# OP \$165.00 86823546

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2

ETAS ID: TM530059

**SUBMISSION TYPE: NEW ASSIGNMENT** 

**NATURE OF CONVEYANCE:** Release of Security Interests

## **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
BMO Harris Bank N.A.		06/28/2019	National Banking Association: UNITED STATES

# **RECEIVING PARTY DATA**

Name:	Gamay Food Ingredients, LLC				
Street Address:	2770 S. 171st Street				
City:	New Berlin				
State/Country:	WISCONSIN				
Postal Code:	53151				
Entity Type:	Limited Liability Company: WISCONSIN				

# **PROPERTY NUMBERS Total: 6**

Property Type	Number	Word Mark
Serial Number:	86823546	G
Serial Number:	86830483	G GAMAY FOOD INGREDIENTS
Registration Number:	4287821	WIS-CONCENTRATE
Registration Number:	3543941	TASTE YOU'LL TREASURE
Registration Number:	3310253	GAMAY
Registration Number:	2067099	WITHSTAND

# **CORRESPONDENCE DATA**

Fax Number: 8888295819

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: 888-829-5817

Email: matt.mcewen@wolterskluwer.com

**Correspondent Name: CT** Corporation Address Line 1: 208 South LaSalle St.

Suite 814 Address Line 2:

Address Line 4: Chicago, ILLINOIS 60604

NAME OF SUBMITTER:	Nancy A. Zarazua
SIGNATURE:	/Nancy A. Zarazua/
DATE SIGNED:	07/01/2019

# **Total Attachments: 4** source=Release of Trademarks[1]#page1.tif source=Release of Trademarks[1]#page2.tif source=Release of Trademarks[1]#page3.tif

source=Release of Trademarks[1]#page4.tif

Form PTO-1594 (Rev. 12-11)
OMB Collection 0651-0027 (exp. 04/30/2015)

# RECORDATION FORM COVER SHEET TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Pleas	se record the attached documents or the new address(es) below.
1. Name of conveying party(ies):  BMO Harris Bank N.A.  Individual(s) Association Partnership Limited Partnership Corporation- State:  Other National Banking Association  Citizenship (see guidelines)	2. Name and address of receiving party(ies)  Additional names, addresses, or citizenship attached? No  Name: Gamay Food Ingredients, LLC  Street Address: 2770 S. 171st Street  City: New Berlin  State: WI  Country: USA  Zip: 53151
Additional names of conveying parties attached? Yes No	Individual(s) Citizenship  Association Citizenship  Partnership Citizenship
3. Nature of conveyance/Execution Date(s):  Execution Date(s) June 28, 2019  Assignment Merger  Security Agreement Change of Name Other Release of Security Interests	Limited Partnership Citizenship  Corporation Citizenship  Other LLC Citizenship Wisconsin  If assignee is not domiciled in the United States, a domestic representative designation is attached:  (Designations must be a separate document from assignment)
4. Application number(s) or registration number(s) and A. Trademark Application No.(s)  See Schedule A  C. Identification or Description of Trademark(s) (and Filing)	B. Trademark Registration No.(s)  See Schedule A  Additional sheet(s) attached?   Yes   No
5. Name & address of party to whom correspondence concerning document should be mailed: Name:Nancy A. Zarazua	6. Total number of applications and registrations involved:
Internal Address: Chapman and Cutler LLP	7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$
Street Address: 111 West Monroe Street	Enclosed
City: Chicago         Zip: 60603           State: IL         Zip: 60603           Phone Number: 312-845-5133	8. Payment Information:  Deposit Account Number
Docket Number:  Email Address:zarazua@chapman.com  9. Signature:	Authorized User Name
Nandy A Zarazua, Paralegal  Name of Person Signing	Total number of pages including cover 4 sheet, attachments, and document:

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Branch, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

# RELEASE OF SECURITY INTEREST IN TRADEMARKS

THIS RELEASE OF SECURITY INTEREST IN TRADEMARKS dated June 28, 2019 by BMO Harris Bank N.A., a national banking association ("BMO"), with its mailing address at 111 West Monroe Street, Chicago, Illinois 60603, acting as administrative agent hereunder for the Secured Creditors as defined in the Security Agreement referred to below (BMO acting as such administrative agent being hereinafter referred to as the "Agent");

## WITNESSETH:

WHEREAS, Gamay Food Ingredients, LLC, a Wisconsin limited liability company ("Debtor"), with its mailing address at 2770 S. 171st St., New Berlin, WI 53151, and Agent were parties to a certain Trademark Collateral Agreement dated October 4, 2016 between Debtor and Agent which was recorded in the United States Patent and Trademark Office on October 5, 2016 at Reel 5891, Frame 0567 (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 all extensions; and
- (ii) proceeds of the foregoing, including without limitation (x) any and all royalties, fees, income, payments and other proceeds now or hereafter due or payable with respect to any and all of the foregoing and (y) any and all claims and causes of action by Debtor against third parties for damages, restitution and injunctive and other legal and equitable relief by reason of past, present or future infringement, dilution, misappropriation, violation, misuse, breach or default 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 but no obligation to sue for and collect, or otherwise recover, said damages.

[SIGNATURE PAGE TO FOLLOW]

Release of Security Interest in Trademark (Gamay Food) 4852-9095-9258 v2.docx 4214714

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.

BMO HARRIS BANK N.A., as Agent

Name: Begaida Erdely

Its: Managing Director

# SCHEDULE A TO RELEASE OF SECURITY INTERESTS IN TRADEMARKS

# PENDING FEDERAL TRADEMARK APPLICATIONS

Country	TM Serial / Application No.	TM Registration No.	Filing Date	Registration Date	Mark	Image	Status
US	US 86823546		17 Nov 2015		G	6	Pending
US	US 86830483		24 Nov 2015		GAMAY FOOD INGREDIENTS	G GAMAY	Pending

# FEDERAL TRADEMARK REGISTRATIONS

Country	TM Serial /	TM	Filing	Registration	Mark	Image	Status
	Application	Registration	Date	Date			
	No.	No.					
US	US	US 4287821	28	12 Feb 2013	WIS-		Registered
	05504050		Dec		CONCENTRATE		
	85504858		2011				
US	US	US 3543941	24	9 Dec 2008	TASTE YOU'LL		Registered
		0000.07.12	Feb		TREASURE		
	76632064		2005				
US	US	US 3310253	24	16 Oct 2007	GAMAY		Registered
		000000000	Feb				
	76632065		2005				
US	US	US 2067099	12	3 Jun 1997	WITHSTAND		Registered
	75117997		Jun				
			1996				

**RECORDED: 07/01/2019**