

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM549827

|   |                                     |                       |  |
|---|-------------------------------------|-----------------------|--|
| <b>SUBMISSION TYPE:</b>   | NEW ASSIGNMENT                      |                       |  |
| <b>NATURE OF CONVEYANCE:</b>  | RELEASE OF SECURITY INTEREST        |                       |  |
| <b>CONVEYING PARTY DATA</b>   |                                     |                       |  |
| <b>Name</b>   | <b>Formerly</b>                     | <b>Execution Date</b> | <b>Entity Type</b>                             |
| PNC BANK, NATIONAL ASSOCIATION, AS AGENT  |                                     | 11/15/2019            | National Banking Association:<br>UNITED STATES |
| <b>RECEIVING PARTY DATA</b>   |                                     |                       |  |
| <b>Name:</b>  | HARVEST CONSUMER PRODUCTS, LLC      |                       |  |
| <b>Street Address:</b>  | 221 Crescent St.                    |                       |  |
| <b>Internal Address:</b>  | Suite 402                           |                       |  |
| <b>City:</b>  | Waltham                             |                       |  |
| <b>State/Country:</b>   | MASSACHUSETTS                       |                       |  |
| <b>Postal Code:</b>   | 02453                               |                       |  |
| <b>Entity Type:</b>   | Limited Liability Company: DELAWARE |                       |  |
| <b>PROPERTY NUMBERS Total: 9</b>  |                                     |                       |  |
| <b>Property Type</b>  | <b>Number</b>                       | <b>Word Mark</b>      |  |
| <b>Registration Number:</b>   | 1786370                             | GARDEN PRO            |  |
| <b>Registration Number:</b>   | 2330480                             | SOIL KING             |  |
| <b>Registration Number:</b>   | 3083653                             | COLOURSCAPES          |  |
| <b>Registration Number:</b>   | 2994856                             | GARDEN PRO            |  |
| <b>Registration Number:</b>   | 3001446                             | NATURE'S PRIDE        |  |
| <b>Registration Number:</b>   | 4128259                             | BANFE                 |  |
| <b>Registration Number:</b>   | 4396815                             | GARDEN PRO            |  |
| <b>Registration Number:</b>   | 4441058                             | NATURE'S PRIDE SELECT |  |
| <b>Registration Number:</b>   | 4523043                             | NUTRI-FIBRE           |  |
| <b>CORRESPONDENCE DATA</b>  |                                     |                       |  |
| <b>Fax Number:</b>  | 8164743216                          |                       |  |
| <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>   | 8164748100                          |                       |  |
| <b>Email:</b>   | sfaction@spencerfane.com            |                       |  |
| <b>Correspondent Name:</b>  | Kevin S. Tuttle                     |                       |  |
| <b>Address Line 1:</b>  | 1000 Walnut Street                  |                       |  |
| <b>Address Line 2:</b>  | Suit 1`400                          |                       |  |

CH \$240.00 1786370

**Address Line 4:** Kansas City, MISSOURI 64106

**ATTORNEY DOCKET NUMBER:** 5033913-1 KCY

**NAME OF SUBMITTER:** Kevin S. Tuttle

**SIGNATURE:** /Kevin S. Tuttle/

**DATE SIGNED:** 11/18/2019

**Total Attachments: 3**

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## TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS**, dated as of November 15, 2019 (“Release”), is made by **PNC BANK, NATIONAL ASSOCIATION**, a national banking association, (“Agent”), in favor of **HARVEST CONSUMER PRODUCTS, LLC**, a Delaware limited liability company (the “Grantor”).

**WHEREAS**, pursuant to (i) that certain Amended and Restated Revolving Credit, Term Loan and Security Agreement dated as of November 13, 2017 (as amended, restated, supplemented, modified, extended, renewed or replaced from time to time, the “Loan Agreement”) by and among the Grantor, Agent, and others party thereto and (ii) that certain Grant of Security Interest in Trademarks dated as of February 26, 2016 by and among the Grantor and Agent (“Original Trademark Agreement”), as amended by that certain First Amendment to Grant of Security Interest in Trademarks dated as of November 13, 2017 by and among the Grantors and Agent (“First Amendment”), together with the Original Trademark Agreement, the “Trademark Agreement”) Grantor granted to the Agent, a lien on and security interest in all of Grantor’s right, title and interest in, to and under the Trademark Collateral (as defined in the Loan Agreement);

**WHEREAS**, the Original Trademark Agreement was recorded at the United States Patent and Trademark Office (“USPTO”) on February 29, 2016 at Reel 5741 Frame 0924; and

**WHEREAS**, the First Amendment was recorded at the USPTO on November 20, 2017 at Reel 6210 Frame 0163.

**NOW THEREFORE**, in consideration of the mutual promises and undertakings set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and with the intention of being legally bound hereby, Agent, and Grantor agree as follows:

**SECTION 1. Defined Terms.** Capitalized terms used herein without definition shall have the meanings ascribed to such terms in the Loan Agreement or Trademark Agreement.

**SECTION 2. Termination and Release.** Agent, without representation, warranty, or recourse, hereby:

(a) terminates, cancels, discharges, and releases the mortgage, pledge, and hypothecation and lien on and security interest in and to the Grantor’ right, title, and interest in, to, and under the Trademark Collateral (as defined in the Trademark Agreement), including, but not limited to, the foregoing listed on Schedule A attached hereto, granted pursuant to the Loan Agreement and the Trademark Agreement; and

(b) authorizes the recordation of this Release with the USPTO at Grantor’s expense.

**SECTION 3. Choice of Law.** This Release shall be governed by and construed in accordance with the laws of the State of New York.

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

PNC BANK, NATIONAL ASSOCIATION,  
as Agent

By: *Fred Kiehne*  
Name: Fred Kiehne  
Title: Senior Vice President

SCHEDULE A

**TRADEMARK COLLATERAL**

| <b>Mark Application/<br/>Mark Registration</b> | <b>Country</b> | <b>Registration No.</b> | <b>Registered Owner</b>        |
|--|----------------|-------------------------|--------------------------------|
| GARDEN PRO                                     | United States  | 1786370                 | Harvest Consumer Products, LLC |
| SOIL KING                                      | United States  | 2330480                 | Harvest Consumer Products, LLC |
| COLOURSCAPES                                   | United States  | 3083653                 | Harvest Consumer Products, LLC |
| GARDEN PRO                                     | United States  | 2994856                 | Harvest Consumer Products, LLC |
| NATURE'S PRIDE                                 | United States  | 3001446                 | Harvest Consumer Products, LLC |
| BANFE  | United States  | 4128259                 | Harvest Consumer Products, LLC |
| GARDEN PRO                                     | United States  | 4396815                 | Harvest Consumer Products, LLC |
| NATURE'S PRIDE<br>SELECT                       | United States  | 4441058                 | Harvest Consumer Products, LLC |
| NUTRI-FIBRE                                    | United States  | 4523043                 | Harvest Consumer Products, LLC |
| NUTRI-FIBRE                                    | Canada         | TMA893,473              | Harvest Consumer Products, LLC |