

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM633462

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Notice of Succession of Agency		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
BNP Paribas		03/19/2021	Banking Corporation: FRANCE
RECEIVING PARTY DATA			
Name:	Raven Asset-Based Credit Fund I LP		
Street Address:	c/o Raven Capital Management LLC, 501 Santa Monica Blvd.		
Internal Address:	Suite 510		
City:	Santa Monica		
State/Country:	CALIFORNIA		
Postal Code:	90401		
Entity Type:	Limited Partnership: DELAWARE		
PROPERTY NUMBERS Total: 13			
Property Type	Number	Word Mark	
Registration Number:	5008327	ME.	
Registration Number:	5008326	MONTREIGN	
Registration Number:	4998472	MONTREIGN	
Registration Number:	4983432	MONTREIGN	
Registration Number:	5008325	MONTREIGN	
Registration Number:	5913512	DOS GATOS CANTINA	
Registration Number:	5953566	DOS GATOS CANTINA AUTHENTIC MEXICAN CUIS	
Registration Number:	5907723	24/7 BISTRO	
Registration Number:	5482641	24/7 DINER	
Registration Number:	5488008	DOUBLETOP BAR & GRILL	
Registration Number:	5488145	DOUBLETOP BAR & GRILL EST. 2018	
Registration Number:	5378161	UPPER DECK	
Registration Number:	5374558	THE PRESS BOX	
CORRESPONDENCE DATA			
Fax Number:	8009144240		
<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>			
Phone:	800-713-0755		

OP \$340.00 5008327

Email: james.murray@wolterskluwer.com, ECarrera@cahill.com
Correspondent Name: CT Corporation
Address Line 1: 4400 Easton Commons Way
Address Line 2: Suite 125
Address Line 4: Columbus, OHIO 43219

NAME OF SUBMITTER: Elaine Carrera

SIGNATURE: /Elaine Carrera/

DATE SIGNED: 03/22/2021

Total Attachments: 7

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**NOTICE OF SUCCESSION OF AGENCY
REEL/FRAME 6898/0711**

This NOTICE OF SUCCESSION OF AGENCY (this “Notice”), dated as of March 19, 2021 (the “Effective Date”), is executed by BNP Paribas, in its capacity as Collateral Agent under the Bridge Loan Agreement (as defined below) (the “Prior Collateral Agent”), and Raven Asset-Based Credit Fund I LP in its capacity as Successor Agent pursuant to the Resignation, Consent and Appointment Agreement (as defined below) (the “Successor Collateral Agent”).

WHEREAS, pursuant to that certain Bridge Loan Agreement, dated as of March 23, 2020 (as amended, supplemented, amended and restated or otherwise modified prior to the date hereof, the “Credit Agreement”), by and among Empire Resorts, Inc. (“Holdings”), Montreign Operating Company, LLC (“Montreign” and, together with Holdings, the “Borrower”), each lender from time to time party thereto, the Prior Collateral Agent and certain grantor parties identified on the signature pages thereto (the “Grantors”) entered into that certain Security Agreement, dated as of March 23, 2020 (as amended, supplemented, amended and restated or otherwise modified prior to the date hereof, the “Security Agreement”), and the Grant of Security Interest in Trademark Rights, dated as of March 23, 2020 (the “Trademark Security Agreement”), pursuant to which the Grantors granted a security interest in and to certain collateral;

WHEREAS, the Trademark Security Agreement was recorded with the United States Patent and Trademark Office on March 24, 2020 at Reel/Frame 6898/0711, with respect to the trademarks identified on Schedule A attached hereto; and

WHEREAS, the Prior Collateral Agent, the Successor Collateral Agent, the Borrower and certain other parties have entered into that certain Resignation, Consent and Appointment Agreement, dated as of March 19, 2021 (the “Resignation, Consent and Appointment Agreement”), whereby the Prior Collateral Agent resigned as Collateral Agent and is succeeded to and replaced by the Successor Collateral Agent as Collateral Agent.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. Defined Terms. All capitalized terms used, but not otherwise defined herein, shall have the respective meanings ascribed in or otherwise referenced in the Resignation, Consent and Appointment Agreement.

2. Succession and Replacement of Agency. Pursuant to the terms and conditions set forth in the Resignation, Consent and Appointment Agreement, the Prior Collateral Agent has ceased to be Collateral Agent under such capacity and is succeeded to and replaced by the Successor Collateral Agent as Collateral Agent under such capacity. Nothing herein shall be deemed to terminate, interrupt or impair the continuity of the security interest in the collateral originally granted to the Prior Collateral Agent under the Trademark Security Agreement, which security interest is now succeeded by and transferred to the Successor Collateral Agent.

[Remainder of Page Intentionally Blank.]

IN WITNESS WHEREOF, the parties have executed this Notice effective as of the Effective Date:

BNP PARIBAS, as Prior Collateral Agent



By

Name: James McHale

Title: Managing Director



By:

Name: Aadil Zuberi

Title: Director




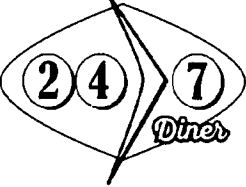

RAVEN ASSET-BASED CREDIT
FUND I LP, as Successor Collateral
Agent

By: Raven Capital Management GP
II LLC, its General Partner

By: Josh Green
Name: Josh Green
Title: Managing Member

Schedule A

United States Trademark Registrations:

Owner/Applicant	Mark	Registration Number/Application Number	Registration Date/Application Date	Country/State
Empire Resorts, Inc.		Registration Number: 5,008,327	Registration Date: 7/26/2016	USA
Empire Resorts, Inc.	MONTREIGN	Registration Number: 5,008,326	Registration Date: 7/26/2016	USA
Empire Resorts, Inc.	MONTREIGN	Registration Number: 4,998,472	Registration Date: 7/12/2016	USA
Empire Resorts, Inc.	MONTREIGN	Registration Number: 4,983,432	Registration Date: 6/21/2016	USA
Empire Resorts, Inc.	MONTREIGN	Registration Number: 5,008,325	Registration Date: 7/26/2016	USA
Empire Resorts Real Estate II, LLC	DOS GATOS CANTINA	Registration Number: 5,913,512	Registration Date: 11/19/2019	USA
Empire Resorts Real Estate II, LLC		Registration Number: 5,953,566	Registration Date: 1/7/2020	USA
Montreign Operating Company, LLC		Registration Number: 5,907,723	Registration Date: 11/12/2019	USA
Montreign Operating Company, LLC		Registration Number: 5,482,641	Registration Date: 5/29/2018	USA
Montreign Operating Company, LLC	DOUBLETOP BAR & GRILL	Registration Number: 5,488,008	Registration Date: 6/5/2018	USA
Montreign Operating Company, LLC		Registration Number: 5,488,145	Registration Date: 6/5/2018	USA

Monticello Raceway Management, Inc.	UPPER DECK	Registration Number: 5,378,161	Registration Date: 1/16/2018	USA
Monticello Raceway Management, Inc.	THE PRESS BOX	Registration Number: 5,374,558	Registration Date: 1/9/2018	USA

United States Trademark Applications:

None.