

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
 Stylesheet Version v1.2

ETAS ID: TM683978

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	Release and Reassignment		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Foundation Gaming & Entertainment, LLC		10/20/2021	Limited Liability Company: MISSISSIPPI
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Brigade Capital Management, LP		
<b>Street Address:</b>	399 Park Avenue		
<b>Internal Address:</b>	16th Floor		
<b>City:</b>	New York		
<b>State/Country:</b>	NEW YORK		
<b>Postal Code:</b>	10022		
<b>Entity Type:</b>	Limited Partnership: DELAWARE		
<b>PROPERTY NUMBERS Total: 19</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
Registration Number:	1579525	FITZ	
Registration Number:	1639303	FITZ	
Registration Number:	1677084	FITZGERALDS	
Registration Number:	1682272	FITZGERALDS	
Registration Number:	1677129	FITZGERALDS	
Registration Number:	1599960	FITZGERALDS	
Registration Number:	1676148	FITZGERALDS	
Registration Number:	1645579	F	
Registration Number:	2628353	F	
Registration Number:	1646327		
Registration Number:	3536206	LUCK LIVES HERE	
Registration Number:	3449204	LUCK LIVES HERE	
Serial Number:	90284360	WE ARE FITZ STRONG	
Serial Number:	90876498	WATERVIEW CASINO & HOTEL	
Registration Number:	5877732	WV WATERVIEW CASINO & HOTEL	
Registration Number:	5402155	MY EDGE	
Registration Number:	3756230	JACKPLAY	
Registration Number:	3396397	DIAMONDJACKS REWARDS CLUB	
<b>TRADEMARK</b>			

OP \$490.00 1579525

<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>
<b>Registration Number:</b>	3396276	DIAMONDJACKS CASINO

**CORRESPONDENCE DATA**

**Fax Number:** 8009144240

*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:** 800-713-0755

**Email:** uccteam1@wolterskluwer.com

**Correspondent Name:** CT Corporation

**Address Line 1:** 4400 Easton Commons Way

**Address Line 2:** Suite 125

**Address Line 4:** Columbus, OHIO 43219

<b>NAME OF SUBMITTER:</b>	Catherine Briley
<b>SIGNATURE:</b>	/Catherine Briley/
<b>DATE SIGNED:</b>	10/27/2021

**Total Attachments: 8**

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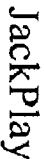
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Country	Trademark	Image	Status	App. No.	Filing Date	Reg. No.	Reg. Date
U.S.	FITZ		Registered	73/805773	6/12/1989	1579525	1/23/1990
U.S.	FITZ		Registered	73/805768	6/12/1989	1639303	3/26/1991
U.S.	FITZGERALDS (Stylized)		Registered	74/025210	2/2/1990	1677084	2/25/1992
U.S.	FITZGERALDS (Stylized)		Registered	74/025214	2/2/1990	1682272	4/7/1992
U.S.	FITZGERALDS & DESIGN		Registered	74/025215	2/2/1990	1677129	2/25/1992
U.S.	FITZGERALDS		Registered	73/805772	6/12/1989	1599960	6/5/1990
U.S.	FITZGERALD & SHAMROCK DESIGN		Registered	74/025209	2/2/1990	1676148	2/18/1992
U.S.	F & SHAMROCK DESIGN		Registered	74/025206	2/2/1990	1645579	5/21/1991
U.S.	F & SHAMROCK DESIGN		Registered	78/056505	4/3/2001	2628353	10/1/2002

Country	Trademark	Image	Status	App. No.	Filing Date	Reg. No.	Reg. Date
U.S.	DESIGN ONLY (SHAMROCK LOGO)		Registered	74/025208	2/2/1990	1646327	5/28/1991
U.S.	LUCK LIVES HERE		Registered	77/317423	10/30/2007	3536206	11/25/2008
U.S.	LUCK LIVES HERE		Registered	77/317428	10/30/2007	3449204	6/17/2008
U.S.	WE ARE FITZ STRONG		Pending. In- Use Basis.	90/284360	10/28/2020	N/A	N/A
U.S.	WATERVIEW CASINO & HOTEL		Pending. In- Use Basis.	90/876498	08/11/2021	N/A	N/A
U.S.	WV WATERVIEW CASINO & HOTEL		Registered	88/086590	08/21/2018	5877732	10/08/2019
U.S.	MY EDGE		Registered	86/878362	01/18/2016	5402155	02/13/2018
U.S.	JACKPLAY		Registered	78/928597	07/13/2006	3756230	03/02/2010
U.S.	DIAMONDJACKS REWARDS CLUB		Registered	78/928584	07/13/2006	3396397	03/11/2008
U.S.	DIAMONDJACKS CASINO		Registered	78/855973	04/06/2006	3396276	03/11/2008

## **TRADEMARK RELEASE AND REASSIGNMENT**

THIS TRADEMARK RELEASE AND REASSIGNMENT is made as of October 20, 2021, by Brigade Capital Management, LP ("Grantee").

### **W I T N E S S E T H:**

WHEREAS, Casino Vicksburg, LLC, Majestic Mississippi, LLC and Foundation Gaming & Entertainment, LLC (collectively, "Grantor") and Grantee were parties to that certain Second Lien Security and Pledge Agreement dated as of August 29, 2018, pursuant to which the Grantor granted a security interest to Grantee in certain trademarks and Trademark Collateral (as defined below) as security for certain obligations owing by Grantor to Grantee, including the trademarks set forth on Schedule 1 hereto;

WHEREAS, a Notice of Grant of Security Interest in Trademarks was recorded by the United States Patent and Trademark Office on October 14, 2018, at Reel 006456, Frame 0021; and

WHEREAS, Grantor has requested that Grantee release its security interest in the trademarks and Trademark Collateral and reassign any and all rights in the same to Grantor.

NOW THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged:

1. Grantee hereby releases its security interest in all of Grantor's right, title and interest in and to the following (collectively the "Trademark Collateral");


- (i) each trademark listed on Schedule 1 annexed hereto, together with any reissues, continuations or extensions thereof, and all of the goodwill of the business connected with the use of, and symbolized by, each trademark; and
- (ii) all products and proceeds of the forgoing, including without limitation, any claim by Grantor against third parties for past, present or future (a) infringement or dilution of any trademark, or (b) injury to the goodwill associated with any trademark.

2. Grantee hereby reassigns, grants and conveys to the Grantor, without any representation, recourse or undertaking by Grantee, any and all of Grantee's right, title and interest in and to the trademarks and the Trademark Collateral.

*[Signature Page Follows]*

IN WITNESS WHEREOF, Grantee has caused this Trademark Release and Reassignment to be executed as of the day and year first above written.

**BRIGADE CAPITAL MANAGEMENT, LP**

By:   
Name: Aaron Daniels  
Title: Authorized Signatory



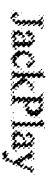
**SCHEDULE 1**

**Trademark Registrations**

[See attached]

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U.S.	FITZ		Registered	73/805773	6/12/1989	1579525	1/23/1990
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U.S.	DIAMONDJACKS CASINO		Registered	78/855973	04/06/2006	3396276	03/11/2008

TRADEMARK

REEL: 007474 FRAME: 0524

RECORDED: 10/27/2021