

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM646594

|  |  |                             |  |
|--|--|-----------------------------|--|
| <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 |  | 05/12/2021                  | National Banking Association:<br>UNITED STATES |
| <b>RECEIVING PARTY DATA</b>                    |  |                             |  |
| <b>Name:</b>                                   | Frisch's IP, LLC, as successor in interest to Frisch's Restaurants, Inc. |                             |  |
| <b>Street Address:</b>                         | 2800 Gilbert Avenue  |                             |  |
| <b>City:</b>                                   | Cincinnati   |                             |  |
| <b>State/Country:</b>                          | OHIO   |                             |  |
| <b>Postal Code:</b>                            | 45206  |                             |  |
| <b>Entity Type:</b>                            | Limited Liability Company: OHIO  |                             |  |
| <b>PROPERTY NUMBERS Total: 17</b>              |  |                             |  |
| <b>Property Type</b>                           | <b>Number</b>  | <b>Word Mark</b>            |  |
| <b>Registration Number:</b>                    | 4116179  | FRISCH'S                    |  |
| <b>Registration Number:</b>                    | 4026143  | FRISCH'S BIG BOY            |  |
| <b>Registration Number:</b>                    | 4020858  | AWESOME BURGERS!            |  |
| <b>Registration Number:</b>                    | 4018913  | DESSERTS THAT DAZZLE        |  |
| <b>Registration Number:</b>                    | 3897990  | TIERS OF JOY                |  |
| <b>Registration Number:</b>                    | 3872394  | JUST RIGHT FAVORITES        |  |
| <b>Registration Number:</b>                    | 3871423  | BUNDLE OF JOY               |  |
| <b>Registration Number:</b>                    | 3739079  | FRISCH'S                    |  |
| <b>Registration Number:</b>                    | 3690889  | BIG BOY                     |  |
| <b>Registration Number:</b>                    | 3089293  | FIRE & ICE                  |  |
| <b>Registration Number:</b>                    | 3081518  | FRISCH-LY MADE              |  |
| <b>Registration Number:</b>                    | 2839072  | PIEBABY                     |  |
| <b>Registration Number:</b>                    | 2331950  | WHAT'S YOUR FAVORITE THING? |  |
| <b>Registration Number:</b>                    | 1931502  | FRISCH'S BRAUNY LAD         |  |
| <b>Registration Number:</b>                    | 1920036  | BRAUNY LAD                  |  |
| <b>Registration Number:</b>                    | 0923613  | BUDDIE BOY                  |  |
| <b>Registration Number:</b>                    | 0837716  | FRISCH'S                    |  |
| <b>CORRESPONDENCE DATA</b>                     |  |                             |  |
| <b>TRADEMARK</b>                               |  |                             |  |

OP \$440.00 4116179

**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, christinaquinn@mvalaw.com

**Correspondent Name:** Moore & Van Allen PLLC

**Address Line 1:** 100 North Tryon Street

**Address Line 2:** Suite 4700

**Address Line 4:** Charlotte, NORTH CAROLINA 28202-4003

|                                |               |
|--------------------------------|---------------|
| <b>ATTORNEY DOCKET NUMBER:</b> | 327000.011816 |
|--------------------------------|---------------|

|                           |                |
|---------------------------|----------------|
| <b>NAME OF SUBMITTER:</b> | John Slaughter |
|---------------------------|----------------|

|                   |                  |
|-------------------|------------------|
| <b>SIGNATURE:</b> | /john slaughter/ |
|-------------------|------------------|

|                     |            |
|---------------------|------------|
| <b>DATE SIGNED:</b> | 05/13/2021 |
|---------------------|------------|

**Total Attachments: 3**

source=Termination & Release of SI-T from BOA, NA, as AA to Frisch's IP, LLC (Feb 2016)#page1.tif

source=Termination & Release of SI-T from BOA, NA, as AA to Frisch's IP, LLC (Feb 2016)#page2.tif

source=Termination & Release of SI-T from BOA, NA, as AA to Frisch's IP, LLC (Feb 2016)#page3.tif

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

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS**, dated as of May 12, 2021 (“Release”), is made by Bank of America, N.A., as Administrative Agent (“Administrative Agent”) in favor of Frisch’s IP, LLC, an Ohio limited liability company (“Grantor”).

**WHEREAS**, pursuant to that certain Amended and Restated Security and Pledge Agreement dated as of December 22, 2016 (as amended, modified, extended, restated, renewed, replaced, or supplemented from time to time, the “Security Agreement”) by and among the Grantor, Administrative Agent, and others party thereto, Grantor granted to the Administrative Agent, for the benefit of the Secured Parties, a continuing security interest in, and a right to set off against, any and all right, title and interest of Grantor in and to all Trademarks, including the trademark registrations and trademark applications listed on Schedule A attached hereto (collectively, “Trademark Collateral”); and

**WHEREAS**, pursuant to the Security Agreement, Grantor 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 February 16, 2016 at Reel 5731 Frame 0900 (“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 Grantor 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 the continuing security interest in, and the right to set off against, any and all right, title and interest of Grantor in and to the Trademark Collateral, including, but not limited to, the foregoing listed on Schedule A attached hereto, granted pursuant to the Security Agreement or Notice; and

(b) authorizes the recordation of this Release with the USPTO at Grantor’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: Anthony Luppino  
Name: Anthony Luppino  
Title: Senior Vice President

**Schedule A**

**Frisch's IP, LLC  
(Ohio Limited Liability Company)**

**U.S. Trademarks Subject to Security Interest  
Granted by Frisch's Restaurants, Inc.  
In Favor of Bank of America, N.A., as Administrative Agent  
Recorded February 16, 2016 at Reel 5731 Frame 0900**

**Trademark Registrations**

| <b>Mark</b>                    | <b>Reg. No.</b> | <b>Reg. Date</b> |
|--------------------------------|-----------------|------------------|
| FRISCH'S                       | 4116179         | 03/20/12         |
| FRISCH'S BIG BOY and Design    | 4026143         | 09/13/11         |
| AWESOME BURGERS!               | 4020858         | 08/30/11         |
| DESSERTS THAT DAZZLE           | 4018913         | 08/30/11         |
| TIERS OF JOY                   | 3897990         | 12/28/10         |
| JUST RIGHT FAVORITES           | 3872394         | 11/09/10         |
| BUNDLE OF JOY                  | 3871423         | 11/02/10         |
| FRISCH'S                       | 3739079         | 01/19/10         |
| BIG BOY                        | 3690889         | 10/06/09         |
| FIRE & ICE                     | 3089293         | 05/09/06         |
| FRISCH-LY MADE and Design      | 3081518         | 04/18/06         |
| PIEBABY                        | 2839072         | 05/04/04         |
| WHAT'S YOUR FAVORITE THING?    | 2331950         | 03/21/00         |
| FRISCH'S BRAWNY LAD and Design | 1931502         | 10/31/95         |
| BRAWNY LAD                     | 1920036         | 09/19/95         |
| BUDDIE BOY                     | 0923613         | 11/09/71         |
| FRISCH'S                       | 0837716         | 10/31/67         |