

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM552303

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	SECURITY INTEREST		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Café Zupas L.C.		12/05/2019	Limited Liability Company: UTAH
RECEIVING PARTY DATA			
Name:	Gladstone Capital Corporation		
Street Address:	1521 Westbranch Drive		
Internal Address:	Suite 100		
City:	McLean		
State/Country:	VIRGINIA		
Postal Code:	22102		
Entity Type:	Corporation: MARYLAND		
PROPERTY NUMBERS Total: 15			
Property Type	Number	Word Mark	
Registration Number:	5568048	CAFÉ ZUPAS	
Registration Number:	3286336	CAFÉ ZUPAS	
Registration Number:	4083292	CAFÉ ZUPAS	
Registration Number:	5568069	CAFÉ ZUPAS	
Registration Number:	5326032	HOUSE-MADE	
Registration Number:	5326033	HOUSE-MADE FRESH	
Registration Number:	5372788	HOUSE-MADE FRESH FROM OUR KITCHEN	
Registration Number:	4083249	IZUPAS BAR	
Registration Number:	5881878	RECHARGE BAR	
Registration Number:	5361632	SOUP, SALAD, & SANDWICH KITCHEN	
Registration Number:	4117612	Z TREATS	
Registration Number:	4117623	Z TREATS	
Registration Number:	5357973		
Serial Number:	87710793	NOURISH THE GOOD LIFE	
Serial Number:	87634654	NOURISH THE GOOD LIFE	
CORRESPONDENCE DATA			
Fax Number:	2027995000		

OP \$390.00 5568048

TRADEMARK

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: 2027994000
Email: gregory.esau@dlapiper.com
Correspondent Name: Gregory Esau
Address Line 1: 500 Eighth Street, NW
Address Line 4: Washington, D.C. 20004

NAME OF SUBMITTER:	Gregory Esau
SIGNATURE:	/Gregory Esau/
DATE SIGNED:	12/06/2019

Total Attachments: 3

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GRANT OF A SECURITY INTEREST – TRADEMARKS

December 5, 2019

WHEREAS, Café Zupas, L.C., a Utah limited liability company (the “Grantor”) has adopted, used and is using, and holds all right, title and interest in and to, the trademarks and service marks listed on the attached Schedule A, which trademarks and service marks are registered, or applied-for, in the United States Patent and Trademark Office (the “Trademarks”);

WHEREAS, the Grantor has entered into that certain Pledge and Security Agreement, dated as of the date hereof (as amended, restated, supplemented, modified or otherwise changed from time to time, the “Security Agreement”), in favor of Gladstone Capital Corporation, a Maryland corporation, as the Lender (in such capacity, together with its successors and assigns, if any, the “Grantee”); and

WHEREAS, pursuant to the Security Agreement, the Grantor has granted to the Grantee a continuing security interest in all right, title and interest of the Grantor in, to and under the Trademarks, together with, among other things, the goodwill of the business symbolized by the Trademarks and the applications and registrations thereof, and all proceeds thereof, including, without limitation, any and all causes of action which may exist by reason of infringement thereof and any and all damages arising from past, present and future violations thereof (the “Collateral”), to secure the payment, performance and observance of the Secured Obligations (as defined in the Security Agreement).


NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Grantor does hereby grant to the Grantee a continuing security interest in the Collateral to secure the prompt payment, performance and observance of the Secured Obligations.

The Grantor does hereby further acknowledge and affirm that the rights and remedies of the Grantee with respect to the Collateral are more fully set forth in the Security Agreement, the terms and provisions of which are hereby incorporated herein by reference as if fully set forth herein.

[Signature Page Follows]

IN WITNESS WHEREOF, the Grantor has caused this Assignment to be duly executed by its officer thereunto duly authorized as of the date first written above.

CAFÉ ZUPAS, L.C.

By: 
Name: Dustin Schulthies
Title: Manager

[Signature Page to Grant of a Security Interest in Trademarks]

SCHEDULE A TO GRANT OF A SECURITY INTEREST

Trademarks

Registered Trademark	Serial No.	Date Filed	Registration Number	Registration Date	Country
CAFÉ ZUPAS	18752.17	11/8/2016	5568048	9/25/2018	US
CAFÉ ZUPAS	18752.4	4/31/2006	3286336	8/28/2007	US
CAFÉ ZUPAS	18752.5	5/23/2011	4083292	1/10/2012	US
CAFÉ ZUPAS	18752.20	12/22/2016	5568069	9/25/2018	US
HOUSE-MADE	18752.19	11/8/2016	5326032	10/31/2017	US
HOUSE-MADE FRESH	18752.13	11/8/2016	5326033	10/31/2017	US
HOUSE-MADE FRESH FROM OUR KITCHEN	18752.16	11/8/2016	5372788	1/9/2018	US
IZUPAS BAR	18752.6	5/19/2011	4083249	1/10/2012	US
RECHARGE BAR	18752.18	11/8/2016	5881878	10/15/2019	US
SOUP, SALAD, & SANDWICH KITCHEN	18752.14	11/8/2016	5361632	12/19/2017	US
Z TREATS	18752.2	5/19/2011	4117612	3/27/2012	US
Z TREATS	18752.3	5/23/2011	4117623	3/27/2012	US
ZUPAS STRAWBERRY	18752.15	11/9/2016	5357973	12/19/2017	US
NOURISH THE GOOD LIFE	18752.25	10/5/2017	N/A	N/A	US
NOURISH THE GOOD LIFE	18752.26	12/6/2017	N/A	N/A	US