

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM491225

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	RELEASE OF SECURITY INTEREST IN TRADEMARKS		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
SMS Lender Agent, LLC		09/24/2018	Limited Liability Company: GEORGIA
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	TROPICAL SMOOTHIE CAFÉ, LLC		
<b>Street Address:</b>	1117 Perimeter Center West, Suite W200		
<b>City:</b>	Atlanta		
<b>State/Country:</b>	GEORGIA		
<b>Postal Code:</b>	30338		
<b>Entity Type:</b>	Limited Liability Company: GEORGIA		
<b>PROPERTY NUMBERS Total: 12</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	3287599	EAT BETTER. FEEL BETTER.	
<b>Registration Number:</b>	3517255	EAT BETTER. FEEL BETTER.	
<b>Registration Number:</b>	3613114	NATIONAL FLIP FLOP DAY	
<b>Registration Number:</b>	3524696	SPLENDID SMOOTHIES	
<b>Registration Number:</b>	2103370	TROPICAL SMOOTHIE	
<b>Registration Number:</b>	2892598	TROPICAL SMOOTHIE CAFÉ	
<b>Registration Number:</b>	2763722	TROPICAL SMOOTHIE CAFE	
<b>Registration Number:</b>	2918995	TROPICAL SMOOTHIE CAFÉ	
<b>Serial Number:</b>	85031760	NATIONAL SMOOTHIE DAY	
<b>Serial Number:</b>	85604771	TROPICAL SMOOTHIE CAFÉ	
<b>Serial Number:</b>	85604770	TROPICAL SMOOTHIE CAFÉ	
<b>Serial Number:</b>	85667200	TROPICAL TACOS	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>			
<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>			
<b>Phone:</b>	212-318-6532		
<b>Email:</b>	alanagramer@paulhastings.com		
<b>Correspondent Name:</b>	Alana Gramer		

CH \$315.00 3287599

**Address Line 1:** c/o Paul Hastings LLP  
**Address Line 2:** 200 Park Avenue  
**Address Line 4:** New York, NEW YORK 10166

**NAME OF SUBMITTER:** ALANA GRAMER

**SIGNATURE:** /s/ AG

**DATE SIGNED:** 09/24/2018

**Total Attachments: 3**

source=25.d. TSC - Trademark Release (SMS Lender Agent, LLC 2012) (Executed)#page1.tif  
source=25.d. TSC - Trademark Release (SMS Lender Agent, LLC 2012) (Executed)#page2.tif  
source=25.d. TSC - Trademark Release (SMS Lender Agent, LLC 2012) (Executed)#page3.tif

## RELEASE OF SECURITY INTEREST IN TRADEMARKS

THIS RELEASE dated as of September 24, 2018 (this "Release") is made by SMS Lender Agent, LLC, as Agent (the "Secured Party"), under the Amended and Restated Trademark Security Agreement dated as of August 16, 2012 (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the "Security Agreement"; initially capitalized terms used but not defined herein shall have the meanings given to them in the Security Agreement) by and between Tropical Smoothie Café, LLC, a Georgia limited liability company (the "Debtor") and the Secured Party, and recorded in the records of the United States Patent and Trademark Office at Trademark Reel 4843, Frame 0856.

WHEREAS, pursuant to the Security Agreement, the Debtor granted to the Secured Party a continuing security interest ("Security Interest") in the Debtor's Trademark Collateral (as defined in the Security Agreement), including but not limited to the trademarks listed on attached Exhibit A (the "Trademarks").

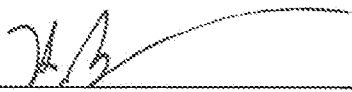
WHEREAS, the Secured Party wishes to release and terminate all of its Security Interest in the Trademark Collateral, including without limitation the Trademarks.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, the Secured Party does hereby release and terminate its Security Interest in the Trademarks, and discharges, quit claims and relinquishes unto the Debtor (in each case without recourse and without any representation or warranty) any and all right, title and interest it has in and to the Trademarks under the Security Agreement.

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IN WITNESS WHEREOF, the Secured Party has caused this Release to be duly executed and delivered by its officer thereunto duly authorized as of the date above.

SMS LENDER AGENT, LLC, as Agent

By:   
Name: Scott Pressly  
Title: *Manager*

**EXHIBIT A**

Trademarks

Country	Mark	Filing Date	App. No./Reg. No.
Canada	Tropical Smoothie Café and Design	03-Jul-2002	1145814
		28-Sep-2005	TMA649181
India	Eat Better. Feel Better.	15-Jan-2007	01523724
India	Tropical Smoothie	15-Jan-2007	01523727
India	Tropical Smoothie Café	15-Jan-2007	01523725
India	Tropical Smoothie Café and Design	15-Jan-2007	01523726
USA	Eat Better. Feel Better.	22-Nov-2006	77/050119
		04-Sep-2007	3287599
USA	Eat Better. Feel Better. and Design	27-Mar-2007	77/141571
		14-Oct-2008	3517255
USA	National Flip Flop Day	09-Jul-2007	77/224824
		28-Apr-2009	3613114
USA	Splendid Smoothies	22-Nov-2006	77/050012
		28-Oct-2008	3524696
USA	Tropical Smoothie	15-Oct-1996	75/181290
		07-Oct-1997	2103370
USA	Tropical Smoothie Café	27-Jan-2003	76/485193
		12-Oct-2004	2892598
USA	Tropical Smoothie Café and Design (Black & White)	13-Jun-2002	76/420094
		16-Sep-2003	2763722
USA	Tropical Smoothie Cafe and Design (Color)	18-Nov-2003	78/329739
		18-Jun-2005	2918995
USA	National Smoothie Day	06-May-2010	85/031760
USA	Tropical Smoothie Café (Curved Stylized)	22-Apr-2012	85/604,771
USA	Tropical Smoothie Café (Straight Stylized)	22-Apr-2012	85/604,770
USA	Tropical Tacos	02-Jul-2012	85/667,200

**TRADEMARK**