

900437723 02/01/2018

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

ETAS ID: TM460371

SUBMISSION TYPE:	RESUBMISSION		
NATURE OF CONVEYANCE:	SECURITY INTEREST		
RESUBMIT DOCUMENT ID:	900435911		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Fresh & Ready Foods LLC		11/13/2015	DELAWARE
RT Wholesale, LLC d/b/a Food Evolution		11/13/2015	Limited Liability Company: ILLINOIS
RECEIVING PARTY DATA			
Name:	Wintrust Bank		
Street Address:	231 S. LaSalle, 2nd Floor		
City:	Chicago		
State/Country:	ILLINOIS		
Postal Code:	60604		
Entity Type:	Corporation: ILLINOIS		
PROPERTY NUMBERS Total: 3			
Property Type	Number	Word Mark	
Registration Number:	3052226	FOODOLOGY	
Registration Number:	3813582	FRESH & READY FOODS	
Serial Number:	86787329	FOOD EVOLUTION	
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>			
Phone:	3128364141		
Email:	sf-ipdocket@taftlaw.com		
Correspondent Name:	Michael Jurasek		
Address Line 1:	111 E. Wacker Drive, Ste. 2800		
Address Line 2:	Taft Stettinius & Hollister LLP		
Address Line 4:	Chicago, ILLINOIS 60601		
ATTORNEY DOCKET NUMBER:	WIN29-GN011		
NAME OF SUBMITTER:	Michael Jurasek		
SIGNATURE:	/Michael Jurasek/		
DATE SIGNED:	02/01/2018		

LLC

Total Attachments: 5

source=Intellectual Property Security Agreement#page1.tif

source=Intellectual Property Security Agreement#page2.tif

source=Intellectual Property Security Agreement#page3.tif

source=Intellectual Property Security Agreement#page4.tif

source=Intellectual Property Security Agreement#page5.tif

INTELLECTUAL PROPERTY SECURITY AGREEMENT

This Intellectual Property Security Agreement is entered into as of November 13, 2015 by and among WINTRUST BANK, an Illinois corporation (“Bank”), RT WHOLESALE, LLC, an Illinois limited liability company, d/b/a Food Evolution (“Food Evolution”), and FRESH & READY FOODS LLC, a Delaware limited liability company (“F&R Foods”, and together with Food Evolution, collectively, the “Borrowers” and each individually, a “Borrower”).

RECITALS

The Bank has agreed to make certain advances of money and to extend certain financial accommodations to Borrowers under that certain Loan and Security Agreement by and among the Bank, Borrowers, Bleuxus LLC, a Delaware limited liability company, and the other parties from time to time party thereto, dated as of November 13, 2015 (as amended, supplemented or otherwise modified from time to time, the “Loan Agreement”). Pursuant to the terms of the Loan Agreement, Borrowers have granted to the Bank a security interest in its personal property. Capitalized terms used herein are used as defined in the Loan Agreement.

NOW, THEREFORE, Borrowers and the Bank agree as follows:

AGREEMENT

To secure its obligations under the Loan Agreement and under any other agreement now existing or hereafter arising between Borrowers, the Bank and any other Borrower, Borrowers grant to the Bank, a security interest in all of Borrowers’ right, title and interest in, its Intellectual Property (including without limitation those copyrights, patents and trademarks listed on Exhibit A hereto) and all proceeds thereof (such as, by way of example but not by way of limitation, license royalties and proceeds of infringement suits), the right to sue for past, present and future infringements, all rights corresponding thereto throughout the world and all re-issues, divisions, continuations, renewals, extensions and continuations-in-part thereof.

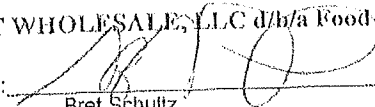
Borrowers represent and warrant that Exhibit A hereto sets forth any and all Intellectual Property rights in connection to which Borrowers have registered or filed an application with either the United States Patent and Trademark Office or the United States Copyright Office or any other agency of any state or country responsible for the registration of any patent, trademark, copyright, or similar protection, as applicable. This Agreement may be executed in two or more counterparts, each of which shall be deemed an original but all of which together shall constitute the same instrument.

[Signature page follows.]

IN WITNESS WHEREOF, the parties have caused this Intellectual Property Security Agreement to be duly executed by its officers thereunto duly authorized as of the first date written above.

BORROWERS:

RT WHOLESALE, LLC d/b/a Food Evolution

By: 
Name: Bret Schultz
Its: President

FRESH & READY FOODS LLC

By: _____
Name: Carr Preston
Its: Vice President

BANK:

WINTRUST BANK

By: _____
Name: _____
Its: _____

[Signature Page to Intellectual Property Security Agreement]

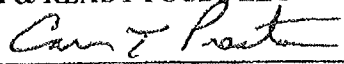
IN WITNESS WHEREOF, the parties have caused this Intellectual Property Security Agreement to be duly executed by its officers thereunto duly authorized as of the first date written above.

BORROWERS:

RT WHOLESALE, LLC d/b/a Food Evolution

By: _____
Name: Bret Schultz
Its: President

FRESH & READY FOODS LLC

By: 
Name: Carr Preston
Its: Vice President

BANK:

WINTRUST BANK

By: _____
Name: _____
Its: _____

[Signature Page to Intellectual Property Security Agreement]

IN WITNESS WHEREOF, the parties have caused this Intellectual Property Security Agreement to be duly executed by its officers thereunto duly authorized as of the first date written above.

BORROWERS:

RT WHOLESALE, LLC d/b/a Food Evolution

By: _____
Name: _____
Its: _____

FRESH & READY FOODS LLC

By: _____
Name: _____
Its: _____

BANK:

WINTRUST BANK

By: _____
Name: *Joseph Alan Blum*
Its: _____

[Signature Page to Intellectual Property Security Agreement]

EXHIBIT A

Intellectual Property

1. TRADEMARKS

Foodology – U.S. Trademark

Owner: Fresh & Ready Foods LLC
Type of Mark: Service Mark
Status: Registered/Renewed
Serial No.: 76579692
Filing Date: 3/8/2004
Registration No.: 3052226
Registration Date: 1/31/2006
Renewal Date: 1/31/2026

Fresh & Ready Foods -- U.S. Trademark (service mark)

Owner: Fresh & Ready Foods LLC
Type of Mark: Service Mark
Status: Registered/Renewed
Serial No.: 77859138
Filing Date: 10/28/2009
Registration No.: 3813582
Registration Date: 7/6/2010

Food Evolution – U.S. Trademark

Owner: RT Wholesale, LLC d/b/a Food Evolution
Type of Mark: Standard Character Mark
Status: Registered
Serial No.: 86787329
Filing Date: October 14, 2015

2. PATENTS

None.

3. COPYRIGHTS

None.