

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM730265

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|---|------------------------------------|-----------------------|---------------------|
| SUBMISSION TYPE: | NEW ASSIGNMENT | | |
| NATURE OF CONVEYANCE: | Notice of Security Interest in IP | | |
| CONVEYING PARTY DATA | | | |
| Name | Formerly | Execution Date | Entity Type |
| Fody Food Co. Inc. | | 05/20/2022 | Corporation: CANADA |
| RECEIVING PARTY DATA | | | |
| Name: | eCapital Asset Based Lending Corp. | | |
| Street Address: | 8 West 40th Street | | |
| Internal Address: | 14th Floor | | |
| City: | New York | | |
| State/Country: | NEW YORK | | |
| Postal Code: | 10018 | | |
| Entity Type: | Corporation: NEW YORK | | |
| PROPERTY NUMBERS Total: 1 | | | |
| Property Type | Number | Word Mark | |
| Registration Number: | 5642686 | FODY | |
| 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: | 8007130755 | | |
| Email: | erin.roberson@wolterskluwer.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: | Jenaya McLean | | |
| SIGNATURE: | /Jenaya McLean/ | | |
| DATE SIGNED: | 05/25/2022 | | |
| Total Attachments: 4 | | | |
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OP \$40.00 5642686

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

Fody Food Co. Inc.

- Individual(s) Association
 Partnership Limited Partnership
 Corporation- State: Canada (Federal)
 Other _____

Citizenship (see guidelines) _____

Additional names of conveying parties attached? Yes No

3. Nature of conveyance/Execution Date(s) :

Execution Date(s) May 20, 2022

- Assignment Merger
 Security Agreement Change of Name
 Other Notice of Security Interest in IP

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: eCapital Asset Based Lending Corp.

Street Address: 8 West 40th Street, 14th Floor

City: New York

State: New York

Country: United States of America Zip: 10018

- Individual(s) Citizenship _____
 Association Citizenship _____
 Partnership Citizenship _____
 Limited Partnership Citizenship _____
 Corporation Citizenship American (New York)
 Other _____ Citizenship _____

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designations must be a separate document from assignment)

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s) _____ Text _____

See attached

B. Trademark Registration No.(s) _____

See attached

Additional sheet(s) attached? Yes No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

See attached

5. Name & address of party to whom correspondence concerning document should be mailed:

Name: Jenaya McLean

Internal Address: _____

Street Address: 181 Bay Street, Suite 1800

City: Toronto

State: Ontario Zip: M5J 2T9

Phone Number: 416-637-7555

Docket Number: 172669

Email Address: jmclean@airdberlis.com

9. Signature:



Signature
Jenaya McLean

May 25, 2022

Date

Name of Person Signing

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ _____

- Authorized to be charged to deposit account
 Enclosed

8. Payment Information:

Deposit Account Number _____

Authorized User Name _____

Total number of pages including cover sheet, attachments, and document: 4

NOTICE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

WHEREAS Fody Food Co. Inc. (the “**Debtor**”), a corporation formed by incorporation under the federal laws of Canada, whose full address is 1 Westmount Square, Suite 2750, Westmount, Quebec, H3Z 2P9 is the owner of the registered trademark set forth under Attachment 1 attached hereto (the “**Intellectual Property**”);

AND WHEREAS eCapital Asset Based Lending Corp. (the “**Lender**”), whose full address is 8 West 40th Street, 14th Floor, New York, New York 10018 entered into, *inter alia*, a general security agreement with the Debtor dated as of the date hereof (the “**General Security Agreement**”) by which the Debtor granted to the Lender a security interest and lien in all of its personal property, including the Intellectual Property;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and in accordance with the terms and obligations set forth in the General Security Agreement, the Debtor hereby confirms the granting of a security interest and lien in the Intellectual Property to the Lender.

The Debtor acknowledges that it has required that this Notice of Security Interest in Intellectual Property, as well as all documents, notices and legal proceedings executed, given or instituted pursuant or relating directly or indirectly hereto, be drawn up in English. *Les parties reconnaissent avoir exigé la rédaction en anglais de cette convention, ainsi que de tous documents exécutés, avis donnés et procédures judiciaires intentées, directement ou indirectement, à la suite de ou relativement à la présente convention.*

[Signature Page Follows]

ATTACHMENT 1

Canadian Trademarks

- Fody (CDA), Registration No. 1,091,287, Registered on Jan 11, 2021

US Trademarks

- Fody (USA), Registration No. 5,642,686, Registered on Jan 1, 2019

Canadian Patents and Patent Applications

- Nil.

US Patents and Patent Applications

- Nil.