

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM489364

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
MANUFACTURERS AND TRADERS TRUST COMPANY, as Agent		09/10/2018	Corporation: NEW YORK

RECEIVING PARTY DATA

Name:	NEW ERA CAP CO., INC.
Street Address:	160 Delaware Ave.
City:	Buffalo
State/Country:	NEW YORK
Postal Code:	14202
Entity Type:	Corporation: NEW YORK
Name:	5TH & OCEAN CLOTHING, LLC
Street Address:	160 Delaware Ave.
City:	Buffalo
State/Country:	NEW YORK
Postal Code:	14202
Entity Type:	Limited Liability Company: NEW YORK

PROPERTY NUMBERS Total: 103

Property Type	Number	Word Mark
Registration Number:	2421160	59FIFTY
Registration Number:	2434957	NEW ERA
Registration Number:	2535462	NE
Registration Number:	2550756	NEW ERA CAP
Registration Number:	2017209	NEW ERA
Registration Number:	2031348	NEW ERA
Registration Number:	2584973	NEW ERA
Registration Number:	3112414	THE VIER
Registration Number:	3083289	CONCEALER
Registration Number:	3256812	
Registration Number:	3298501	BY NEW ERA
Registration Number:	3595192	NEW ERA FITS

TRADEMARK

Property Type	Number	Word Mark
Registration Number:	3275843	
Registration Number:	3102358	ORIGINATORS OF THE TRUE FITTED
Serial Number:	76636970	
Registration Number:	3803450	NEW ERA RE-CAP
Serial Number:	76639482	RENEW RESHAPE RESTORE
Serial Number:	76639480	NEW ERA RECAP RENEW · RESHAPE · RESTORE
Serial Number:	76655268	CAP DAY
Serial Number:	76655267	STYLE SINCE 1920
Serial Number:	76648430	NE NEW ERA 59FIFTY ORIGINATORS OF THE TR
Registration Number:	3744971	NE
Registration Number:	3773566	59FIFTY
Registration Number:	3759352	NEW ERA
Registration Number:	3732828	NEW ERA
Serial Number:	78767547	PRO FIT
Serial Number:	78773300	FIT TEAM
Serial Number:	78777309	FIT FOR THE STREETS TOUR
Serial Number:	78788346	NE OFFICIAL CAP OF THE WORLD
Serial Number:	78820727	PAINT WITH THREAD
Serial Number:	78884835	HOME OF THE TRUE FITTED
Serial Number:	77594242	EK
Registration Number:	3838601	CYCLE DRY
Registration Number:	3811674	NE NEW ERA
Registration Number:	3819244	29TWENTY
Registration Number:	3717758	39THIRTY
Registration Number:	3733476	49FORTY
Registration Number:	4396438	NE
Registration Number:	4396437	NEW ERA
Registration Number:	4096587	TOP PICK
Registration Number:	2089027	5TH. & OCEAN CLOTHING
Registration Number:	3346296	CAMPUS LIFESTYLE
Registration Number:	3535586	PERFORMANCE ATHLETIC
Registration Number:	3838932	FREEDOM GEAR
Registration Number:	4139667	NE NEW ERA F.L.Y.
Registration Number:	4289525	
Registration Number:	4166506	NE NEW ERA
Registration Number:	4183968	NE NEW ERA
Registration Number:	4106345	FLY YOUR OWN FLAG
Registration Number:	4230960	9FIFTY

Property Type	Number	Word Mark
Registration Number:	4313885	9FORTY
Registration Number:	4444279	9TWENTY
Registration Number:	4258770	NEW ERA BY YOU
Registration Number:	4160843	ORIGINATORS OF THE TRUE FITTED
Registration Number:	4164724	TP
Registration Number:	4380794	DRYERA
Registration Number:	4380795	COOLERA
Registration Number:	4380796	SOLARERA
Registration Number:	4380799	
Registration Number:	4380800	
Registration Number:	4380801	
Registration Number:	4380816	WINTERERA
Registration Number:	4380828	
Registration Number:	4338513	19TWENTY
Registration Number:	4456418	DIAMOND ERA
Registration Number:	4453634	5TH & OCEAN
Registration Number:	4523121	NEW ERA INSIDER
Registration Number:	4633161	
Registration Number:	4633210	MICROERA
Serial Number:	85943463	SPEAK WITH YOUR CAP
Serial Number:	85943472	WEAR YOUR ALLEGIANCE
Registration Number:	4093163	
Registration Number:	4547704	EK
Registration Number:	4878241	ZONE ERA
Serial Number:	86332519	MY ERA
Serial Number:	86332522	HOME OF THE AUTHENTIC
Serial Number:	86382761	NEG
Serial Number:	86389568	EK
Serial Number:	86447004	NEW ERA
Serial Number:	86447007	NE NEW ERA
Serial Number:	86447010	NE
Registration Number:	4773047	NE NEW ERA
Serial Number:	86522676	BUFFALO TOUGH
Serial Number:	86553315	8FIFTY
Serial Number:	86615068	9FIFTY
Serial Number:	86551720	FUSEDMETAL
Serial Number:	86675371	LIQUIDCHROME
Serial Number:	86716922	NE NEW ERA

Property Type	Number	Word Mark
Serial Number:	86730753	THIS IS THE CAP
Serial Number:	86751634	NEG
Serial Number:	86800201	
Serial Number:	86857130	NE NEW ERA FORTY9
Serial Number:	86857133	NE NEW ERA THIRTY9
Serial Number:	86857138	NE NEW ERA TWENTY9
Serial Number:	87001103	58FIFTY
Serial Number:	87236846	LIQUIDCHROME
Serial Number:	87278389	59FIFTY
Serial Number:	87319817	NEW ERA
Serial Number:	87319850	NE NEW ERA
Serial Number:	87319874	NE
Serial Number:	87323927	5TH & OCEAN
Serial Number:	87325142	ORIGINATORS
Serial Number:	77488520	THINK GREEN LOVE YOUR TEAM

CORRESPONDENCE DATA

Fax Number: 4045725100

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: 4045723408

Email: mramic@kslaw.com

Correspondent Name: Mia Ramic King & Spalding LLP

Address Line 1: 1180 Peachtree Street, N.E.

Address Line 4: Atlanta, GEORGIA 30309

ATTORNEY DOCKET NUMBER:	26133.515002
NAME OF SUBMITTER:	/S/ MIA RAMIC
SIGNATURE:	/S/ MIA RAMIC
DATE SIGNED:	09/10/2018

Total Attachments: 8

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RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

THIS RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY (the “Release”) is entered into as of September 10, 2018 (the “Effective Date”), between MANUFACTURERS AND TRADERS TRUST COMPANY, in its capacity as agent (the “Agent”), and NEW ERA CAP CO., INC. and 5TH & OCEAN CLOTHING, LLC (collectively, the “Grantors”).

WHEREAS, the Agent, for the benefit of the Lenders, previously was granted a security interest with respect to certain patents and trademarks, as more particularly described in Exhibit A attached hereto (the “IP Collateral”), of the Grantors pursuant to (i) that certain Patent and Trademark Security Agreement, dated as of January 27, 2010 (as amended, supplemented, reaffirmed, amended and restated or modified from time to time, the “Initial IP Agreement”), made by the NEW ERA CAP CO., INC., in favor of Agent, which agreement was recorded March 3, 2010 with the United States Patent and Trademark Office at Reel 004160, Frame 0080, Reel 024024, Frame 0376 and Reel 4159, Frame 0974; and (ii) that certain Amended and Restated Intellectual Property Security Agreement, dated as of March 17, 2017 (as amended, supplemented, reaffirmed, amended and restated or modified from time to time, the “A&R IP Agreement” and together with the Initial IP Agreement, the “IP Agreements”; any capitalized term used but not otherwise defined herein shall have the meaning assigned to such term in the Initial IP Agreement and A&R IP Agreement, respectively), made by the Grantors, in favor of Agent, which agreement was recorded March 20, 2017 with the United States Patent and Trademark Office at Reel 6013, Frame 0154, Reel 6012, Frame 0947 and Reel 041642, Frame 0038; and

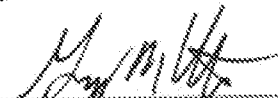
WHEREAS, in connection with the full satisfaction and discharge of all obligations secured by the IP Agreements, the Grantors have requested that the Agent release its security interest granted pursuant to the IP Agreements in the IP Collateral and the Agent (acting on behalf of the Lenders) has agreed to do so on the terms and conditions set forth in that certain payoff letter, dated as of the date hereof, executed by the Agent and the Grantor contemporaneously herewith.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Agent (acting on behalf of the Lenders) hereby terminates its security interest and all interests in the IP Collateral previously assigned to the Agent and all such interests are hereby reassigned to the Grantors without representation or warranty of any kind.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the Agent has caused this Release of Security Interest in Intellectual Property to be signed by its duly authorized representative as of the Effective Date.

MANUFACTURERS AND TRADERS TRUST COMPANY,
as Agent

By: 
Name: Gregory M. Vutrano
Title: Vice President

{SIGNATURE PAGE TO RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY}

TRADEMARK
REEL: 006434 FRAME: 0113

EXHIBIT A

Patents

Patent / Application No.	Title	Grantor
D539,514	HAT	New Era Cap Co., Inc.
D544,206	CAP CARRIER	New Era Cap Co., Inc.
D544,207	MULTI-CAP CARRIER	New Era Cap Co., Inc.
D618,446	CAP COVER	New Era Cap Co., Inc.
D613,931	CAP HOOD	New Era Cap Co., Inc.
D647,285	HEADPHONE EARFLAPS FOR A CAP	New Era Cap Co., Inc.
6,625,818	CAP WITH BIAXIAL SWEATBAND AND OTHER ADJUSTABLE HEADGEAR	New Era Cap Co., Inc.
13/909,659	CAP PROTECTOR	New Era Cap Co., Inc.
D704,594	CAP CLIP (original)	New Era Cap Co., Inc.
D729,619	CAP CLIP (modified)	New Era Cap Co., Inc.
9,009,871	PROTECTIVE HEADWEAR	New Era Cap Co., Inc.
15/399,626	KNIT HAT HAVING INTEGRATED SWEATBAND	New Era Cap Co., Inc.

Trademarks

Owner Name	Mark	Application #	Registration #
New Era Cap Co., Inc.	59FIFTY	75/860,932	2,421,160
New Era Cap Co., Inc.	NEW ERA PILL DESIGN	75/859,769	2,434,957
New Era Cap Co., Inc.	NE FLAG DESIGN	75/860,903	2,535,462
New Era Cap Co., Inc.	NEW ERA CAP	75/868,748	2,550,756
New Era Cap Co., Inc.	NEW ERA CAP OLD BUG DESIGN	74/707,965	2,017,209
New Era Cap Co., Inc.	NEW ERA (CURSIVE LETTERS)	74/450,431	2,031,348
New Era Cap Co., Inc.	NEW ERA	76/231,791	2,584,973
New Era Cap Co., Inc.	THE VIER	76/588,638	3,112,414
New Era Cap Co., Inc.	CONCEALER	76/594,966	3,083,289
New Era Cap Co., Inc.	EK DESIGN	76/628,059	3,256,812
New Era Cap Co., Inc.	EK BY NEW ERA DESIGN	76/628,060	3,298,501
New Era Cap Co., Inc.	NEW ERA FITS	76/623,247	3,595,192
New Era Cap Co., Inc.	MISCELLANEOUS DESIGN	76/630,180	3,275,843
New Era Cap Co., Inc.	ORIGINATORS OF THE TRUE FITTED	76/623,246	3,102,358
New Era Cap Co., Inc.	MISCELLANEOUS DESIGN (DOG TAGS)	76/636,970	
New Era Cap Co., Inc.	NEW ERA RE-CAP	76/639,481	3,803,450
New Era Cap Co., Inc.	RENEW RESHAPE RESTORE	76/639,482	
New Era Cap Co., Inc.	NEW ERA RECAP RENEW RESHAPE RESTORE & DESIGN	76/639,480	
New Era Cap Co., Inc.	CAP DAY	76/655,268	
New Era Cap Co., Inc.	STYLE SINCE 1920	76/655,267	
New Era Cap Co., Inc.	59FIFTY VISOR STICKER DESIGN ORIGINATORS OF THE TRUE FITTED	76/648,430	3,122,529

	NEWERACAP.COM		
New Era Cap Co., Inc.	NE FLAG DESIGN	76/648,431	3,744,971
New Era Cap Co., Inc.	59FIFTY	78/723,267	3,773,566
New Era Cap Co., Inc.	NEW ERA	78/723,246	3,759,352
New Era Cap Co., Inc.	NEW ERA	78/740,975	3,732,828
New Era Cap Co., Inc.	PRO FIT	78/767,547	
New Era Cap Co., Inc.	FIT TEAM	78/773,300	
New Era Cap Co., Inc.	FIT FOR THE STREETS TOUR	78/777,309	
New Era Cap Co., Inc.	NE FLAG WITH OFFICIAL CAP OF THE WORLD DESIGN	78/788,346	
New Era Cap Co., Inc.	PAINT WITH THREAD	78/820,727	
New Era Cap Co., Inc.	HOME OF THE TRUE FITTED	78/884,835	3,804,934
New Era Cap Co., Inc.	EK	77/594,242	
New Era Cap Co., Inc.	CYCLE DRY	77/626,570	3,838,601
New Era Cap Co., Inc.	NE LOCK BOX DESIGN	77/631,360	3,811,674
New Era Cap Co., Inc.	29TWENTY	77/641,482	3,819,244
New Era Cap Co., Inc.	39THIRTY	77/641,527	3,717,758
New Era Cap Co., Inc.	49FORTY	77/641,535	3,733,476
New Era Cap Co., Inc.	NE FLAG DESIGN	77/866,190	4,396,438
New Era Cap Co., Inc.	NEW ERA	77/866,188	4,396,437
New Era Cap Co., Inc.	TOP PICK	77/866,196	4,096,587
5th & Ocean Clothing, LLC	5TH & OCEAN CLOTHING DESIGN	75/118,664	2,089,027
5th & Ocean Clothing, LLC	CAMPUS LIFESTYLE	78/951,457	3,346,296
5th & Ocean Clothing, LLC	PERFORMANCE ATHLETIC	78/943,939	3,535,586
5th & Ocean Clothing, LLC	FREEDOM GEAR	77/746,772	3,838,932

5th & Ocean Clothing, LLC	THINK GREEN LOVE YOUR TEAM	77/488,520	
New Era Cap Co., Inc.	NEW ERA LOCK BOX WITH F.L.Y. DESIGN	85/065,340	4,139,667
New Era Cap Co., Inc.	BLANK BAR BLANK LOCK BOX VISOR STICKER DESIGN	85/208,094	4,289,525
New Era Cap Co., Inc.	BLANK BAR WITH LOCK BOX VISOR STICKER DESIGN	85/208,111	4,166,506
New Era Cap Co., Inc.	BLANK BAR WITH LOCK BOX VISOR STICKER DESIGN	85/208,122	4,183,968
New Era Cap Co., Inc.	FLY YOUR OWN FLAG	85/085,712	4,106,345
New Era Cap Co., Inc.	9FIFTY	85/372,096	4,230,960
New Era Cap Co., Inc.	9FORTY	85/401,750	4,313,885
New Era Cap Co., Inc.	9TWENTY	85/401,757	4,444,279
New Era Cap Co., Inc.	NEW ERA BY YOU	85/422,267	4,258,770
New Era Cap Co., Inc.	ORIGINATORS OF THE TRUE FITTED	85/452,082	4,160,843
New Era Cap Co., Inc.	TP WITH ARROW DESIGN	85/488,564	4,164,724
New Era Cap Co., Inc.	DRYERA	85/500,941	4,380,794
New Era Cap Co., Inc.	COOLERA	85/500,971	4,380,795
New Era Cap Co., Inc.	SOLARERA	85/500,992	4,380,796
New Era Cap Co., Inc.	RAINDROPS & RAYS DESIGN (DRYERA)	85/504,909	4,380,799
New Era Cap Co., Inc.	FAN DESIGN (COOLERA)	85/504,920	4,380,800
New Era Cap Co., Inc.	SUN & RAYS DESIGN (SOLARERA)	85/504,934	4,380,801
New Era Cap Co., Inc.	WINTERERA	85/514,767	4,380,816
New Era Cap Co., Inc.	SNOWFLAKE DESIGN (WINTERERA)	85/526,246	4,380,828
New Era Cap Co., Inc.	19TWENTY	85/739,072	4,338,513
New Era Cap Co., Inc.	DIAMOND ERA	85/783,683	4,456,418

5th & Ocean Clothing, LLC	5TH & OCEAN	85/800,977	4,453,634
New Era Cap Co., Inc.	NEW ERA INSIDER	85/855,961	4,523,121
New Era Cap Co., Inc.	STARS & RAYS DESIGN (MICROERA)	85/876,189	4,633,161
New Era Cap Co., Inc.	MICROERA	85/893,501	4,633,210
New Era Cap Co., Inc.	SPEAK WITH YOUR CAP	85/943,463	
New Era Cap Co., Inc.	WEAR YOUR ALLEGIANCE	85/943,472	
New Era Cap Co., Inc.	BLANK BAR BLANK LOCK BOX VISOR STICKER DESIGN	85/208,079	4,093,163
New Era Cap Co., Inc.	EK DESIGN	86/128,125	4,547,704
New Era Cap Co., Inc.	ZONE ERA	86/332,517	4,878,241
New Era Cap Co., Inc.	MY ERA	86/332,519	
New Era Cap Co., Inc.	HOME OF THE AUTHENTIC	86/332,522	
New Era Cap Co., Inc.	NE GOLF LOGO (ORIGINAL)	86/382,761	4,819,521
New Era Cap Co., Inc.	EK	86/389,568	
New Era Cap Co., Inc.	NEW ERA	86/447,004	
New Era Cap Co., Inc.	NE LOCK BOX DESIGN	86/447,007	
New Era Cap Co., Inc.	NE FLAG DESIGN	86/447,010	
New Era Cap Co., Inc.	NE LOCK BOX DESIGN	86/484,759	4,773,047
New Era Cap Co., Inc.	BUFFALO TOUGH	86/522,676	
New Era Cap Co., Inc.	8FIFTY	86/553,315	
New Era Cap Co., Inc.	9FIFTY	86/615,068	
New Era Cap Co., Inc.	FUSEDMETAL	86/551,720	
New Era Cap Co., Inc.	LIQUIDCHROME	86/675,371	
New Era Cap Co., Inc.	NE LOCK BOX DESIGN	86/716,922	4,895,863
New Era Cap Co., Inc.	THIS IS THE CAP	86/730,753	4,895,887

New Era Cap Co., Inc.	NE GOLF LOGO (CURRENT)	86/751,634	
New Era Cap Co., Inc.	HOT & COLD DESIGN (ZONE ERA)	86/800,201	4,977,819
New Era Cap Co., Inc.	FORTY9 VISOR STICKER DESIGN	86/857,130	
New Era Cap Co., Inc.	THIRTY9 VISOR STICKER DESIGN	86/857,133	
New Era Cap Co., Inc.	TWENTY9 VISOR STICKER DESIGN	86/857,138	
New Era Cap Co., Inc.	58FIFTY	87/001,103	
New Era Cap Co., Inc.	LIQUIDCHROME	87/236,846	
New Era Cap Co., Inc.	59FIFTY	87/278,389	
New Era Cap Co., Inc.	NEW ERA	87/319,817	
New Era Cap Co., Inc.	NE LOCK BOX DESIGN	87/319,850	
New Era Cap Co., Inc.	NE FLAG DESIGN	87/319,874	
5th & Ocean Clothing, LLC	5TH & OCEAN	87/323,927	
New Era Cap Co., Inc.	ORIGINATORS	87/325,142	