

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM607640

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Bank of America, N.A., as Administrative Agent		11/06/2020	National Banking Association: UNITED STATES
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Smyrna Ready Mix Concrete, LLC		
<b>Street Address:</b>	1136 2nd Avenue N.		
<b>City:</b>	Nashville		
<b>State/Country:</b>	TENNESSEE		
<b>Postal Code:</b>	37208		
<b>Entity Type:</b>	Limited Liability Company: TENNESSEE		
<b>PROPERTY NUMBERS Total: 10</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Serial Number:</b>	87721424	SRM CONCRETE	
<b>Serial Number:</b>	87640353	QUALITY CONCRETE, UNMATCHED SERVICE	
<b>Serial Number:</b>	87640346	SRM CONCRETE	
<b>Serial Number:</b>	87640335	SRM CONCRETE	
<b>Serial Number:</b>	87635471	SRM	
<b>Serial Number:</b>	87635465	SRM	
<b>Serial Number:</b>	87635455	WE MAKE THE MIX	
<b>Serial Number:</b>	87635437	BUILD WITH US	
<b>Serial Number:</b>	87635426	SMYRNA READY MIX CONCRETE	
<b>Serial Number:</b>	87635381	SMYRNA READY MIX	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	7043311159		
<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>	7043311000		
<b>Email:</b>	PTO_TMconfirmation@mvalaw.com, maryelizabethzaldivar@mvalaw.com		
<b>Correspondent Name:</b>	Moore & Van Allen PLLC		
<b>Address Line 1:</b>	100 North Tryon Street		
<b>TRADEMARK</b>			

OP \$265.00 87721424

**Address Line 2:** Suite 4700, ATTN: IP DEPARTMENT  
**Address Line 4:** Charlotte, NORTH CAROLINA 28202

**ATTORNEY DOCKET NUMBER:** 327000.027832

**NAME OF SUBMITTER:** John Slaughter

**SIGNATURE:** /john slaughter/

**DATE SIGNED:** 11/09/2020

**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 6, 2020 (“Release”), is made by Bank of America, N.A., as Administrative Agent (“Administrative Agent”) in favor of Smyrna Ready Mix Concrete, LLC, a Tennessee limited liability company (“Obligor”).

**WHEREAS**, pursuant to that certain Amended and Restated Pledge and Security Agreement dated as of May 21, 2018 (as amended, modified, extended or restated from time to time, the “Security Agreement”) by and among the Obligor, Administrative Agent, and others party thereto, Obligor granted to the Administrative Agent, for the ratable benefit of the holders of the Obligations (“Secured Parties”), a continuing security interest in, and a right to set off against, any and all right, title and interest of Obligor in and to the trademarks and trademark applications set forth on Schedule A hereto (collectively, “Trademark Collateral”); and

**WHEREAS**, pursuant to the Security Agreement, Obligor executed and delivered to Administrative Agent, for the benefit of the Secured Parties, the Notice of Grant of Security Interest in Trademarks recorded at the United States Patent and Trademark Office (“USPTO”) on May 22, 2018 at Reel 6334 Frame 0361 (“Notice”).

**NOW THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Administrative Agent, on behalf of the Secured Parties, and Obligor agree as follows:

**SECTION 1. Defined Terms.** All capitalized terms used herein but not otherwise defined herein have the meanings given to them in the Security Agreement or Notice.

**SECTION 2. Termination and Release.** Administrative Agent, on behalf of the Secured Parties, without representation, warranty, or recourse, hereby:

(a) terminates, cancels, discharges, and releases in its entirety the continuing security interest in, and the right to set off against, any and all right, title and interest of Obligor in and to all Trademark Collateral granted pursuant to the Security Agreement or Notice; and

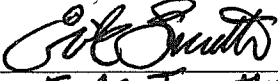
(b) authorizes the recordation of this Release with the USPTO at Obligor’s expense.

**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 Administrative Agent, on behalf of the Secured Parties, has caused this Termination and Release of Security Interest in Trademarks to be duly executed as of the date first set forth above.

Administrative Agent:

Bank of America, N.A., as Administrative Agent

By:   
Name: Erik Truette  
Title: Vice President

**Schedule A**

**Smyrna Ready Mix Concrete, LLC  
(Tennessee Limited Liability Company)**

**U.S. Trademarks Subject to Security Interest  
Granted by Smyrna Ready Mix Concrete, LLC  
In Favor of Bank of America, N.A., as Administrative Agent  
Recorded May 22, 2018 at Reel 6334 Frame 0361**

**Trademark Applications**

<b>Mark</b>	<b>Appl. No.</b>	<b>Filing Date</b>
SRM CONCRETE and Design	87721424	12/14/17
QUALITY CONCRETE, UNMATCHED SERVICE	87640353	10/10/17
SRM CONCRETE	87640346	10/10/17
SRM CONCRETE and Design	87640335	10/10/17
SRM and Design	87635471	10/05/17
SRM	87635465	10/05/17
WE MAKE THE MIX	87635455	10/05/17
BUILD WITH US	87635437	10/05/17
SMYRNA READY MIX CONCRETE	87635426	10/05/17
SMYRNA READY MIX	87635381	10/05/17