

900433430 12/26/2017

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM455880

| | | | |
|---|---|-----------------------|--------------------|
| SUBMISSION TYPE: | NEW ASSIGNMENT | | |
| NATURE OF CONVEYANCE: | Release | | |
| CONVEYING PARTY DATA | | | |
| Name | Formerly | Execution Date | Entity Type |
| Bank of Montreal, as Administrative Agent | | 12/20/2017 | Bank: CANADA |
| RECEIVING PARTY DATA | | | |
| Name: | Performance Pet Products, LLC | | |
| Street Address: | 915 East Havens Street | | |
| City: | Mitchell | | |
| State/Country: | SOUTH DAKOTA | | |
| Postal Code: | 57301 | | |
| Entity Type: | Limited Liability Company - DELAWARE Minnesota | | |
| PROPERTY NUMBERS Total: 3 | | | |
| Property Type | Number | Word Mark | |
| Registration Number: | 4110129 | SPRING NATURALS | |
| Serial Number: | 86221810 | CANINE CATTLE CORRAL | |
| Serial Number: | 86221812 | KITTY CORRAL | |
| CORRESPONDENCE DATA | | | |
| Fax Number: | | | |
| <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> | | | |
| Email: | michael.barys@clarivate.com | | |
| Correspondent Name: | Nancy A. Zarazua | | |
| Address Line 1: | 111 West Monroe Street | | |
| Address Line 2: | Chapman and Cutler LLP | | |
| Address Line 4: | Chicago, ILLINOIS 60603 | | |
| NAME OF SUBMITTER: | Nancy A. Zarazua | | |
| SIGNATURE: | /Michael Barys/ | | |
| DATE SIGNED: | 12/26/2017 | | |
| Total Attachments: 4 | | | |
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| source=Intellectual Property Releases (1)#page2.tif | | | |
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OP \$90.00 4110129

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):

Bank of Montreal, as Administrative Agent

- Individual(s)
- Partnership
- Corporation- State: _____
- Other Bank
- Association
- Limited Partnership

Citizenship (see guidelines) Canada

Additional names of conveying parties attached? Yes No

3. Nature of conveyance/Execution Date(s) :

Execution Date(s) December 20, 2017

- Assignment
- Security Agreement
- Other Release
- Merger
- Change of Name

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: Performance Pet Products, LLC

Street Address: 915 East Havens Street

City: Mitchell

State: South Dakota

Country: USA Zip: 57301

- Individual(s) Citizenship _____
- Association Citizenship _____
- Partnership Citizenship _____
- Limited Partnership Citizenship _____
- Corporation Citizenship _____
- Other LLC Citizenship Delaware

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 identification or description of the Trademark.

A. Trademark Application No.(s) _____ Text _____

See Schedule A

B. Trademark Registration No.(s) _____

See Schedule A

Additional sheet(s) attached? Yes No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

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

Name: Nancy A. Zarazua

Internal Address: Chapman and Cutler LLP

Street Address: 111 West Monroe Street

City: Chicago

State: IL Zip: 60603

Phone Number: 312-845-5133

Docket Number: _____

Email Address: zarazua@chapman.com

6. Total number of applications and registrations involved:

3

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

- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

Deposit Account Number _____

Authorized User Name _____

9. Signature: Nancy A. Zarazua for Chapman and Cutler LLP

Signature

Nancy A. Zarazua, Paralegal

Name of Person Signing

December 21, 2017

Date

Total number of pages including cover sheet, attachments, and document:

5

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

RELEASE OF SECURITY INTEREST IN TRADEMARKS

THIS RELEASE OF SECURITY INTEREST IN TRADEMARKS dated December 20, 2017 by Bank of Montreal, a Canadian chartered bank ("*BMO*"), with its mailing address at 115 South LaSalle Street, Chicago, Illinois 60603, acting as administrative agent hereunder for the Secured Creditors as defined in the Security Agreement referred to below (BMO acting as such administrative agent being hereinafter referred to as the "*Agent*");

WITNESSETH:

WHEREAS, Performance Pet Products, LLC, a Minnesota limited liability company ("*Debtor*"), with its mailing address at 915 East Havens Street, Mitchell, South Dakota 57301, and Agent were parties to a certain Trademark Collateral Agreement dated July 2, 2014 between Debtor and Agent which was recorded in the United States Patent and Trademark Office on July 7, 2014 at Reel 5316, Frame 0815 (the "*Agreement*"), pursuant to which Debtor granted to Agent, a security interest in, among other things, the trademarks, trademark registrations, and trademark applications listed on Schedule A attached hereto and certain other property (collectively, the "*Trademark Property*"); and

WHEREAS, Debtor has requested that Agent release its security interests in the Trademark Property and reassign the same to Debtor;

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged:

Agent hereby releases its security interests in, and hereby reassigns, grants and conveys to Debtor, without any representation, warranty, recourse or undertaking by Agent, all of its right, title and interest, if any, in and to each trademark, trademark registration, and trademark application listed on Schedule A hereto, including:


(i) each trademark, trademark registration, and trademark application listed on Schedule A hereto, and all of the goodwill of the business connected with the use of, and symbolized by, each such trademark, trademark registration, and trademark application, except that this document shall not operate as a sale, transfer, conveyance or other assignment of any intent to use trademark application to the extent that such application is pending without a Statement of Use having been filed and accepted, in which case this document shall operate only to release a security interest in such application; and

(ii) all proceeds of the foregoing, including without limitation any claim by Debtor against third parties for damages by reason of past, present or future infringement of any trademark, trademark registration, or trademark application listed on Schedule A hereto or by reason of injury to the goodwill associated with any such trademark, trademark registration, or trademark application, in each case together with the right to sue for and collect said damages.

[SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, Agent has caused this Release of Security Interests in Trademarks to be duly executed by its duly authorized officer as of the day and year first above written.

BANK OF MONTREAL, as Administrative Agent

By 
Name: Thomas Ausborn
Title: Director

[Signature Page]

**SCHEDULE A
TO RELEASE OF SECURITY INTERESTS IN TRADEMARKS**

**REGISTERED TRADEMARKS
AND TRADEMARK APPLICATIONS**

REGISTERED TRADEMARKS:

| PERFORMANCE PET PRODUCTS, LLC | | |
|--------------------------------------|---------------------|-----------------------------|
| MARK | MARK (WORDS) | REGISTRATION No. |
| SPRING NATURALS | SPRING NATURALS | 4110129 |

PENDING U.S. TRADEMARKS:

| PERFORMANCE PET PRODUCTS, LLC | | |
|--------------------------------------|----------------------------------|-------------------|
| MARK | MARK (WORDS) | SERIAL No. |
| CANINE CATTLE CORRAL (Word Mark) | CANINE CATTLE CORRAL (Word Mark) | 86221810 |
| KITTY CORRAL | KITTY CORRAL | 86221812 |