## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1

ETAS ID: TM485482 Stylesheet Version v1.2

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Release of Security Interest in Trademarks Recorded at Reel/Frame 5100/0616

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Bank of Montreal		08/09/2018	Chartered Bank: CANADA

### **RECEIVING PARTY DATA**

Name:	The New French Bakery, Inc.	
Street Address:	838 Kasota Avenue SE	
City:	Minneapolis	
State/Country:	MINNESOTA	
Postal Code:	55414	
Entity Type:	Corporation: MINNESOTA	

### **PROPERTY NUMBERS Total: 1**

Property Type	Number	Word Mark
Registration Number:	3756017	NEW FRENCH BAKERY EST. 1995

#### CORRESPONDENCE DATA

Fax Number: 3128622200

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.

Phone: 3128628738

michelle.nowicki@kirkland.com Email:

Michelle Nowicki **Correspondent Name:** Address Line 1: 300 N. LaSalle Kirkland & Ellis LLP Address Line 2:

Address Line 4: Chicago, ILLINOIS 60654

ATTORNEY DOCKET NUMBER:	35981-120
NAME OF SUBMITTER:	Michelle Nowicki
SIGNATURE:	/Michelle Nowicki/
DATE SIGNED:	08/09/2018

#### **Total Attachments: 3**

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> **TRADEMARK** REEL: 006409 FRAME: 0254

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#### RELEASE OF SECURITY INTEREST IN TRADEMARKS

THIS RELEASE OF SECURITY INTEREST IN TRADEMARKS dated August 9, 2018 by Bank of Montreal, a Canadian chartered bank acting through its Chicago Branch ("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 Agreement referred to below (BMO acting as such administrative agent being hereinafter referred to as the "Agent");

#### WITNESSETH:

WHEREAS, The New French Bakery, Inc., a Minnesota corporation ("Debtor"), with its mailing address at 838 Kasota Avenue SE, Minneapolis, Minnesota 55414, and Agent were parties to a certain Trademark Collateral Agreement dated August 29, 2013 between Debtor and Agent which was recorded in the United States Patent and Trademark Office on August 29, 2013 at Reel 005100, Frame 0616 (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; 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]

The New French Bakery, Inc. Release of Trademark 4824-0517-1565 v.3.docx 4123121

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 Majohn C. Jacobsen

Name: Meyghan E. Jacobsen

Title: Vice President

[Signature Page]

TRADEMARK
REEL: 006409 FRAME: 0256

# SCHEDULE A TO RELEASE OF SECURITY INTERESTS IN TRADEMARKS

MARKS REG. NO. GRANTED

New French Bakery Est. 3,756,017 March 2, 2010

1995 LOGO

**RECORDED: 08/09/2018** 

TRADEMARK REEL: 006409 FRAME: 0257