# CH \$1265.00 27853

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM860542

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST

# **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Antares Capital LP		12/07/2023	Limited Partnership: DELAWARE

#### **RECEIVING PARTY DATA**

Name:	Evans Food Group Ltd.
Street Address:	4118 S. Halsted Street
City:	Chicago
State/Country:	ILLINOIS
Postal Code:	60609
Entity Type:	Corporation: DELAWARE
Name:	Turkey Creek Pork Skins, LLC
Street Address:	4118 S. Halsted Street
City:	Chicago
State/Country:	ILLINOIS
Postal Code:	60609
Entity Type:	Limited Liability Company: DELAWARE
Name:	4505 Meats, Inc.
Street Address:	4118 S. Halsted Street
City:	Chicago
State/Country:	ILLINOIS
Postal Code:	60609
Entity Type:	Corporation: DELAWARE
Name:	Old Vienna, L.L.C.
Street Address:	4118 S. Halsted Street
City:	Chicago
State/Country:	ILLINOIS
Postal Code:	60609
Entity Type:	Limited Liability Company: ILLINOIS
Name:	Pretzilla, LLC
Street Address:	300 Crescent Court, Suite 550
City:	Dallas

TRADEMARK REEL: 008286 FRAME: 0598

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State/Country:	TEXAS
Postal Code:	75201
Entity Type:	Limited Liability Company: DELAWARE

## **PROPERTY NUMBERS Total: 50**

Property Type	Number	Word Mark
Registration Number:	2785360	PORKIES
Registration Number:	3410377	LA TOÑITA
Registration Number:	5492588	FLAVOR WORTH CRAVING
Registration Number:	5581169	BRING HOME THE CRUNCH
Registration Number:	2492366	
Registration Number:	2230908	CROOKED CREEK
Registration Number:	1314857	BAC'N CHIPS
Registration Number:	1257719	EVANS
Registration Number:	1261053	EVANS
Registration Number:	1336963	ORIGINAL
Registration Number:	1245679	HOT & SPICY
Registration Number:	1193711	MAC'S
Registration Number:	5468983	MAC'S
Registration Number:	5468982	MAC'S
Registration Number:	5476684	MIX FIX
Registration Number:	5675847	MIX FIX
Registration Number:	5704315	
Registration Number:	3416117	DOMINGO'S
Registration Number:	5817531	GAYTAN FOODS
Registration Number:	6174525	CAZO DE ORO AUTHENTIC FLAVOR SINCE 1935
Registration Number:	3452064	HOT DIGGETY'S
Registration Number:	2423085	RED HOT RIPLETS
Registration Number:	0507876	OLD VIENNA
Registration Number:	5903036	OLD VIENNA
Registration Number:	4943198	CRAFT BAKED
Registration Number:	5162878	CROWN YOUR CREATIONS
Registration Number:	4761571	IT'S NOT JUST A PRETZEL BUN. IT'S PRETZI
Registration Number:	5134204	LIGHT AND AIRY WITH A TOUCH OF SWEETNESS
Registration Number:	3917957	PRETZILLA
Registration Number:	5435010	
Registration Number:	5354422	4505 CHICHARRONES
Registration Number:	5350019	4505 MEATS
Registration Number:	5354612	4505 MEATS

Property Type	Number	Word Mark
Registration Number:	5350018	4505 BURGERS & BBQ
Registration Number:	5354752	4505 BURGERS & BBQ
Registration Number:	5458767	
Registration Number:	5673236	4505 CRACKLINS
Registration Number:	5683889	FRIED PORK CURLY QS
Serial Number:	88121087	GOLDEN CRACKLINS
Serial Number:	87373386	PÖRQ
Serial Number:	87373776	SHOTZ
Serial Number:	87373713	SHOTZ!
Serial Number:	88245920	CAZO DE ORO
Serial Number:	88245921	CAZO DE ORO
Serial Number:	88348052	DALE CHICHARRÓN
Serial Number:	88457074	TURKEY CREEK
Serial Number:	88457177	
Serial Number:	88457137	TURKEY CREEK SNACKS
Serial Number:	90825303	BUTCHER'S SNACK
Serial Number:	90825309	BUTCHER'S BITES

#### CORRESPONDENCE DATA

**Fax Number:** 2022987570

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:** 202-625-3500

Email: kattendctm@katten.com

Correspondent Name: Sean Wooden - Katten Muchin Rosenman LLP Address Line 1: 1919 Pennsylvania Avenue, NW - Suite 800

Address Line 4: Washington, D.C. 20006

ATTORNEY DOCKET NUMBER:	390523-00043
NAME OF SUBMITTER:	Sean S. Wooden
SIGNATURE:	/ssw/
DATE SIGNED:	12/13/2023

#### **Total Attachments: 8**

source=Evans - IP Release [Executed]#page1.tif source=Evans - IP Release [Executed]#page2.tif source=Evans - IP Release [Executed]#page3.tif source=Evans - IP Release [Executed]#page4.tif source=Evans - IP Release [Executed]#page5.tif source=Evans - IP Release [Executed]#page6.tif source=Evans - IP Release [Executed]#page7.tif source=Evans - IP Release [Executed]#page8.tif

# RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY COLLATERAL

THIS RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY COLLATERAL (this "Release"), dated as of December 7, 2023, is made by Antares Capital LP, as administrative agent (the "Agent") in favor of Evans Food Group Ltd., a Delaware corporation, Turkey Creek Pork Skins, LLC, a Delaware limited liability company, Pretzilla, LLC (formerly known as Miller's Bakery, LLC), a Delaware limited liability company, 4505 Meats Inc., a Delaware corporation and Old Vienna, L.L.C., an Illinois limited liability company (collectively, the "Grantors"), as follows:

#### WITNESSETH:

WHEREAS, pursuant to that certain Guaranty and Security Agreement dated as of August 2, 2019 (as amended, supplemented or otherwise modified from time to time, the "Guaranty and Security Agreement"), among the Grantors and the other parties party thereto in favor of the Agent, and those certain agreements described on Annex I attached hereto (the "IP Security Agreements"), the Grantors mortgaged, pledged and hypothecated to the Agent for the benefit of the Secured Parties, and granted to the Agent for the benefit of the Secured Parties a Lien on and security interest in, all of each Grantors right title and interest in, to and under certain collateral in favor of the Agent, including the IP Collateral (as hereinafter defined); and

WHEREAS, the Agent now desires to terminate and release each IP Security Agreement and the entirety of its security interests granted therein, including in the IP Collateral described on <u>Annex II</u> attached hereto.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and upon the terms set forth in this Release, the Agent hereby agrees as follows:

- 1. <u>Definitions</u>. The term "<u>IP Collateral</u>", as used herein, shall mean all of the Grantors' right, title or interest in, or to any and all of the trademarks and copyrights listed on <u>Annex II</u> attached hereto. Capitalized terms not defined herein have the meanings set forth in the Guaranty and Security Agreement or IP Security Agreements, as applicable.
- 2. Release of Security Interest. The Agent, without recourse, representation or warranty and at the Grantors' sole cost and expense, hereby terminates, cancels, releases, relinquishes and discharges, in its entirety, for the benefit of the Grantors, and their successors and assigns, its security interest in and to the IP Collateral, the IP Security Agreements and any and all right, title and interest of the Agent in, to and under the IP Security Agreements including the IP Collateral shall hereby be terminated, cancelled, released, relinquished and discharged. The Agent hereby authorizes the Grantors and their successors, assigns or other legal representatives to file this Release with the United States Patent and Trademark Office and United States Copyright Office, at the sole expense of the Grantors, to evidence and effectuate the release and termination of the Agent's security interest in the IP Collateral.
- 3. <u>Delivery by Facsimile</u>. Delivery of an executed signature page to this Release by facsimile or electronic (including .pdf file) transmission shall be as effective as delivery of a manually signed counterpart of this Release. The parties hereby agree that the electronic signatures of the parties will have the same force and effect as a manual signatures.
- 4. <u>Governing Law.</u> THIS RELEASE AND THE RIGHTS AND OBLIGATIONS OF THE PARTIES HERETO SHALL BE GOVERNED BY, AND CONSTRUED AND INTERPRETED IN ACCORDANCE WITH, THE LAW OF THE STATE OF NEW YORK.

IN WITNESS WHEREOF, the undersigned has executed this Release by its duly authorized officer as of the date first above written.

ANTARES CAPITAL LP,

as Agent

Name: Matt McLure

Title: Duly Authorized Signatory

REEL: 008286 FRAME: 0602

#### ANNEX I

Trademark Security Agreement, dated as of August 2, 2019, by Evans Food Group Ltd. in favor of Antares Capital LP, as Agent, recorded with the Trademark Division of the United States Patent and Trademark Office on August 2, 2019 at Reel/Frame 6711/0562

Trademark Security Agreement, dated as of August 2, 2019, by Old Vienna, L.L.C. in favor of Antares Capital LP, as Agent, recorded with the Trademark Division of the United States Patent and Trademark Office on August 2, 2019 at Reel/Frame 6711/0516

Trademark Security Agreement, dated as of August 2, 2019, by Turkey Creek Pork Skins, LLC in favor of Antares Capital LP, as Agent, recorded with the Trademark Division of the United States Patent and Trademark Office on August 2, 2019 at Reel/Frame 6711/0499

Trademark Security Agreement, dated as of November 2, 2020, by Evans Food Group Ltd. in favor of Antares Capital LP, as Agent, recorded with the Trademark Division of the United States Patent and Trademark Office on November 2, 2020 at Reel/Frame 7093/0089

Trademark Security Agreement, dated as of November 2, 2020, by Old Vienna, L.L.C. in favor of Antares Capital LP, as Agent, recorded with the Trademark Division of the United States Patent and Trademark Office on November 2, 2020 at Reel/Frame 7093/0127

Trademark Security Agreement, dated as of November 2, 2020, by Pretzilla, LLC, formerly known as Miller's Bakery, LLC in favor of Antares Capital LP, as Agent, recorded with the Trademark Division of the United States Patent and Trademark Office on November 30, 2020 at Reel/Frame 7118/0570

Copyright Security Agreement, dated as of November 2, 2020, by Pretzilla, LLC, formerly known as Miller's Bakery, LLC, in favor of Antares Capital LP, as Agent

Trademark Security Agreement, dated as of February 1, 2022, by 4505 Meats Inc. in favor of Antares Capital LP, as Agent, recorded with the Trademark Division of the United States Patent and Trademark Office on February 2, 2022 at Reel/Frame 7604/0266

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# ANNEX II

# Trademark Registrations/Applications

#### REGISTERED TRADEMARKS

Owner	Mark	Jurisdiction	App. No.	App. Date	Reg. No.	Reg. Date
Evans Food Group Ltd.	PORKIES	US	76222545	03/09/2001	2785360	11/25/2003
Evans Food Group Ltd.	LA TOÑITA	US	78569993	02/17/2005	3410377	04/08/2008
Evans Food Group Ltd.	FLAVOR WORTH CRAVING	US	86818107	11/12/2015	5492588	06/12/2018
Evans Food Group Ltd.	BRING HOME THE CRUNCH	US	86818120	11/12/2015	5581169	10/9/2019
Evans Food Group Ltd.	(Design)	US	76090826	07/18/2000	2492366	09/25/2001
Evans Food Group Ltd.	CROOKED CREEK	US	75493797	06/01/1998	2230908	03/09/1999
Evans Food Group Ltd.	BAC'N CHIPS	US	73371562	06/25/1982	1314857	01/15/1985
Evans Food Group Ltd.	EVANS (stylized)	US	73328735	09/18/1981	1257719	11/15/1983
Evans Food Group Ltd.	EVANS (& design)	US	73328736	09/18/1981	1261053	12/13/1983
Evans Food Group Ltd.	ORIGINAL (& design)	US	73327778	09/14/1981	1336963	05/21/1985
Evans Food Group Ltd.	Hot & Spicy	US	73282292	10/20/1980	1245679	07/12/1983
Evans Food Group Ltd.	MAC'S (stylized)	US	73164123	03/29/1978	1193711	04/13/1982

Owner	Mark	Jurisdiction	App. No.	App. Date	Reg. No.	Reg. Date
Evans Food Group Ltd.	MAC'S	US	87/639,923	10/10/2017	5468983	5/15/2018
Evans Food Group Ltd.	MAC'S (logo)	US	87/639,917	10/10/2017	5468982	5/15/2018
Evans Food Group Ltd.	MIX FIX	US	87/373,379	3/16/017	5476684	5/22/2018
Evans Food Group Ltd.	MIX FIX (& design)	US	87/373,382	3/16/2017	5675847	2/12/2019
Evans Food Group Ltd.	THE STATES	US	87/647,004	10/16/2017	5704315	3/19/2019
Evans Food Group Ltd.	Quinti	US	78/901,472	6/6/2006	3416117	4/22/2008
Evans Food Group Ltd.	GAYTAN FOODS	US	87/949,239	6/5/2018	5817531	7/30/2019
Evans Food Group Ltd.	CAZO DE ORO AUTHENTIC FLAVOR SINCE 1935 Translation: GOLDEN SAUCEPAN	US	88/853,045	3/30/2020	6174525	10/13/2020

Owner	Mark	Jurisdiction	App. No.	App. Date	Reg. No.	Reg. Date
Old Vienna, L.L.C.	HOT DIGGETY'S	US	77134143	03/19/2007	3452064	06/24/2008
Old Vienna, L.L.C.	RED HOT RIPLETS	US	75819827	10/12/1999	2423085	10/23/2001
Old Vienna, L.L.C.	Old Vienna	US	71537723	10/13/1947	0507876	03/22/1949
Old Vienna, L.L.C.	OLD VIENNA	US	88412553	5/2/2019	5903036	11/5/2019

Owner	Mark	Jurisdiction	App. No.	App. Date	Reg. No.	Reg. Date
Pretzilla, LLC	CRAFT BAKED	US	86613659	04/29/2015	4943198	04/19/2016
Pretzilla, LLC	CROWN YOUR CREATIONS	US	87037986	05/16/2016	5162878	03/14/2017
Pretzilla, LLC	IT'S NOT JUST A PRETZEL BUN. IT'S PRETZILLA.	US	86255176	04/17/2014	4761571	06/23/2015
Pretzilla, LLC	LIGHT AND AIRY WITH A TOUCH OF SWEETNESS	US	86613647	04/29/2015	5134204	01/31/2017
Pretzilla, LLC	PRETZILLA	US	77879517	11/24/2009	3917957	02/08/2011

Owner	Mark	Jurisdiction	App. No.	App. Date	Reg. No.	Reg. Date
Pretzilla, LLC	Soft Pretzel Bite Design	US	87313524	01/25/2017	5435010	03/27/2018

Owner	Trademark	Application No.	Filing Date	Registration No.	Registration Date
4505 Meats Inc.	4505 CHICHARRONES	App. No. 87436427	May 04, 2017	Reg. No. 5354422	Dec. 12, 2017
4505 Meats Inc.	4505 MEATS	App. No. 87434503	May 03, 2017	Reg. No. 5350019	Dec. 05, 2017
4505 Meats Inc.	4505 MEATS Design	App. No. 87440690	May 08, 2017	Reg. No. 5354612	Dec. 12, 2017
4505 Meats Inc.	4505 BURGERS & BBQ	App. No. 87434501	May 03, 2017	Reg. No. 5350018	Dec. 05, 2017
4505 Meats Inc.	4505 BURGERS & BBQ  Besign  Design	App. No. 87447515	May 12, 2017	Reg. No. 5354752	Dec. 12, 2017
4505 Meats Inc.	Pig Design	App. No. 87626955	Sep. 28, 2017	Reg. No. 5458767	May 01, 2018
4505 Meats Inc.	4505 CRACKLINS	App. No. 87875204	Apr. 12, 2018	Reg. No. 5673236	Feb. 12, 2019
4505 Meats Inc.	FRIED PORK CURLY QS	App. No. 87875187	Apr. 12, 2018	Reg. No. 5683889	Feb. 26, 2019

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## TRADEMARK APPLICATIONS

Owner	Mark	Jurisdiction	App. No.	App. Date
Evans Food Group Ltd.	GOLDEN CRACKLINS	US	88/121087	9/18/2018
Evans Food Group Ltd.	PÖRQ	US	87/373,386	3/16/2017
Evans Food Group Ltd.	SHOTZ	US	87/373,776	3/16/2017
Evans Food Group Ltd.	SHOTZ!	US	87/373,713	3/16/2017
Evans Food Group Ltd.	CAZO DE ORO	US	88/245920	12/31/2018
Evans Food Group Ltd.	CAZO DE ORO (& Design)	US	88/245921	12/31/2018
Evans Food Group Ltd.	DALE CHICHARRÓN	US	88/348052	3/20/2019

Owner	Mark	Jurisdiction	App. No.	App. Date
Turkey Creek Pork Skins, LLC	Turkey Creek	US	88457074	6/3/2019
Turkey Creek Pork Skins, LLC		US	88457177	6/3/2019
Turkey Creek Pork Skins, LLC	Turkey (Special Control of Special Control of Speci	US	88457137	6/3/2019

Owner	Trademark	Application No.	Filing Date	Jurisdiction
4505 Meats Inc.	BUTCHER'S SNACK	App. No. 90825303	July 13, 2021	U.S.
4505 Meats Inc.	BUTCHER'S BITES	App. No. 90825309	July 13, 2021	U.S.

# Copyright Registrations/Applications

Owner	Copyright	Country	Application	Filing	Registration	Registration
			No.	Date	No.	Date
Pretzilla,	12.3 oz	United	1-	04-Sep-		
LLC	Pretzel	States of	6923267851	2018		
	Bites Tub	America				
	Packaging					
Pretzilla,	16.5 oz.	United	1-	04-Sep-		
LLC	Pretzel	States of	6923350268	2018		
	Bites Tub	America				
	Packaging					
Pretzilla,	Burger	United		04-Sep-	VA0002171905	02-Oct-2019
LLC	Buns	States of		2018		
	Packaging	America				
Pretzilla,	Mini Buns	United	1-	04-Sep-		
LLC	Packaging	States of	6923268149	2018		
		America				
Pretzilla,	Pretzel	United	1-	04-Sep-		
LLC	Bites Pouch	States of	6923350315	2018		
	Packaging	America				
Pretzilla,	Sausage	United	1-	04-Sep-		
LLC	Buns	States of	6923268102	2018		
	Packaging	America				

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**RECORDED: 12/13/2023**