

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM820524

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	NOTICE OF RELEASE OF SECURITY INTEREST IN TRADEMARKS		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
FIRST HORIZON BANK		03/14/2023	Corporation: ARIZONA
RECEIVING PARTY DATA			
Name:	K2 RESTAURANTS, INC.		
Street Address:	203 EAST MAIN STREET		
City:	SPARTANBURG		
State/Country:	SOUTH CAROLINA		
Postal Code:	29319		
Entity Type:	Corporation: FLORIDA		
Name:	MARKETPLACE BREAKFAST, INC.		
Street Address:	203 EAST MAIN STREET		
City:	SPARTANBURG		
State/Country:	SOUTH CAROLINA		
Postal Code:	29319		
Entity Type:	Corporation: FLORIDA		
Name:	KEKE'S CORTEZ INC.		
Street Address:	203 EAST MAIN STREET		
City:	SPARTANBURG		
State/Country:	SOUTH CAROLINA		
Postal Code:	29319		
Entity Type:	Corporation: FLORIDA		
Name:	KEKE'S LAKEWOOD RANCH INC.		
Street Address:	203 EAST MAIN STREET		
City:	SPARTANBURG		
State/Country:	SOUTH CAROLINA		
Postal Code:	29319		
Entity Type:	Corporation: FLORIDA		
Name:	K2 RETAIL INC.		
Street Address:	203 EAST MAIN STREET		
City:	SPARTANBURG		
State/Country:	SOUTH CAROLINA		

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Postal Code:	29319
Entity Type:	Corporation: FLORIDA
Name:	KEKE'S BUTLER NORTH LLC
Street Address:	203 EAST MAIN STREET
City:	SPARTANBURG
State/Country:	SOUTH CAROLINA
Postal Code:	29319
Entity Type:	Limited Liability Company: FLORIDA
Name:	KEKE'S STRAND LLC
Street Address:	203 EAST MAIN STREET
City:	SPARTANBURG
State/Country:	SOUTH CAROLINA
Postal Code:	29319
Entity Type:	Limited Liability Company: FLORIDA
Name:	KEKE'S WEST TENNESSEE STREET LLC
Street Address:	203 EAST MAIN STREET
City:	SPARTANBURG
State/Country:	SOUTH CAROLINA
Postal Code:	29319
Entity Type:	Limited Liability Company: FLORIDA
Name:	KEKE'S DURBIN PARK LLC
Street Address:	203 EAST MAIN STREET
City:	SPARTANBURG
State/Country:	SOUTH CAROLINA
Postal Code:	29319
Entity Type:	Limited Liability Company: FLORIDA

PROPERTY NUMBERS Total: 3

Property Type	Number	Word Mark
Registration Number:	3796963	KEKE'S
Registration Number:	4651838	KEKE'S BREAKFAST CAFE
Registration Number:	4963656	KEKE'S BREAKFAST CAFE

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: 040324.000142

NAME OF SUBMITTER: John Slaughter

SIGNATURE: /john slaughter/

DATE SIGNED: 06/28/2023

Total Attachments: 4

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NOTICE OF RELEASE OF SECURITY INTEREST IN TRADEMARKS

This NOTICE OF RELEASE OF SECURITY INTEREST IN TRADEMARKS (this “Notice of Release”) is made as of March 14, 2023 (“Effective Date”), by FIRST HORIZON BANK (“Secured Party”) in favor of K2 RESTAURANTS, INC., a Florida corporation, MARKETPLACE BREAKFAST, INC., a Florida corporation, KEKE’S CORTEZ INC., a Florida corporation, KEKE’S LAKEWOOD RANCH INC., a Florida corporation, K2 RETAIL INC., a Florida corporation, KEKE’S BUTLER NORTH LLC, a Florida limited liability company, KEKE’S STRAND LLC, a Florida limited liability company, KEKE’S WEST TENNESSEE STREET LLC, a Florida limited liability company, and KEKE’S DURBIN PARK LLC, a Florida limited liability company (each a “Debtor”, and collectively, “Debtors”).

WHEREAS, pursuant to the terms and conditions of that certain Collateral Agreement dated as of November 22, 2019 (as amended, supplemented or otherwise modified from time to time, the “Security Agreement”), each Debtor granted to the Secured Party, its successors and assigns, a security interest in all of each such Debtor’s right, title, and interest in, to and under the Collateral (as defined in the Security Agreement);

WHEREAS, pursuant to the terms and conditions of that certain Trademark Security Agreement dated as of November 22, 2019 (the “Trademark Security Agreement”), each Debtor granted to the Secured Party, its successors and assigns, a security interest in all of each such Debtor’s right, title, and interest in, to and under the Trademark Collateral (as defined in the Trademark Security Agreement);

WHEREAS, the Trademark Security Agreement was recorded with the United States Patent and Trademark Office (“USPTO”) on December 13, 2019 at Reel 6815, Frame 0579;

WHEREAS, Secured Party has agreed to release its security interest in all of the Collateral, including, without limitation, the Trademark Collateral.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Secured Party hereby covenants and agrees as follows:

1. Secured Party’s security interest in, the Collateral, including, without limitation, the Trademark Collateral, including the trademark registrations and trademark applications listed on Schedule A attached hereto, is hereby terminated and released.

2. To the extent Secured Party retains any such interests, Secured Party hereby assigns, transfers and conveys to Debtors, all of Secured Party’s rights, title and interests, now owned or hereinafter acquired, that it may have whether by assignment or otherwise, in the Collateral, including, without limitation, the Trademark Collateral. Such assignment, transfer and conveyance by Secured Party is made without any representation or warranty (express or implied) by Secured Party.

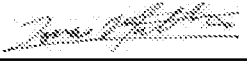
3. Delivery of an executed signature page to this Notice of Release by facsimile or other electronic transmission shall be effective as delivery of a manually executed signature page of this Notice of Release.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the Secured Party has caused this Notice of Release to be duly executed as of the date first set forth above.

SECURED PARTY:



FIRST HORIZON BANK

By:  _____

Name: Lorrae Mattix

Title: Its Authorized Signatory

SCHEDULE A – Trademarks

Entity	Trademark or other IP	Application No. / Registration No.	Filing Date / Registration Date	Status
K2 Restaurants, Inc.	KEKE'S	77/674,673 3,796,963	02/20/2009 06/01/2010	Registered
K2 Restaurants, Inc.		86/195,071 4,651,838	02/16/2014 12/09/2014	Registered
K2 Restaurants, Inc.		86/754,248 4,963,656	09/11/2015 05/24/2016	Registered