

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM580071

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST
SEQUENCE:	1

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Cerberus Business Finance, LLC		06/08/2020	Limited Liability Company: DELAWARE

RECEIVING PARTY DATA

Name:	Apex Parks Group, LLC
Street Address:	3405 Michelson Drive
City:	Irvine
State/Country:	CALIFORNIA
Postal Code:	92612
Entity Type:	Limited Liability Company: CALIFORNIA

PROPERTY NUMBERS Total: 24

Property Type	Number	Word Mark
Registration Number:	2240251	BIG KAHUNA'S
Registration Number:	4257831	BIG KAHUNA'S
Registration Number:	2189335	ELECTRIC ALLEY
Registration Number:	4025442	MALIBU
Registration Number:	1129698	MALIBU GRAND PRIX
Registration Number:	1882558	MOUNTASIA FAMILY FUNCENTERS
Registration Number:	2011552	MOUNTASIA FAMILY FUN CENTER
Registration Number:	2226880	SLICK TRAX
Registration Number:	2189336	SPEEDWAY GOLF
Registration Number:	2273434	SPEEDWAY GOLF
Registration Number:	1831253	SPEEDZONE
Registration Number:	2306846	SPEEDZONE
Registration Number:	4305217	SPEEDZONE
Registration Number:	2306845	SPEEDZONE CAFE
Registration Number:	2299235	SPEEDZONE CAFE
Registration Number:	2189337	TURBO TRACK
Registration Number:	2399455	WANNA RACE?
Registration Number:	2474715	WINNERS CIRCLE

TRADEMARK

Property Type	Number	Word Mark
Registration Number:	2463720	BOOMERS
Registration Number:	2752695	BOOMERS!
Registration Number:	2468658	MALIBU SPEEDZONE
Registration Number:	2463078	MALIBU SPEEDZONE
Registration Number:	3959216	WHIRLYBIRD
Registration Number:	3959217	WHIRLYBIRD

CORRESPONDENCE DATA

Fax Number: 3104079090
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: 3104074010
Email: nmaoz@ktbslaw.com
Correspondent Name: KTBS Law LLP; N.Maoz
Address Line 1: 1999 Avenue of the Stars
Address Line 2: 39th Floor
Address Line 4: Los Angeles, CALIFORNIA 90067

NAME OF SUBMITTER:	Nir Maoz
SIGNATURE:	/Nir Maoz/
DATE SIGNED:	06/08/2020

Total Attachments: 3
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RELEASE OF SECURITY INTEREST IN TRADEMARKS

This Release of Security Interest in Trademarks (this “**Release**”) is made as of June 8, 2020, by Cerberus Business Finance, LLC, in its capacity as collateral agent for the Secured Parties (the “**Agent**”), for the benefit of Apex Parks Group, LLC (the “**Grantor**”). Capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed thereto in the Security Agreement.

W I T N E S S E T H:

WHEREAS, the Grantor and the Agent are parties to that certain Trademark Security Agreement, dated as of September 18, 2014 (as amended, restated, supplemented or otherwise modified through the date hereof, the “**Security Agreement**”), pursuant to which the Grantor granted to the Agent for the benefit of the Secured Parties, a security interest in the Collateral, which includes all Trademarks, together with all goodwill associated therewith and symbolized thereby and the application and registrations thereof, and proceeds thereof, including, without limitation, any and all causes of action arising out of or relating to any infringement thereof and any rights to recover from past, present and future violations thereof, including those set forth on Schedule A under the heading “Trademark Registrations and Applications”;

WHEREAS, the Security Agreement was recorded in the United States Patent and Trademark Office at Reel 5367 and Frame 0301 on September 23, 2014; and

WHEREAS, the Grantor has requested that the Agent release, and the Agent is willing to release its lien on and security interest in, and any other right, title, and interest it may have in, to and under the Collateral.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Agent hereby agrees as follows:


1. The Agent does hereby terminate the Security Agreement and terminate, release, discharge and reassigns to the Grantor the entirety of any and all security interests that it may have in, and all claims, whether presently existing or hereafter acquired or created, pursuant to the Security Agreement to the Collateral, together with the goodwill of the business symbolized thereby, and any right, title or interest of the Agent in such Collateral, if any, shall hereby terminate, cease and become void; provided, however, that any provisions contained in a Security Agreement that, by its respective terms, survive the termination of the Security Agreement shall not be terminated hereby.

2. THIS RELEASE AND THE RIGHTS AND OBLIGATIONS OF THE PARTIES HEREUNDER SHALL BE GOVERNED BY, AND SHALL BE CONSTRUED AND ENFORCED IN ACCORDANCE WITH, THE LAWS OF THE STATE OF NEW YORK.

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IN WITNESS WHEREOF, the undersigned has caused this Release of Security Interest in Trademarks to be executed and delivered as of the date first written above.

**CERBERUS BUSINESS FINANCE, LLC, as
Agent**

By: 

Name: Joseph Naccarato

Title: Chief Operating Officer, Chief Credit Officer

SCHEDULE A
to
RELEASE OF SECURITY INTEREST IN TRADEMARKS

TRADEMARK REGISTRATIONS

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2240251	BIG KAHUNA'S
4257831	BIG KAHUNA'S
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