# OP \$115.00 4971848

#### TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM441493

NATURE OF CONVEYANCE: Termination and Release of Security

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
T.Y.P. Restaurant Group, Inc.		08/30/2017	Corporation: DELAWARE

#### **RECEIVING PARTY DATA**

Name:	Bank of America, N.A., as Administrative Agent	
Street Address:	70 Batterson Park Road	
City:	Farmington	
State/Country:	CONNECTICUT	
Postal Code:	06032	
Entity Type:	Association: UNITED STATES	

#### **PROPERTY NUMBERS Total: 4**

Property Type	Number	Word Mark
Registration Number:	4971848	TENDER GREENS
Registration Number:	4801941	GARDEN BY TENDER GREENS
Registration Number:	3354585	TENDER GREENS
Registration Number:	3391012	TENDER GREENS

#### **CORRESPONDENCE DATA**

#### Fax Number:

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.

Email: michael.barys@clarivate.com
Correspondent Name: Eric Perlmutter-Gumbiner, Esq.
Address Line 1: 1900 Ave of the Starsm 22 FL
Address Line 2: c/o Greenberg Glusker, et al.
Address Line 4: Los Angeles, CALIFORNIA 90067

NAME OF SUBMITTER:	Eric Perlmutter-Gumbiner
SIGNATURE:	/Michael Barys/
DATE SIGNED:	08/31/2017

#### **Total Attachments: 4**

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## RECORDATION FORM COVER SHEET TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Pleas	se record the attached documents or the new address(es) below.	
Name of conveying party(ies): T.Y.P. Restaurant Group, Inc.	Name and address of receiving party(ies)  Additional names, addresses, or citizenship attached?  No  Name: Bank of America, N.A., as Administrative Agent	
☐ Individual(s)       ☐ Association         ☐ Partnership       ☐ Limited Partnership         ☒ Corporation- State: Delaware       ☐ Other         ☐ Other       ☐ Citizenship (see guidelines) U.S.A., Delaware         Additional names of conveying parties attached?       ☐ Yes ☒ No         3. Nature of conveyance/Execution Date(s):         Execution Date(s) August 30, 2017         ☐ Assignment       ☐ Merger         ☐ Security Agreement       ☐ Change of Name         ☒ Other Termination and Release of Security	Street Address: 70 Batterson Park Road  City: Farmington  State: Connecticut.  Country: U.S.A. Zip: 06032  Individual(s) Citizenship  Association Citizenship U.S.A. Connecticut  Partnership Citizenship  Limited Partnership Citizenship  Corporation 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)	
4. Application number(s) or registration number(s) and A. Trademark Application No.(s)  N/A  C. Identification or Description of Trademark(s) (and Filing N/A)	B. Trademark Registration No.(s) 4971848; 4801941; 3354585; & 3391012  Additional sheet(s) attached? Yes X No	
5. Name & address of party to whom correspondence concerning document should be mailed: Name: Eric Perlmutter-Gumbiner, Esq.	6. Total number of applications and registrations involved:	
Internal Address: c/o Greenberg Glusker, et al.	7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$	
Street Address: 1900 Ave of the Stars, 22 FL	Authorized to be charged to deposit account Enclosed	
City:Los Angeles	8. Payment Information:	
State:California Zip:90067	*	
Phone Number: 310-201-7573  Docket Number: 85883-00001  Email Address: eolea@greenbergglusker.com	Deposit Account Number Authorized User Name	
9. Signature:	August 30, 2017	
Signature	Date	
Eric B. Olea Name of Person Signing	Total number of pages including cover 4 sheet, attachments, and document.	

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Branch, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

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### TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS

This TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS, dated as of August 30, 2017 ("Release"), is made by Bank of America, N.A., as Administrative Agent ("Administrative Agent") in favor of T.Y.P. Restaurant Group, Inc., a Delaware corporation ("Grantor").

WHEREAS, pursuant to that certain Security and Pledge Agreement dated as of May 4, 2016 (as amended, restated, supplemented, modified, extended, renewed or replaced from time to time, the "Security Agreement") by and among the Grantor, Administrative Agent, and others party thereto, Grantor granted to the Administrative Agent, for the benefit of the Secured Parties, a continuing security interest in, and a right to set off against, any and all right, title and interest of Grantor in and to all Trademarks, Trademark Licenses, and Proceeds of the foregoing (collectively, "Trademark Collateral"); and

WHEREAS, pursuant to the Security Agreement, Grantor executed and delivered to Administrative Agent, for the benefit of the Secured Parties, the Notice of Grant of Security Interest in Trademarks recorded at the United States Patent and Trademark Office ("USPTO") on May 6, 2016 at Reel 5787 Frame 0569 ("Notice").

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Administrative Agent, on behalf of the Secured Parties, and Grantor agree as follows:

- SECTION 1. <u>Defined Terms</u>. All capitalized terms used herein but not otherwise defined herein have the meanings given to them in the Security Agreement or Notice.
- SECTION 2. <u>Termination and Release</u>. Administrative Agent, on behalf of the Secured Parties, without representation, warranty, or recourse, hereby:
- (a) terminates, cancels, discharges, and releases the continuing security interest in, and a right to set off against, Grantor's right, title, and interest in and to all the Trademark Collateral, 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 New York.

IN WITNESS WHEREOF, the Administrative Agent, on behalf of the Secured Parties, has caused this Termination and Release of Security Interest in Trademarks to be duly executed as of the date first set forth above.

Administrative Agent:

Bank o	f America, N.A., as Administrative Agen
By:	
Name:	Anthony Luppino
Title:	Vice President

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#### Schedule A

#### T.Y.P. Restaurant Group, Inc. (Delaware Corporation)

#### U.S. Trademarks

#### Trademark Registrations

Mark	Reg. No.	Reg. Date
TENDER GREENS	4971848	06/07/16
GARDEN BY TENDER GREENS and Design	4801941	09/01/15
TENDER GREENS	3354585	12/11/07
TENDER GREENS and Design	3391012	03/04/08

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**RECORDED: 08/31/2017**