Inc.		
Street Address:	15479 Pin Oak Drive		
City:	Conroe		
State/Country:	TEXAS		
Postal Code:	77384-3549		
Entity Type:	Corporation: DELAWARE		
PROPERTY NUMBERS Total: 4			
Property Type	Number	Word Mark	
Serial Number:	86248167	SNACK FRESH	
Registration Number:	4515474	EARTH CRUNCH	
Registration Number:	3895453	SNACK SENSATIONS	
Registration Number:	3854563	FRESH COUNTS	
CORRESPONDENCE DATA			
Fax Number:	8009144240		
<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:	614-280-3566		
Email:	james.murray@wolterskluwer.com		
Correspondent Name:	James Murray		
Address Line 1:	4400 Easton Commons Way, Suite 125		
Address Line 2:	CT Corporation		
Address Line 4:	Columbus, OHIO 43219		
NAME OF SUBMITTER:	Joanne BL Arnold		
SIGNATURE:	/Joanne BL Arnold/		
DATE SIGNED:	01/26/2017		
Total Attachments: 5			
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source=Release of Grant of a Security Interest - Trademarks (Submission)_V_1#page2.tif			

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RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

To the director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)/Execution Date(s):

Bank of America, N.A.

- Individual(s)
- General Partnership
- Corporation-State
- Other: __
- Association
- Limited Partnership

Citizenship (see guidelines) USA
Execution Date(s) January 11, 2017

Additional names of conveying parties attached? Yes No

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes

- Yes
- No

Name: Herr Holdings - CFI, Inc.

Internal Address: _____

Street Address: 15479 PIN OAK DRIVE

City: CONROE

State: TX

Country: USA

Zip: 77384-3549

- Association Citizenship _____
- General Partnership Citizenship _____
- Limited Partnership Citizenship _____
- Corporation Citizenship Delaware
- Other Citizenship

If assignee is not domiciled in the United States, a domestic representative designation is attached. Yes No
(Designations must be a separate document from assignment)

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other Release of Grant of a Security Interest - Trademarks
- Merger
- Change of Name

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s) SEE SCHEDULE A ANNEXED HERETO

B. Trademark Registration No.(s) SEE SCHEDULE A ANNEXED HERETO

Additional sheet(s) attached? Yes No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown)
SEE SCHEDULE A ANNEXED HERETO

5. Name address of party to whom correspondence concerning document should be mailed:

Name: Susan O'Brien

Internal Address: CT Lien Solutions

Street Address: 187 Wolf Road, Suite 101

City: Albany

State: NY

Zip: 12205

Phone Number: 800-342-3676

Fax Number: 800-962-7049

Email Address: cls-udsalbany@wollenskuwer.com

6. Total number of applications and registrations involved:

4

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$

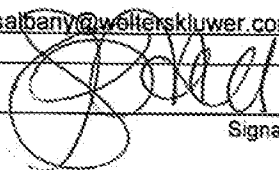
- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed

8. Payment information:

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number _____
Authorized User Name: _____

9. Signature:



Signature

Joanne BL Arnold

Name of Person Signing

1/26/17
Date

Total number of pages including cover sheet, attachments, and document. 8

Documents to be recorded (including cover sheet) should be faxed to (703) 306-6995, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P. O. Box 1450, Alexandria, VA 22313-1450

RELEASE OF GRANT OF A SECURITY INTEREST - TRADEMARKS

This RELEASE OF SECURITY INTEREST IN TRADEMARKS (this “Release”), dated as of January 11, 2017, is made by Bank of America, N.A. (“Lender”).

WHEREAS, pursuant to that certain Trademark Security Agreement, dated as of August 13, 2015 (the “Trademark Security Agreement”), recorded in the United States Patent and Trademark Office (“USPTO”) at Reel 5602, Frame 0436 on August 13, 2015, Herr Holdings, Inc., a Delaware corporation (the “Grantor”), granted to Lender a continuing security interest in all right, title and interest of Grantor in, to and under certain Trademark Collateral as set forth in the Trademark Security Agreement; and

WHEREAS, certain of the Trademarks set forth on Schedule 1 to the Trademark Security Agreement are registered to Herr Holdings – CFI, Inc. and not to the Grantor;

WHEREAS, Grantor has requested and Lender has agreed to provide a document suitable for recording in the United States Patent and Trademark Office for purposes of evidencing the release, relinquishment, discharge and termination of Lender’s security interest in certain of the Trademark Collateral as specifically listed on Schedule A attached hereto.


NOW, THEREFORE, in consideration of and in exchange for good and valuable consideration, Lender and Grantor hereby agree as follows:

1. Defined Terms. All capitalized terms used but not otherwise defined herein have the meanings given to them in the Trademark Security Agreement.
2. Release of Security Interest. Lender hereby (i) releases, relinquishes and discharges any and all right, title, and interest in and to the Trademark Collateral listed on Schedule A attached hereto, without further representation or warranty and (ii) authorizes the recordation of this Release with the USPTO.
3. Limited Release. Except as expressly set forth herein, nothing in this Release or any other correspondence or any oral communications between Lender and Borrower should be construed be a release or a discharge of any of the Lender’s rights, title, and interest in and to the Trademark Collateral.

[Remainder of page intentionally left blank]

IN WITNESS WHEREOF, the parties have caused this Release of Grant of a Security Interest - Trademarks to be duly executed as of the date first set forth above.

BANK OF AMERICA, N.A.

By: 
Name: William J. Wilson
Title: Senior Vice President

Acknowledged and Agreed to:

Herr Holdings, Inc.

By: _____
Name:
Title:

IN WITNESS WHEREOF, the parties have caused this Release of Grant of a Security Interest - Trademarks to be duly executed as of the date first set forth above.

BANK OF AMERICA, N.A.

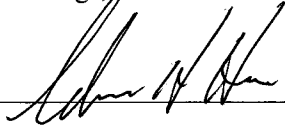
By: _____

Name:

Title:

Acknowledged and Agreed to:

Herr Holdings, Inc.

By:  _____

Name: Edwin H. Herr

Title: President & CEO

SCHEDULE A

Trademark	Serial Number	Registration No.	Registration Date
SNACK FRESH	86248167	487204	04/10/2014 (filing date)
EARTH CRUNCH	85710141	4515474	04/15/2014
SNACK SENSATIONS	77954007	3895453	12/21/2010
FRESH COUNTS	77733766	3854563	09/28/2010