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# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM542882

NATURE OF CONVEYANCE: RELEASE OF SECURITY INTEREST

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
DFS FinCo Corp.		09/25/2019	Corporation: DELAWARE

### **RECEIVING PARTY DATA**

Name:	KNG Inc.		
Street Address:	2102 E. Karcher Rd.		
City:	Nampa		
State/Country:	IDAHO		
Postal Code:	83687		
Entity Type:	Corporation: DELAWARE		

### **PROPERTY NUMBERS Total: 6**

Property Type	Number	Word Mark
Registration Number:	4371533	ACTIVE CHEF
Registration Number:	4371555	ACTIVE CHEF
Registration Number:	2401369	KING MENUS
Registration Number:	3406952	KNG
Serial Number:	87296757	BRANDERA IMAGEWEAR
Serial Number:	87296756	BRANDERA IMAGEWEAR

## CORRESPONDENCE DATA

**Fax Number:** 2124464900

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:** 212-390-4147

Email: amanda.cirella@kirkland.com

Correspondent Name: Amanda Cirella (Paralegal)

Address Line 1: Kirkland & Ellis LLP
Address Line 2: 601 Lexington Avenue

Address Line 4: New York, NEW YORK 10022

ATTORNEY DOCKET NUMBER:	43382-1
NAME OF SUBMITTER:	Amanda Cirella
SIGNATURE:	//Amanda Cirella//
DATE SIGNED:	09/27/2019

RADEMARK REEL: 006756 FRAME: 0993

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# **Total Attachments: 3**

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### RELEASE OF SECURITY INTEREST IN TRADEMARKS

THIS RELEASE OF SECURITY INTERESTS IN TRADEMARKS (this "Termination and Release of Security Interests") is made as of September 25, 2019 (the "Effective Date") by DFS FinCo Corp. (the "Company"), in favor of KNG Inc ("Grantor"). Capitalized terms not defined herein shall have the meanings ascribed to such terms in the Security Agreement or the Trademark Security Agreement (as defined below), as applicable.

**WHEREAS,** Grantor, the Company, and the other parties thereto entered into that certain Security Agreement, dated as of February 17, 2015 (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the "Security Agreement"), which required the parties to enter into the Trademark Security Agreement (defined below);

WHEREAS, Grantor and the Company entered into that certain Trademark Security Agreement dated April 18, 2017 (the "<u>Trademark Security Agreement</u>"), under which Grantor pledged and granted to the Company a security interest in the Trademark Collateral, including the trademarks registrations and applications listed on Schedule 1 hereto; and such Trademark Security Agreement was recorded with the United States Patent and Trademark Office on April 24, 2017, at Reel 6041, Frame 0179;

WHEREAS, Grantor has satisfied the terms of the Trademark Security Agreement and requests a specific release of the security interest granted and recorded against the Trademark Collateral.

**NOW, THEREFORE,** for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Company hereby (i) terminates the Trademark Security Agreement, (ii) releases any and all liens, security interests, right, title and interest the Company may have in, to or under the Trademark Collateral, and (iii) re-assigns to Grantor, any right, title or interest the Company may have in, to or under the Trademark Collateral, together with the goodwill of the business symbolized thereby.

This Termination and Release of Security Interests shall be governed by, and construed and interpreted in accordance with, the laws of the State of New York.

\* \* \* \* \*

IN WITNESS WHEREOF, the Company has caused this Termination and Release of Security Interests to be duly executed as of the date first set forth above.

COMPANY:

DFS FinCo,Corp.

Name: Robert Aiken

Title: Chief Executive Officer and President

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# SCHEDULE 1

# **Trademarks**

Trademark	Registration Number	Registration Date	Status	Owner
Active Chef	4,371,533 4,371,555	7/23/2013	Registered	KNG Inc
King Menus	2,401,369 MCDC402	11/7/2000 12/8/1998	Registered	KNG Inc
KNG	3,406,952	4/11/2008	Registered	KNG Inc
Brandera Imagewear and Brandera Imagewear	87/296,757 87/296,756 (application numbers)	1/11/2017 (application date)	Abandoned	KNG Inc

**RECORDED: 09/27/2019** 

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