

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM503771

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|------------------------------|---|
| SUBMISSION TYPE: | NEW ASSIGNMENT |
| NATURE OF CONVEYANCE: | Release of Intellectual Property Security Agreement recorded at R/F 5385/0144 |

CONVEYING PARTY DATA

| Name | Formerly | Execution Date | Entity Type |
|--|----------|----------------|--|
| Keybank National Association, as Collateral Agent | | 12/28/2018 | National Banking Association: UNITED STATES |

RECEIVING PARTY DATA

| | |
|------------------------|--|
| Name: | Seneca Gaming Corporation |
| Street Address: | 310 Fourth Street |
| City: | Niagara Falls |
| State/Country: | NEW YORK |
| Postal Code: | 14303 |
| Entity Type: | Federally-Recognized Indian Tribe: UNITED STATES |

PROPERTY NUMBERS Total: 37

| Property Type | Number | Word Mark |
|----------------------|---------|--------------------------------|
| Registration Number: | 3141025 | BEAR'S DEN |
| Registration Number: | 3406403 | BLUES |
| Registration Number: | 4565154 | BUFFALO SAVORS GRILL |
| Registration Number: | 4487324 | IPLAYSENECA.COM |
| Registration Number: | 3436818 | PATRIA |
| Registration Number: | 3436819 | PATRIA FINE ITALIAN CUISINE |
| Registration Number: | 4161438 | SENECA |
| Registration Number: | 3296030 | SENECA ALLEGANY CASINO |
| Registration Number: | 3451220 | SENECA ALLEGANY CASINO & HOTEL |
| Registration Number: | 3457952 | SENECA ALLEGANY CASINO & HOTEL |
| Registration Number: | 4197248 | SENECA ALLEGANY CASINO & HOTEL |
| Registration Number: | 4124799 | SENECA BUFFALO CREEK CASINO |
| Registration Number: | 3596671 | SENECA BUFFALO CREEK CASINO |
| Registration Number: | 4306841 | SENECA CASINOS |
| Registration Number: | 3230353 | SENECA CHAIRMANS CLUB |
| Registration Number: | 3552191 | SENECA GAMING CORPORATION |
| Registration Number: | 3137740 | SENECA LINK |
| Registration Number: | 3457950 | SENECA NIAGARA CASINO & HOTEL |

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TRADEMARK

| Property Type | Number | Word Mark |
|----------------------|----------|--------------------------------------|
| Registration Number: | 3457951 | SENECA NIAGARA CASINO & HOTEL |
| Registration Number: | 4121950 | SENECA NIAGARA CASINO & HOTEL |
| Registration Number: | 3230352 | SENECA PLAYERS CLUB |
| Registration Number: | 3235119 | SENECA SELECT CLUB |
| Registration Number: | 3609141 | THE SENECA CAFÉ |
| Registration Number: | 3609173 | THE GREAT EXCHANGE |
| Registration Number: | 3081363 | THE WESTERN DOOR |
| Registration Number: | 3019501 | THE WESTERN DOOR A SENECA STEAKHOUSE |
| Registration Number: | 3131797 | THUNDER MOUNTAIN BUFFET |
| Registration Number: | 3141024 | TURTLE ISLAND |
| Registration Number: | 3819813 | SENECA GAMING CORPORATION |
| Serial Number: | 86184758 | BLUES BURGER BAR |
| Serial Number: | 85854046 | IBETSENECA.COM |
| Serial Number: | 86342960 | SENECA ALLEGANY RESORT & CASINO |
| Serial Number: | 86343039 | SENECA ALLEGANY RESORT & CASINO |
| Serial Number: | 86343256 | SENECA BUFFALO CREEK CASINO |
| Serial Number: | 86342707 | SENECA NIAGARA RESORT & CASINO |
| Serial Number: | 86342748 | SENECA NIAGARA RESORT & CASINO |
| Serial Number: | 86342679 | SENECA RESORTS & CASINOS |

CORRESPONDENCE DATA

Fax Number: 2127514864

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: 212-906-1216

Email: angela.amaru@lw.com

Correspondent Name: Latham & Watkins LLP c/o Angela M. Amaru

Address Line 1: 885 Third Avenue

Address Line 4: New York, NEW YORK 10022

| | |
|--------------------------------|---------------------|
| ATTORNEY DOCKET NUMBER: | 063435-0001 |
| NAME OF SUBMITTER: | Angela M. Amaru |
| SIGNATURE: | /s/ Angela M. Amaru |
| DATE SIGNED: | 12/28/2018 |

Total Attachments: 12

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RELEASE OF INTELLECTUAL PROPERTY SECURITY AGREEMENT

This RELEASE OF INTELLECTUAL PROPERTY SECURITY AGREEMENT, dated December 28, 2018 (“Agreement”), is made and entered into among KeyBank National Association as Collateral Agent for the Secured Parties (in such capacity, “Collateral Agent”), Seneca Gaming Corporation (“SGC”), Seneca Niagara Falls Gaming Corporation (“SNFGC”), Seneca Erie Gaming Corporation (“SEGC”), Seneca Territory Gaming Corporation (“STGC”) and Lewiston Golf Course Corporation (“LGCC”) and, together with SGC, SNFGC, SEGC, and STGC, collectively, the “Seneca Parties”).

WHEREAS, SGC, the lenders party thereto, certain other financial institutions and KeyBank National Association, as Administrative Agent have entered into a Credit Agreement, dated October 21, 2014 (as amended, restated, supplemented or otherwise modified from time to time, the “Credit Agreement”), and all capitalized terms not defined herein shall have the respective meaning given to them in the Credit Agreement;

WHEREAS, the Seneca Parties and Collateral Agent have entered into a Security Agreement, dated October 21, 2014 (as amended, restated, supplemented or otherwise modified from time to time, the “Security Agreement”);

WHEREAS, to secure their obligations under the Credit Agreement and the Security Agreement, the Seneca Parties entered into that certain Intellectual Property Security Agreement, dated October 21, 2014 and recorded with the U.S. Patent and Trademark Office on October 21, 2014 at Reel/Frame No. 5385/0144 and with the Canadian Intellectual Property Office on July 21, 2015 under File No. 1611508 (the “IP Security Agreement”) for the benefit of Collateral Agent, wherein the Seneca Parties granted a security interest in certain collateral to Collateral Agent, including the Intellectual Property Collateral (as defined in the IP Security Agreement) listed on **Schedule A** attached hereto (collectively, the “Released IP Collateral”); and

WHEREAS, all obligations under the Credit Agreement have been satisfied and all liens under the Security Agreement and the IP Security Agreement have been terminated, and Collateral Agent wishes to terminate and release all security interests, pledges, assignments, mortgages and liens of record granted to it in the Intellectual Property Collateral pursuant to the IP Security Agreement and the Security Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein and other good and valuable consideration, receipt of which is hereby acknowledged, Collateral Agent and the Seneca Parties agree as follows:

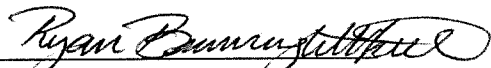
1. Release. Collateral Agent hereby discharges, terminates and releases all security interests, pledges, assignments, mortgages and liens granted to it (collectively, “Security Interests”) in the Released IP Collateral under the IP Security Agreement and the Security Agreement, and agrees that all of the Security Interests in the Released IP Collateral are hereby discharged, terminated and released and hereby transfers and assigns to the applicable Seneca Party any and all right, title and interest that Collateral Agent may have obtained in, to and under the Released IP Collateral under the IP Security Agreement or the Security Agreement.

2. Perfection. Each of the Seneca Parties and Collateral Agent hereby authorizes the Director of the United States Copyright Office, the Director of the United States Patent and Trademark Office, and the Registrar of Trademarks of the Canadian Intellectual Property Office to

record this Agreement to reflect the release of Security Interests and reassignment of any interests with respect to the Released IP Collateral.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above-mentioned.


KEYBANK NATIONAL ASSOCIATION,
as Collateral Agent

By: 
Name: Ryan Bumrungkittikul
Title: Vice President

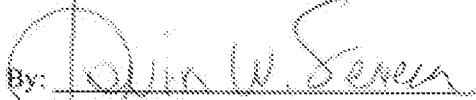
[Signature Page to IP Security Agreement Release]

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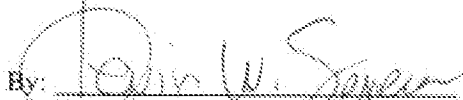
SENECA GAMING CORPORATION

By: 
Name: Kevin W. Seneca
Title: Vice Chairman of the Board of Directors

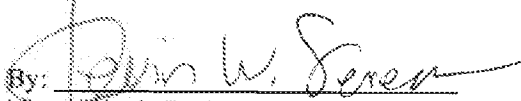
SENECA NIAGARA FALLS GAMING CORPORATION

By: 
Name: Kevin W. Seneca
Title: Vice Chairman of the Board of Directors

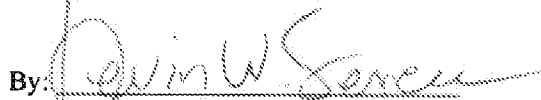
SENECA ERIE GAMING CORPORATION

By: 
Name: Kevin W. Seneca
Title: Vice Chairman of the Board of Directors

SENECA TERRITORY GAMING CORPORATION

By: 
Name: Kevin W. Seneca
Title: Vice Chairman of the Board of Directors

LEWISTON GOLF COURSE CORPORATION

By: 
Name: Kevin W. Seneca
Title: Vice Chairman of the Board of Directors

[Signature Page to IP Security Agreement Release]

SCHEDULE A

1.1 Trademark Registrations and Applications

| | Serial No. | Classes | Date of Filing | Registration No. | Date of Registration |
|-------------------------------------|-------------------|---|-----------------------|-------------------------|-----------------------------|
| <i>Federal Trademarks</i> | | | | | |
| Bear's Den | 76-647,288 | 41 (Presentation of live show performances, live entertainment theatre services) | 9/22/2005 | 3,141,025 | 9/12/2006 |
| Blues; design | 77-204.-24 | 43 (Restaurant and Bar Services) | 6/12/2007 | 3,406,403 | 4/1/2008 |
| Blues Burger Bar; design | 86-184,758 | 43 (Restaurant and Bar Services) | 2/5/2014 | | |
| Buffalo Savors Bar & Grill | 85-878,414 | 43 (Restaurant and Bar Services) | 3/18/2013 | 4,565,154 | 7/8/2014 |
| IBETSENECA.COM | 85-854.046 | Entertainment services, namely providing gaming activities via the internet | 2/19/2013 | | |
| iPlay Seneca.com | 85-837.564 | 41 (Entertainment services, namely, providing free play gaming activities via the internet allowing on-line users to experience activities available at establishments operated by the Seneca Gaming Corporation, a corporation organized under the laws of the Seneca Nation of Indians, while wagering with fun play money. | 1/31/2013 | 4,487,324 | 2/25/2014 |
| Patria | 77-038,332 | 43 (Italian Restaurants located in gaming establishments) | 11/7/2006 | 3,436,818 | 5/27/2008 |
| Patria Fine Italian Cuisine; design | 77-038,333 | 43 (Italian Restaurants located in gaming establishments) | 11/7/2006 | 3,436,819 | 5/27/2009 |

| | Serial No. | Classes | Date of Filing | Registration No. | Date of Registration |
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| Seneca; wing design | 85-514,869 | retail store services featuring sporting goods, golf equipment and golf apparel ; 41 (entertainment in nature of golf tournaments, golf courses, golf driving range services, golf instruction, etc. 43 (bar & restaurant) | 1/12/2012 | 4,161,438 | 6/19/2012 |
| Seneca Allegany Casino & Hotel; design | 76-647,520 | 35 (Retail Gift Shops), 41 (Casino Services; and entertainment services, namely, organizing and arranging live music performances), 43 (snack bar and restaurant and bar services) | 9/26/2005 | 3,296,030 | 9/25/2007 |
| Seneca Allegany Casino & Hotel; design | 78-881,172 | 35 (Retail Gift Shops); 41 (Casino Services), 43 (Resort Hotel, Restaurant, and Bar Services) | 5/11/2006 | 3,451,220 | 6/17/2008 |
| Seneca Allegany Casino & Hotel; design | 77-377,077 | 43 (Resort Hotel) 44 (Health Spa Services, namely cosmetic body care services and massages; health spa services for health and wellness of the body and spirit offered at a gaming resort; beauty salon services) | 1/22/2008 | 3,457,952 | 7/1/2008 |
| Seneca Allegany Casino & Hotel | 85-441,601 | 43 (Resort Hotel) 44 (Health Spa Services, namely cosmetic body care services and massages; health spa services for health and wellness of the body and spirit offered at a gaming resort; beauty salon services) | 10/7/2011 | 4,197,248 | 8/28/2012 |
| Seneca Allegany Resort & Casino | 86-342,960 | 035 (retail gift shops); 041 (casino services; entertainment); 043 (Resort hotel services; restaurant & bar services); 044 (health spa services; beauty salon services) | 7/21/2014 | | |

| | Serial No. | Classes | Date of Filing | Registration No. | Date of Registration |
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| Seneca Allegany Resort & Casino; design | 86-343,039 | 035 (retail gift shops); 041 (casino services; entertainment); 043 (Resort hotel services; restaurant & bar services); 044 (health spa services; beauty salon services) | 7/21/2014 | | |
| Seneca Buffalo Creek Casino & Design | 85-363,058 | | 4/10/2012 | 4,124,799 | 4/10/2012 |
| Seneca Buffalo Creek Casino | 78-875,181 | 41 (Casino Services) | 5/3/2006 | 3,596,671 | 3/24/2009 |
| Seneca Buffalo Creek Casino; design | 86-343,256 | 041 (Casino Services); 043 (Bar & restaurant services) | 7/21/2014 | | |
| Seneca Casinos | 85-702,853 | Health spa services, namely, cosmetic body care services and massages; health spa services for health and wellness of the body and spirit offered at a gaming resort; beauty salon services . Entertainment, namely, live music concerts; entertainment services in the nature of live comedy shows; casino services; entertainment, namely, live theater performances, presentation of live show performances | 8/14/2012 | 4,306,841 | 3/19/2013 |
| Seneca Chairmans Club | 76-647,521 | 41 (Casino Services featuring a casino rewards program for frequent customers) | 9/26/2007 | 3,230,353 | 4/17/2007 |
| Seneca Gaming Corporation; design | 78-980,721 | 35 (business consulting services; business management services; operation of business for others, namely, casino and theatre facilities, resort hotel, restaurant and convention facilities) 41 (providing casino and theatre facilities) | 2/27/2006 | 3,552,191 | 12/23/2008 |
| Seneca Link; design | 76-647,286 | 41 (casino services featuring a casino rewards program for frequent customers of multiple gaming establishments) | 9/22/2005 | 3,137,740 | 9/5/2006 |

| | Serial No. | Classes | Date of Filing | Registration No. | Date of Registration |
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| Seneca Niagara Casino & Hotel | 77-377,068 | 35 (retail gift shops), 41 (Casino services; entertainment services, namely, organizing and arranging live shows, music and theatrical performances), 43 (resort hotel, restaurant and bar services), 44 (health spa services, namely....) | 1/22/2008 | 3,457,950 | 7/1/2008 |
| Seneca Niagara Casino & Hotel; design | 77-377,074 | 35 (retail gift shops), 41 (casino services; entertainment services, namely, organizing and arranging live shows, music and theatrical performances), 43 (resort hotel; restaurant and bar services), 44 (health spa services, namely....) | 1/22/2008 | 3,457,951 | 7/1/2008 |
| Seneca Niagara Casino & Hotel; design | 85-441,716 | 41 (casino services; entertainment services, namely, organizing and arranging live shows, music and theatrical performances), 43 (resort hotel; restaurant and bar services), 44 (health spa services, namely....) | 10/7/2011 | 4,121,950 | 4/3/2012 |
| Seneca Niagara Resort & Casino | 86-342,707 | 035 (retail gift shops); 041 (casino services; entertainment); 043 (Resort hotel services; restaurant & bar services); 044 (health spa services; beauty salon services) | 7/21/2014 | | |
| Seneca Niagara Resort & Casino; design | 86-342,748 | 035 (retail gift shops); 041 (casino services; entertainment); 043 (Resort hotel services; restaurant & bar services); 044 (health spa services; beauty salon services) | 7/21/2014 | | |
| Seneca Players Club | 76-647,519 | 41 (casino services featuring a casino rewards program for frequent customers) | 9/26/2005 | 3,230,352 | 4/17/2007 |

| | Serial No. | Classes | Date of Filing | Registration No. | Date of Registration |
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| Seneca Resorts & Casinos | 86-342,679 | 041 (entertainment, namely live music concerts, live comedy shows; casino services; live theater performances, presentation of live show performances) | 7/21/2014 | | |
| Seneca Select Club | 78-680,908 | 41 (casino services, namely a customer loyalty membership program) | 7/28/2005 | 3,235,119 | 4/24/2007 |
| The Seneca Café; design | 77-009,923 | 43 (restaurant , bar and café services) | 9/28/2006 | 3,609,141 | 4/21/2009 |
| The Great Exchange | 77-037,242 | 41 (casino services) | 11/6/2006 | 3,609,173 | 4/21/2009 |
| The Western Door | 76-622,725 | 43 (Restaurant and Bar Services) | 12/1/2004 | 3,081,363 | 4/18/2006 |
| The Western Door, A Seneca Steakhouse; design | 76-622,726 | 43 (Restaurant and Bar services) | 12/1/2004 | 3,019,501 | 11/29/2005 |
| Thunder Mountain Buffet; design | 76-647,518 | 43 (restaurant services, namely restaurants located in gaming establishments) | 9/26/2005 | 3,131,797 | 8/22/2006 |
| Turtle Island | 76-647,285 | 41 (Casino services, namely casino services provided in smoke-free environment) | 9/22/2005 | 3,141,024 | 9/12/2006 |
| Wings design | 78-824,474 | 25 (clothing, namely T-shirts and headwear) | 2/27/2006 | 3,819,813 | 7/13/2010 |
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| NEW YORK TRADEMARKS | | | | | |
| BC Café | | Restaurant and bar services | 9/23/2013 | S-22683 | 9/25/2013 |
| Excitement Worth Sharing | | Entertainment (live music concerts; live comedy shows); casino services; restaurant services; resort hotel services; health spa services (cosmetic body care services and massages; health spa services for health and wellness of the body and spirit offered at a gaming resort) | | S-22297 | 8/20/2012 |
| Java Café; design | | restaurant services | | S-19409 | 9/23/2005 |

| | Serial No. | Classes | Date of Filing | Registration No. | Date of Registration |
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| Hickory Stick Golf Course | | golf course | | S-21600 | 11/1/2010 |
| Seneca Hickory Stick Golf Course | | golf course | | S-21601 | 11/1/2010 |
| STIR | | bar services | 2/25/2014 | S-22845 | 2/28/2014 |
| Stixx Sports Bar | | Restaurant and bar services | 9/23/2013 | S-22682 | 9/25/2013 |
| The Mezz 18+; design | | Entertainment services (live music concerts, show performances, theater performances, and comedy shows; casino services | | S-22823 | 1/27/2014 |
| Three Sisters; design | | Restaurant and bar services | | S-22452 | 3/26/2013 |

CANADIAN TRADEMARKS

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|--------------------------------|-----------|---|------------|------------|-----------|
| Excitement Worth Sharing | 1,580,581 | 41 (entertainment, namely live music concerts; live comedy shows; casino services);43 (restaurant & resort hotel services);44 (health spa services) | 5/29/2012 | | |
| IPLAYSENECA.COM | 1,612,887 | 41 (Entertainment services, namely, providing free play gaming activities via the internet | 1/31/2013 | TMA897,310 | 2/24/2015 |
| Seneca Allegany Casino & Hotel | 1,549,895 | Services: (1) Retail gift shops; casino services; resort hotel, restaurant, and bar services. (2) Entertainment, namely, live music concerts; health spa services, namely, cosmetic body care services and massages; health spa services for health and wellness of the body and spirit offered at a gaming resort; beauty salon services | 10/21/2011 | TMA858,119 | 8/20/2013 |

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| Seneca Allegany Casino & Hotel & design | 1,549,900 | Services: (1) Retail gift shops; casino services; resort hotel, restaurant, and bar services. (2) Entertainment, namely, live music concerts; health spa services, namely, cosmetic body care services and massages; health spa services for health and wellness of the body and spirit offered at a gaming resort; beauty salon services | 10/21/2011 | TMA849,429 | 4/25/2013 |
| Seneca Buffalo Creek Casino | 1,549,897 | Casino services | 10/21/2011 | TMA849,423 | 4/25/2013 |
| Seneca Buffalo Creek Casino & design | 1,549,896 | Casino services; snack bar services | 10/21/2011 | TMA849,422 | 4/25/2013 |
| Seneca Niagara Casino & Hotel | 1,549,899 | Services: (1) Retail gift shops. (2) Casino services; entertainment services, namely, organizing and arranging live shows, music and theatrical performances. (3) Resort hotel; restaurant and bar services. (4) Health spa services, namely, cosmetic body care services and massages; health spa services for health and wellness of the body and spirit offered at a gaming resort; and beauty salon services. | 10/21/2011 | | |

| | Serial No. | Classes | Date of Filing | Registration No. | Date of Registration |
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| Seneca Niagara Casino & Hotel & design | 1,549,898 | Services: (1) Retail gift shops. (2) Casino services; entertainment, namely, live music concerts; entertainment, namely, live theater performances; presentation of live show performances. (3) Resort hotel services; restaurant and bar services. (3) Health spa services, namely, cosmetic body care services and massages; health spa services for health and wellness of the body and spirit offered at a gaming resort; and beauty salon services. | 10/21/2011 | | |
| Seneca Casinos | 1,611,508 | Health spa services, namely, cosmetic body care services and massages; health spa services for health and wellness of the body and spirit offered at a gaming resort; beauty salon services . Entertainment, namely, live music concerts; entertainment services in the nature of live comedy shows; casino services; entertainment, namely, live theater performances, presentation of live show performances | 1/23/2013 | TMA896,611 | 2/17/2015 |

1.2 Trademark Licenses – none

1.3(a) Patents and Patent Applications – none

1.4 Patent Licenses – none

1.5 Copyright Registrations and Applications – none

1.6 Copyright Licenses – none

1.8 Trade Secret Licenses - none