

TRADEMARK ASSIGNMENT

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	Termination and Release of Security Interest in Trademarks (Recorded at Reel 4828, Frame 0605)

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Bank of America, N.A., as Administrative Agent		02/19/2014	national banking association: UNITED STATES

**RECEIVING PARTY DATA**

<b>Name:</b>	Diamond Foods, Inc.
<b>Street Address:</b>	1050 S. Diamond St.
<b>City:</b>	Stockton
<b>State/Country:</b>	CALIFORNIA
<b>Postal Code:</b>	95205
<b>Entity Type:</b>	CORPORATION: DELAWARE

**PROPERTY NUMBERS Total: 8**

Property Type	Number	Word Mark
Registration Number:	3981595	DIAMOND OF CALIFORNIA
Registration Number:	3980362	MOVIE NIGHT MAKER
Registration Number:	3115217	100 CALORIE POP
Registration Number:	2953986	CRISPY GLAZED
Registration Number:	2192949	JUMBO POP
Registration Number:	1983966	POP SECRET
Registration Number:	1408825	POP-SECRET
Registration Number:	1397053	POP SECRET

**CORRESPONDENCE DATA**

Fax Number: 9192868199  
*Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.*

Phone: 919 286-8000

OP \$215.00 3981595

Email: PTO\_TMconfirmation@mvalaw.com  
Correspondent Name: Moore & Van Allen PLLC  
Address Line 1: 430 Davis Drive  
Address Line 2: Suite 500  
Address Line 4: Morrisville, NORTH CAROLINA 27560

ATTORNEY DOCKET NUMBER:	031752-140
NAME OF SUBMITTER:	John E. Slaughter
Signature:	/John E. Slaughter/
Date:	02/19/2014

**Total Attachments: 3**

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

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS**, dated as of February 19, 2014 ("Release"), is made by Bank of America, N.A., as Administrative Agent ("Administrative Agent") in favor of Diamond Foods, Inc., a Delaware corporation ("Grantor").

**WHEREAS**, pursuant to that certain Collateral Agreement dated as of February 25, 2010 (as amended, restated, supplemented, modified, extended, renewed or replaced from time to time, the "Collateral Agreement") by and among the Grantors party thereto and the Administrative Agent, each Grantor granted to the Administrative Agent, for the ratable benefit of the Secured Parties, a security interest in all right, title and interest of such Grantor in, to, and under all the Trademarks, Trademark Licenses, and Proceeds of the foregoing;

**WHEREAS**, pursuant to the Collateral Agreement, Grantor executed and delivered to Administrative Agent, for the ratable benefit of the Secured Parties, the Notice of Grant of Security Interest in Trademarks dated as of February 25, 2010 ("Notice"); and

**WHEREAS**, the Notice was recorded at the United States Patent and Trademark Office ("USPTO") on August 25, 2012 at Reel 4828 Frame 0605.

**NOW THEREFORE**, in consideration of the mutual promises and undertakings set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and with the intention of being legally bound hereby, 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 Collateral 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 mortgage, pledge, and hypothecation and lien on and security interest in and to the right, title, and interest in, to, and under all the Trademarks, Trademark Licenses, and Proceeds of the foregoing, including, but not limited to, the foregoing listed on Schedule A attached hereto; 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 

Name: G. Christopher Milfer

Title: Senior Vice President

DIAMOND FOODS, INC.  
TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS (2012 FILING)

**TRADEMARK**  
**REEL: 005219 FRAME: 0083**

Schedule A

Diamond Foods, Inc.  
(Delaware Corporation)

U.S. Trademarks

Registered Marks

Mark	Registration No.	Registration Date
DIAMOND OF CALIFORNIA and Design	3981595	06/21/11
MOVIE NIGHT MAKER	3980362	06/21/11
100 CALORIE POP	3115217	07/11/06
CRISPY GLAZED	2953986	05/17/05
JUMBO POP	2192949	10/06/98
POP SECRET	1983966	07/02/96
POP-SECRET	1408825	09/09/86
POP SECRET	1397053	06/10/86