

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

ETAS ID: TM606530

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| SUBMISSION TYPE: | NEW ASSIGNMENT | | |
| NATURE OF CONVEYANCE: | RELEASE OF SECURITY INTEREST | | |
| CONVEYING PARTY DATA | | | |
| Name | Formerly | Execution Date | Entity Type |
| ANKURA TRUST COMPANY, LLC | | 10/30/2020 | Limited Liability Company: NEW HAMPSHIRE |
| RECEIVING PARTY DATA | | | |
| Name: | FAIRWAY GROUP ACQUISITION COMPANY | | |
| Street Address: | 2284 12th Avenue | | |
| City: | New York | | |
| State/Country: | NEW YORK | | |
| Postal Code: | 10027 | | |
| Entity Type: | Corporation: DELAWARE | | |
| PROPERTY NUMBERS Total: 41 | | | |
| Property Type | Number | Word Mark | |
| Registration Number: | 4303984 | CALLING ALL FOODIES | |
| Registration Number: | 3802023 | DISCOVER MORE. SPEND LESS. | |
| Registration Number: | 4880744 | EAT BIG LIVE LARGE | |
| Registration Number: | 4150646 | FAIRWAY | |
| Registration Number: | 3693296 | FAIRWAY | |
| Registration Number: | 3861726 | FAIRWAY | |
| Registration Number: | 3641831 | FAIRWAY | |
| Registration Number: | 3552603 | FAIRWAY | |
| Registration Number: | 4696552 | FAIRWAY | |
| Registration Number: | 4450782 | FAIRWAY | |
| Registration Number: | 3641829 | FAIRWAY CAFÉ | |
| Registration Number: | 3763826 | FAIRWAY CAFÉ & STEAKHOUSE | |
| Registration Number: | 4285110 | FAIRWAY COMO NINGÚN OTRO MERCADO | |
| Registration Number: | 4278448 | FAIRWAY COMO NINGÚN OTRO MERCADO | |
| Registration Number: | 3951466 | FAIRWAY LIKE NO OTHER MARKET | |
| Registration Number: | 3693295 | FAIRWAY "LIKE NO OTHER MARKET" | |
| Registration Number: | 3641830 | FAIRWAY "LIKE NO OTHER MARKET" | |
| Registration Number: | 3545835 | FAIRWAY "LIKE NO OTHER MARKET" | |
| Registration Number: | 4217271 | FAIRWAY MARKETPLACE | |
| TRADEMARK | | | |

OP \$1040.00 4303984

| Property Type | Number | Word Mark |
|----------------------|----------|--|
| Registration Number: | 4217302 | FAIRWAY MARKETPLACE |
| Registration Number: | 3931255 | FAIRWAY NEW YORK |
| Registration Number: | 3931254 | FAIRWAY OF NEW YORK |
| Registration Number: | 4168891 | FAIRWAY WINES & SPIRITS |
| Registration Number: | 4038669 | FAIRWAY WINES & SPIRITS |
| Registration Number: | 4176613 | FAIRWAY WINES & SPIRITS |
| Registration Number: | 4052364 | FAIRWAY WINES & SPIRITS |
| Registration Number: | 2375537 | LIKE NO OTHER MARKET |
| Registration Number: | 2431510 | LIKE NO OTHER MARKET |
| Registration Number: | 3861727 | LIKE NO OTHER MARKET |
| Registration Number: | 3571345 | LIKE NO OTHER MARKET |
| Registration Number: | 3693294 | LIKE NO OTHER MARKET |
| Registration Number: | 3928817 | "LIKE NO OTHER MARKET" FAIRWAY NEW YORK |
| Registration Number: | 3931279 | "LIKE NO OTHER MARKET" FAIRWAY NEW YORK |
| Registration Number: | 4052375 | LIKE NO OTHER WINES & SPIRITS STORE |
| Registration Number: | 3931256 | NEW YORK FAIRWAY |
| Registration Number: | 4477288 | ON OUR PLATE |
| Registration Number: | 3808727 | THE WORLD'S GREATEST FOOD STORE |
| Registration Number: | 4017406 | THE WORLD'S GREATEST WINES & SPIRITS STO |
| Serial Number: | 87642962 | FAIRWAY WINES & SPIRITS |
| Serial Number: | 87625065 | SUR LA ROUTE |
| Serial Number: | 87801271 | THE PLACE TO GO FOODING |

CORRESPONDENCE DATA

Fax Number: 7045032622

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: 7045032600

Email: msheehan@kslaw.com

Correspondent Name: King & Spalding LLP

Address Line 1: 300 S. Tryon St., Ste 1700

Address Line 2: Attn: Moira Sheehan

Address Line 4: Charlotte, NORTH CAROLINA 28202

| | |
|-------------------------|-----------------|
| ATTORNEY DOCKET NUMBER: | 22978.230004 |
| NAME OF SUBMITTER: | Moira Sheehan |
| SIGNATURE: | /Moira Sheehan/ |
| DATE SIGNED: | 11/03/2020 |

Total Attachments: 12

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RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

This **RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY**, dated as of October 30, 2020 (the “Release”), is made by ANKURA TRUST COMPANY, LLC, as collateral agent (together with its successors and permitted assigns in such capacity, the “Collateral Agent”) for the Secured Parties, in favor of FAIRWAY GROUP ACQUISITION COMPANY, a Delaware corporation (n/k/a OLD MARKET GROUP ACQUISITION COMPANY) (the “Borrower” or the “Pledgor”). All capitalized terms used but not otherwise defined herein have the meanings assigned to them in the Superpriority Secured Debtor-In-Possession Credit Agreement (as defined below).

WITNESSETH

WHEREAS, pursuant to that certain Super Senior Guarantee and Collateral Agreement dated as of August 28, 2018 (as amended, restated, supplemented, modified, extended, renewed or replaced from time to time, the “Guarantee and Collateral Agreement”) by and among the Borrower, Holdings, the Subsidiary Guarantors party thereto and the Collateral Agent, the Borrower executed (i) that certain Copyright Security Agreement, dated as of August 28, 2018 (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the “Copyright Security Agreement”) and recorded on August 30, 2018 at Volume 9960, Doc. No. 802, (ii) that certain Trademark Security Agreement, dated as of August 28, 2018 (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the “Trademark Security Agreement”) and recorded on August 30, 2018 at Reel/Frame No. 6425/0079 with the U.S. Patent and Trademark Office and (iii) that certain Patent Security Agreement, dated as of August 28, 2018 (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the “Patent Security Agreement”; and together with the Copyright Security Agreement and the Trademark Security Agreement, collectively, the “IP Security Agreements”) and recorded on August 30, 2018 at Reel/Frame No. 046986/0808 with the U.S. Patent and Trademark Office;

WHEREAS, pursuant to the IP Security Agreements, the Pledgor granted to the Collateral Agent, for the ratable benefit of the Secured Parties, a security interest in all of their respective right, title and interest in or to any and all of the Copyright Collateral (as defined in the Copyright Security Agreement), Trademark Collateral (as defined in the Trademark Security Agreement) and Patent Collateral (as defined in the Patent Security Agreement) (collectively, the “Intellectual Property”); and

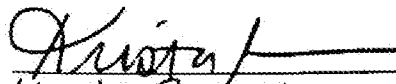
WHEREAS, the Pledgor has requested that the Collateral Agent release its security interest in all right, title and interest in or to any and all of the Intellectual Property under each IP Security Agreement.

NOW, THEREFORE, in consideration of the foregoing, the Collateral Agent hereby **DISCHARGES, TERMINATES and RELEASES**, without recourse, representation or warranty, its security interest in all right, title and interest in or to any and all of the Intellectual Property, including the issued patent, copyright registrations, trademark registrations, and trademark applications set forth in Schedule I attached hereto and Schedule I of each of the IP Security Agreements, which are each hereby incorporated herein by reference, and agrees that all the security interest in the Intellectual Property is hereby discharged, terminated and released. The undersigned hereby transfers and assigns to the Pledgor, without recourse, representation or warranty, any and all right, title and interest that the Collateral Agent may have obtained in, to and under the Intellectual Property under the IP Security Agreements, and authorizes and requests that this Release be recorded with the United States Patent and Trademark Office and the U.S. Copyright Office.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the Collateral Agent has caused this Release to be duly executed and delivered as of the date first written above.

ANKURA TRUST COMPANY, LLC,
as Collateral Agent

By: 
Name: Krista Gulalo
Title: MANAGING DIRECTOR

SCHEDULE I
to
RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

Patents

Apparatus, System and Method For An Automated Stock Ledger
U.S. Patent No. 8,635,238
Issued: January 21, 2014
Expires: May 17, 2030 (20 year term plus extension of 126 days)

Description:

The patent covers the apparatus and computer programs implementing the method for maintaining an automated stock ledger for a grocery store having a computer system with distinct operational databases. Among other things, the computer programs allow for the extraction of sales, inventory and margin information from multiple operational databases, the recording of new and enhanced data sets with the extracted information and the loading of the extracted information within a central database.

Copyrights

The following copyright registrations are owned by Fairway Group Acquisition Company (m/k/a Old Market Group Acquisition Company):

| PRODUCT LABELS and other VISUAL MATERIAL | ASSIGNED BY | DATE OF FILING | Registration Number/ Status |
|---|--------------------|-----------------------|------------------------------------|
| Fairway Chocolate Bars | Milton Glaser Inc. | 9/24/10 | VA0001741063 |
| Fairway Sparkling Italian Water & Natural Italian Water | Milton Glaser Inc. | 9/24/10 | Application Filed |
| Fairway Hearts | Milton Glaser Inc. | 9/24/10 | VA0001741366 |
| Fairway Salad Labels | Milton Glaser Inc. | 9/24/10 | Application Filed |
| Fairway House Olive Oil | Milton Glaser Inc. | 9/24/10 | VA0001741352 |
| Fairway Identity / Premier Logo | Milton Glaser Inc. | 9/24/10 | Application Filed |
| Fairway French vinegars Charbonneaux | Milton Glaser Inc. | 9/24/10 | Application Filed |
| Fairway Mustard Charbonneaux | Milton Glaser Inc. | 9/24/10 | Application Filed |
| Fairway De Negrís Italian Vinegars | Milton Glaser Inc. | 9/24/10 | VA0001741349 |
| Fairway Red Wine Vinegar | Milton Glaser Inc. | 9/24/10 | VA0001041979 |
| Fairway Spanish Vinegars | Milton Glaser Inc. | 9/24/10 | VA0001041965 |

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| Fairway Balsamic Vinegar | Milton Glaser Inc. | 9/24/10 | VA0001748163 |
| Fairway Molise Olive Oil | Milton Glaser Inc. | 9/24/10 | VA0001741346 |
| Fairway House All Purpose Balsamic Vinegar | Milton Glaser Inc. | 9/24/10 | VAu001041959 |
| Fairway Honey Private Label | Milton Glaser Inc. | 9/24/10 | VA0001741341 |
| Fairway Pasta Sauces | Milton Glaser Inc. | 9/24/10 | Application Filed |
| Fairway Bakery Labels (Bakery, Catering, DFN, Kitchen) | Milton Glaser Inc. | 9/24/10 | Application Filed |
| Fairway Coffee Bag | Milton Glaser Inc. | 9/24/10 | VAu001041829 |
| Fairway Slumgullion | Milton Glaser Inc. | 9/24/10 | VAu001041826 |
| Fairway Fruit Spreads | Milton Glaser Inc. | 9/24/10 | VAu001041825 |
| Fairway Premium 14 Barrel Olive Oil | Milton Glaser Inc. | 9/24/10 | VAu001041824 |
| Fairway Maple Syrup | Milton Glaser Inc. | 9/24/10 | VA0001741080 |
| Fairway Chocolate Chunk Bars | Milton Glaser Inc. | 9/24/10 | VAu001099259 |
| Fairway Chocolate Box Dispenser | Milton Glaser Inc. | 9/24/10 | Application Filed |

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| Fairway Bottom Shelf Condiments (Pepperoncini, Roasted Peppers, Marinated Mushrooms, Sun Dried Tomatoes, Capers in Vinegar, Chopped Garlic) | Milton Glaser Inc. | 9/24/10 | Application Filed |
| Fairway Salsa | Milton Glaser Inc. | 9/24/10 | Application Filed |
| Fairway Dried Spices | Milton Glaser Inc. | 9/24/10 | VA0001847735 |
| Fairway Gourmet Nuts | Milton Glaser Inc. | 9/24/10 | VAu001099255 |
| Fairway Tuna Can | Milton Glaser Inc. | 9/24/10 | VAu001041822 |
| Fairway 1/2 Liter EVOO Tin | Milton Glaser Inc. | 9/24/10 | VA0001741077 |
| Fairway Gift Basket Ads | Not applicable | 12/27/11 | TXu001788123 |

Trademarks

| Trademark Name | Client-Matter Country | Application No. Filing Date | Registration No. Registration Date | Status Next Renew |
|---|---|--------------------------------|---------------------------------------|---------------------------|
| CALLING ALL FOODIES | 1654-2139 United States of America Classes: 35 Int. | 85/539,735 10-Feb-2012 | 4,303,984 19-Mar-2013 | Registered 19-Mar-2023 |
| DISCOVER MORE. SPEND. LESS | 1654-2007 United States of America Classes: 35 Int. | 77/736,031 13-May-2009 | 3,802,023 15-Jun-2010 | Registered 15-Jun-2020 |
| EAT BIG LIVE LARG | 1654-2143 United States of America Classes: 35 Int. | 86642788 27-May-2015 | 4,880,744 5-Jan-2016 | Registered 5-Jan-2026 |
| FAIRWAY | 1654-2001 United States of America Classes: 35 Int. | 77/966,177 23-Mar-2010 | 4,150,646 29-May-2012 | Registered 29-May-2022 |
| FAIRWAY | 1654-2004 United States of America Classes: 03 Int. | 77/339,365 28-Nov-2007 | 3,693,296 06-Oct-2009 | Registered 06-Oct-2019 |
| FAIRWAY | 1654-2005 United States of America Classes: 05 Int. | 77/755,048 09-Jun-2009 | 3,861,726 12-Oct-2010 | Registered 12-Oct-2020 |
| FAIRWAY | 1654-2013 United States of America Classes: 29 Int., 35 Int., 43 Int. | 77/338,193 27-Nov-2007 | 3,641,831 23-Jun-2009 | Registered 23-Jun-2019 |

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| FAIRWAY | 1654-2014 <u>United States of America</u> Classes: 29 Int., 30 Int., 31 Int., 32 Int., 35 Int. | 77/195,995 01-Jun-2007 | 3,552,603 30-Dec-2008 | Registered 30-Dec-2018 |
| FAIRWAY | 1654-2140 <u>United States of America</u> Classes: 09 Int., 35 Int. | 85911950 23-Apr-2013 | 4696552 03-Mar-2015 | Registered 03-Mar-2025 |
| FAIRWAY | 1654-2141 <u>United States of America</u> Classes: 42 Int., 43 Int., 44 Int. | 85912400 23-Apr-2013 | 4450782 17-Dec-2013 | Registered 17-Dec-2023 |
| FAIRWAY CAFE | 1654-2016 <u>United States of America</u> Classes: 43 Int. | 77/338,189 27-Nov-2007 | 3,641,829 23-Jun-2009 | Registered 23-Jun-2019 |
| FAIRWAY CAFE & STEAKHOUSE | 1654-2015 <u>United States of America</u> Classes: 43 Int. | 77/338/182 27-Nov-2007 | 3,763,826 23-Mar-2010 | Registered 23-Mar-2020 |
| FAIRWAY COMO NINGUN OTRO MERCADO | 1654-2136 <u>United States of America</u> Classes: 35 Int. | 85/537,212 08-Feb-2012 | 4,285,110 05-Feb-2013 | Registered 05-Feb-2023 |
| FAIRWAY COMO NINGUN OTRO MERCADO Logo | 1654-2135 <u>United States of America</u> Classes: 35 Int. | 85/537,181 08-Feb-2012 | 4,278,448 22-Jan-2013 | Registered 22-Jan-2023 |
| FAIRWAY LIKE NO OTHER MARKET | 1654-2003 <u>United States of America</u> Classes: 05 Int. | 77/755,062 09-Jun-2009 | 3,951,466 26-Apr-2011 | Registered 26-Apr-2021 |
| FAIRWAY LIKE NO OTHER MARKET | 1654-2009 <u>United States of America</u> Classes: 03 Int. | 77/339,361 28-Nov-2002 | 3,693,295 06-Oct-2009 | Registered 06-Oct-2019 |

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|---|--|---------------------------|--------------------------|---------------------------|
| WINES & SPIRITS and Design | United States of America Classes: 33 Int. | 17-Mar-2011 | 17-Jul-2012 | 17-Jul-2022 |
| FAIRWAY WINES & SPIRITS and Design | 1654-2129 United States of America Classes: 35 Int., 43 Int. | 85/269/688 17-Mar-2011 | 4,052,364 08-Nov-2011 | Registered 08-Nov-2021 |
| LIKE NO OTHER MARKET | 1654-2002 United States of America Classes: 35 Int. | 75/844,619 09-Nov-1999 | 2,375,537 08-Aug-2000 | Registered 08-Aug-2020 |
| LIKE NO OTHER MARKET | 1654-2019 United States of America Classes: 29 Int., 30 Int., 31 Int., 32 Int. | 75/933,762 02-Mar-2000 | 2,431,510 27-Feb-2001 | Registered 27-Feb-2021 |
| LIKE NO OTHER MARKET | 1654-2021 United States of America Classes: 05 Int. | 77/755,054 09-Jun-2009 | 3,861,727 12-Oct-2010 | Registered 12-Oct-2020 |
| LIKE NO OTHER MARKET | 1654-2022 United States of America Classes: 29 int., 35 Int., 43 Int. | 77/338,190 27-Nov-2007 | 3,571,345 10-Feb-2009 | Registered 10-Feb-2019 |
| LIKE NO OTHER MARKET | 1654-2023 United States of America Classes: 03 Int. | 77/339,355 28-Nov-2007 | 3,693,294 06-Oct-2009 | Registered 06-Oct-2019 |
| LIKE NO OTHER MARKET FAIRWAY NEW YORK & Design (b/w) | 1654-2012 United States of America Classes: 35 Int. | 77/172,484 03-May-2007 | 3,928,817 08-Mar-2011 | Registered 08-Mar-2021 |
| LIKE NO OTHER MARKET FAIRWAY NEW YORK & Design (city skyline) | 1654-2008 United States of America Classes: 35 Int. | 77/172,472 03-May-2007 | 3,931,279 15-Mar-2011 | Registered 15-Mar-2021 |

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| LIKE NO OTHER WINES & SPIRITS STORE | 1654-2133 United States of America Classes: 35 Int. 1654-2018 United States of America Classes: 35 Int. | 85/270,252 17-Mar-2011 | 4,052,375 08-Nov-2011 | Registered 08-Nov-2021 |
| NEW YORK FAIRWAY | 1654-2018 United States of America Classes: 35 Int. | 77/135,577 20-Mar-2007 | 3,931,256 15-Mar-2011 | Registered 15-Mar-2021 |
| ON OUR PLATE | 1654-2142 United States of America Classes: 42 Int., 43 Int., 44 Int. | 85920231 01-May-2013 | 4,477,288 04-Feb-2014 | Registered 04-Feb-2024 |
| SUR LA ROUTE | United States of America Classes: 35 Int., 43 Int. | 87/625065 Sep-27- 2017 | Pending | IB |
| THE PLACE TO FOODING and Design | United States of America Classes: 35 Int., 43 Int. | 87/801271 Feb 16 2018 | Pending | IB |
| THE WORLD'S GREATEST FOOD STORE | 1654-2006 United States of America Classes: 35 Int. 1654-2134 United States of America Classes: 35 Int. | 77/821,826 08-Sep-2009 | 3,808,727 22-Jun-2010 | Registered 22-Jun-2020 |
| THE WORLD'S GREATEST WINE & SPIRIT STORE | 1654-2134 United States of America Classes: 35 Int. | 85/274,215 23-Mar-2011 | 4,017,406 23-Aug-2011 | Registered 23-Aug-2021 |