

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM624476

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Harbert Mezzanine Partners II, L.P., as Collateral Agent		02/04/2021	Limited Partnership: DELAWARE

RECEIVING PARTY DATA

Name:	Back Yard Burgers, Inc.
Street Address:	500 Church Street
Internal Address:	Suite 200
City:	Nashville
State/Country:	TENNESSEE
Postal Code:	37219
Entity Type:	Corporation: DELAWARE

PROPERTY NUMBERS Total: 6

Property Type	Number	Word Mark
Registration Number:	3872437	GRILLSONTHEGO BACKYARD CATERING
Registration Number:	3831291	GRILLS ON THE GO
Registration Number:	2809079	BACK YARD BURGERS
Registration Number:	2024782	MIZ GRAZI'S
Registration Number:	1679739	
Registration Number:	1679702	BACK YARD BURGERS

CORRESPONDENCE DATA

Fax Number: 7043311159

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: 7043311000

Email: PTO_TMconfirmation@mvalaw.com,
maryelizabethzaldivar@mvalaw.com

Correspondent Name: Moore & Van Allen PLLC

Address Line 1: 100 North Tryon Street

Address Line 2: Suite 4700, ATTN: IP DEPARTMENT

Address Line 4: Charlotte, NORTH CAROLINA 28202

ATTORNEY DOCKET NUMBER: 042582.000018

TRADEMARK

NAME OF SUBMITTER:	John Slaughter
SIGNATURE:	/john slaughter/
DATE SIGNED:	02/04/2021
Total Attachments: 3 source=TRSI-T - Harbert Mezzanine Partners II, L.P. to Back Yard Burgers, Inc#page1.tif source=TRSI-T - Harbert Mezzanine Partners II, L.P. to Back Yard Burgers, Inc#page2.tif source=TRSI-T - Harbert Mezzanine Partners II, L.P. to Back Yard Burgers, Inc#page3.tif	

**TERMINATION AND RELEASE OF SECURITY INTEREST
IN TRADEMARKS**

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS**, dated as of February 4, 2021 (“Release”), is made by Harbert Mezzanine Partners II, L.P., a Delaware limited partnership, as Collateral Agent (“Collateral Agent”) in favor of Back Yard Burgers, Inc., a Delaware corporation (“Company”).

WHEREAS, pursuant to that certain Amended and Restated Loan and Security Agreement dated as of January 30, 2013 (as from time to time amended, restated, supplemented or modified, the “Loan Agreement”) by and among the Company, Collateral Agent, and others party thereto, and the Amended and Restated Trademark Security Agreement dated as of January 30, 2013 by and among the Company and Collateral Agent (“Trademark Security Agreement”), Company granted, assigned and pledged to the Collateral Agent, for the benefit of the Lenders, a continuing security interest in and all Trademark Collateral; and

WHEREAS, the Trademark Security Agreement was recorded at the United States Patent and Trademark Office (“USPTO”) on February 1, 2013 at Reel 4954 Frame 0118.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Collateral Agent, on behalf of the Lenders, and Company 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 Loan Agreement or Trademark Security Agreement.

SECTION 2. Termination and Release. Collateral Agent, on behalf of the Lenders, without representation, warranty, or recourse, hereby:

(a) terminates, cancels, discharges, and releases the continuing security interest in and all Trademark Collateral, including, but not limited to, the foregoing listed on Schedule A attached hereto, granted pursuant to the Loan Agreement or Trademark Security Agreement; and

(b) authorizes the recordation of this Release with the USPTO at Company’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 Collateral Agent, on behalf of the Lenders, has caused this Termination and Release of Security Interest in Trademarks to be duly executed as of the date first set forth above.

Collateral Agent:

Harbert Mezzanine Partners II, L.P., as Collateral Agent

By: Harbert Mezzanine Partners II GP, LLC,
its General Manager

By: Harbert Management Corporation,
its General Partner

By:  _____

Name: John Scott

Title: Authorized Signatory

Schedule A

U.S. Trademarks Subject to Security Interest
Granted by Back Yard Burgers, Inc.
In Favor of Harbert Mezzanine Partners II, L.P., as Collateral Agent
Recorded February 1, 2013 at Reel 4954 Frame 0118

Trademark Registrations

Mark	Reg. No.	Reg. Date
GRILLSONTHEGO BACKYARD CATERING and Design	3872437	11/09/2010
GRILLS ON THE GO	3831291	08/10/2010
BACK YARD BURGERS and Design	2809079	01/27/2004
MIZ GRAZI'S	2024782	12/24/1996
Design Only	1679739	03/17/1992
BACK YARD BURGERS	1679702	03/17/1992