

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM683454

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

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
ANKURA TRUST COMPANY		10/22/2021	Limited Liability Company: NEW HAMPSHIRE

RECEIVING PARTY DATA

Name:	AMERICAN TIRE DISTRIBUTORS, INC.
Street Address:	12200 Herbert Wayne Court, Suite 150
City:	Huntersville
State/Country:	NORTH CAROLINA
Postal Code:	28078
Entity Type:	Corporation: DELAWARE
Name:	TERRY'S TIRE TOWN HOLDINGS, LLC
Street Address:	12200 Herbert Wayne Court, Suite 150
City:	Huntersville
State/Country:	NORTH CAROLINA
Postal Code:	28078
Entity Type:	Limited Liability Company: OHIO
Name:	THE HERCULES TIRE & RUBBER COMPANY
Street Address:	12200 Herbert Wayne Court, Suite 150
City:	Huntersville
State/Country:	NORTH CAROLINA
Postal Code:	28078
Entity Type:	Corporation: CONNECTICUT

PROPERTY NUMBERS Total: 53

Property Type	Number	Word Mark
Registration Number:	4284277	AMERICAN TIRE DISTRIBUTORS
Registration Number:	3024766	AMERICAN TIRE DISTRIBUTORS
Registration Number:	1522166	AMERICAN TIRE DISTRIBUTORS
Registration Number:	4589552	ATD
Registration Number:	3146443	ATD
Registration Number:	4589540	ATD AMERICAN TIRE DISTRIBUTORS
Registration Number:	4593721	ATD AMERICAN TIRE DISTRIBUTORS MILES AHE TRADEMARK

Property Type	Number	Word Mark
Registration Number:	4818532	ATD ONLINE
Registration Number:	4469168	ATDCONNECT
Registration Number:	3188225	ATDONLINE
Registration Number:	3415784	ATDSERVICEBAY
Registration Number:	3216533	ATDSERVICEBAY
Registration Number:	4522947	BUY SMART. DRIVE SAFE.
Registration Number:	1887070	CAPITOL
Registration Number:	3489644	CRUISER ALLOY
Registration Number:	3386225	DRIFZ
Registration Number:	1982061	DYNATRAC
Registration Number:	2173352	HEAFNET
Registration Number:	1835379	ICW
Registration Number:	4539172	MILES AHEAD
Registration Number:	3071313	NEGOTIATOR
Registration Number:	3704089	O.E. PERFORMANCE
Registration Number:	3713864	O.E. PERFORMANCE
Registration Number:	3704090	O.E. PERFORMANCE
Registration Number:	2013348	PACER
Registration Number:	4302414	REGUL
Registration Number:	1407619	REGUL
Registration Number:	4618124	TIRE BUYER
Registration Number:	4618123	TIRE BUYER.COM
Registration Number:	1282370	TRAIL DIGGER
Registration Number:	1715482	MERIT
Registration Number:	2398388	MERIT ALL COUNTRY LXT
Registration Number:	2394940	POLAR TRAX
Registration Number:	4444826	ECO FT
Registration Number:	0771896	H
Registration Number:	0713519	HERCULES
Registration Number:	0893739	HERCUMILE
Registration Number:	1802671	MRX PLUS IV
Registration Number:	1749007	TDW TIRE DEALER'S WAREHOUSE
Registration Number:	2254918	ULTRA PLUS IV
Registration Number:	3073522	ALL COUNTRY
Registration Number:	3491397	ALL TRAC
Registration Number:	1132666	ELECTRA
Registration Number:	3508541	H HERCULES TIRE
Registration Number:	3449339	H HERCULES TIRE

Property Type	Number	Word Mark
Registration Number:	3310895	HERCULES TIRE INTERNATIONAL
Registration Number:	3932475	IRONMAN IMOVE
Registration Number:	3505165	RIDE ON OUR STRENGTH
Registration Number:	3482180	ROAD FORCE
Registration Number:	4056891	ROADTOUR
Registration Number:	2482486	TERRA TRAC
Registration Number:	4724495	TERRA TRAC CROSS-V
Registration Number:	3884077	TOUR 4.0

CORRESPONDENCE DATA

Fax Number: 7045032622
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: 7045032600
Email: msheehan@kslaw.com
Correspondent Name: King & Spalding LLP
Address Line 1: 300 S. Tryon St., Ste 1700
Address Line 2: Attn: Moira Sheehan
Address Line 4: Charlotte, NORTH CAROLINA 28202

ATTORNEY DOCKET NUMBER:	27910.230002
NAME OF SUBMITTER:	Moira Sheehan
SIGNATURE:	/Moira Sheehan/
DATE SIGNED:	10/25/2021

Total Attachments: 8

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**TERMINATION AND RELEASE OF
INTELLECTUAL PROPERTY SECURITY AGREEMENT**

This **TERMINATION AND RELEASE OF INTELLECTUAL PROPERTY SECURITY AGREEMENT** (this “*Termination and Release*”) is granted as of October 22, 2021 by **ANKURA TRUST COMPANY**, as Agent (the “*Agent*”), in favor of **AMERICAN TIRE DISTRIBUTORS, INC., TERRY’S TIRE TOWN HOLDINGS, LLC, and THE HERCULES TIRE & RUBBER COMPANY** (collectively, the “*Grantors*”).

WHEREAS, Bank of America, N.A. executed and delivered a Notice of Succession of Agency and Assignment of Security Interest in Trademarks, dated as of December 21, 2018 (as amended, restated, supplemented or otherwise modified prior to the date hereof, the “*Intellectual Property Security Agreement*”) granting the Agent a security interest in and lien on certain trademarks (“*Trademarks*”) described therein, which was recorded with the United States Patent and Trademark Office (“*USPTO*”) on December 28, 2018, at Reel 6510, Frame 0718;

WHEREAS, Grantors have requested that Agent hereby terminate, release and discharge fully its security interests in and liens on all right, title and interest of the Grantors in, to and under all of the Trademarks as herein provided; and

WHEREAS, Grantors have requested that the Agent provide a document suitable for recording with the USPTO to evidence the release of the Agent’s security interests in and liens on the certain Trademarks as herein provided.

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

1. terminates the Intellectual Property Security Agreement and releases, terminates and discharges, without representation, recourse or warranty whatsoever, all of its liens and security interests in, and all right, title and interest in, to and under, the Trademarks, and all goodwill associated therewith, including those certain Trademarks identified in Schedule I hereto; and
2. authorizes and requests that this Termination and Release be recorded, at the Grantors’ expense, at the USPTO.

THIS TERMINATION AND RELEASE AND THE RIGHTS AND OBLIGATIONS OF THE PARTIES HEREUNDER SHALL BE GOVERNED BY, AND SHALL BE CONSTRUED AND INTERPRETED IN ACCORDANCE WITH, THE INTERNAL LAWS (AND NOT THE CONFLICT OF LAW RULES) OF THE STATE OF NEW YORK.

[Signature page follows]

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

ANKURA TRUST COMPANY,
as Agent

By 
Name: Krista Gulalo
Title: Managing Director



{Signature Page to Termination and Release of Intellectual Property Security Agreement}

TRADEMARK
REEL: 007471 FRAME: 0389

SCHEDULE I TO
TERMINATION AND RELEASE OF INTELLECTUAL PROPERTY SECURITY AGREEMENT

Trademarks

	Mark	Serial No./ Filing Date	Reg. No./ Reg. Date	Owner
1.	AMERICAN TIRE DISTRIBUTORS <small>AMERICAN TIRE DISTRIBUTORS</small>	77418698 11-MAR-2008	4294277 05-FEB-2013	AMERICAN TIRE DISTRIBUTORS, INC.
2.	AMERICAN TIRE DISTRIBUTORS 	78443064 29-JUN-2004	3024766 06-DEC-2005	AMERICAN TIRE DISTRIBUTORS, INC.
3.	AMERICAN TIRE DISTRIBUTORS 	73662918 26-MAY-1997	1522166 24-JAN-1989	AMERICAN TIRE DISTRIBUTORS, INC.
4.	ATD 	85854501 20-FEB-2013	4589552 19-AUG-2014	AMERICAN TIRE DISTRIBUTORS, INC.
5.	ATD ATD	78442911 29-JUN-2004	3146443 19-SEP-2006	AMERICAN TIRE DISTRIBUTORS, INC.
6.	ATD AMERICAN TIRE DISTRIBUTORS 	85849087 13-FEB-2013	4589540 19-AUG-2014	AMERICAN TIRE DISTRIBUTORS, INC.

	Mark	Serial No./ Filing Date	Reg. No./ Reg. Date	Owner
7.	ATD AMERICAN TIRE DISTRIBUTORS MILES AHEAD. 	85849099 13-FEB-2013	4593721 26-AUG-2014	AMERICAN TIRE DISTRIBUTORS, INC.
8.	ATD ONLINE 	86107218 31-OCT-2013	4818532 22-SEP-2015	AMERICAN TIRE DISTRIBUTORS, INC.
9.	ATDCONNECT ATDCONNECT	85854502 20-FEB-2013	4489168 21-JAN-2014	AMERICAN TIRE DISTRIBUTORS, INC.
10.	ATDONLINE ATDONLINE	78686447 05-AUG-2005	3188225 19-DEC-2006	AMERICAN TIRE DISTRIBUTORS, INC.
11.	ATDSERVICEBAY ATDSERVICEBAY	78700554 25-AUG-2005	3415784 22-APR-2008	AMERICAN TIRE DISTRIBUTORS, INC.
12.	ATDSERVICEBAY ATDSERVICEBAY	78700660 25-AUG-2005	3216533 06-MAR-2007	AMERICAN TIRE DISTRIBUTORS, INC.
13.	BUY SMART. DRIVE SAFE. BUY SMART. DRIVE SAFE.	85821446 11-JAN-2013	4522947 29-APR-2014	AMERICAN TIRE DISTRIBUTORS, INC.
14.	CAPITOL	74488947 14-FEB-1994	1887070 04-APR-1995	AMERICAN TIRE DISTRIBUTORS, INC.
15.	CRUISER ALLOY CRUISER ALLOY	77166106 26-APR-2007	3489644 19-AUG-2008	AMERICAN TIRE DISTRIBUTORS, INC.
16.	DRIFZ DRIFZ	78481124 03-AUG-2004	3386225 19-FEB-2008	AMERICAN TIRE DISTRIBUTORS, INC.

	Mark	Serial No./ Filing Date	Reg. No./ Reg. Date	Owner
17.	DYNATRAC	74605726 02-DEC-1994	1982061 25-JUN-1995	AMERICAN TIRE DISTRIBUTORS, INC.
18.	HEAFNET	75009392 23-OCT-1995	2173352 14-JUL-1998	AMERICAN TIRE DISTRIBUTORS, INC.
19.	ICW	74428405 25-AUG-1993	1895379 10-MAY-1994	AMERICAN TIRE DISTRIBUTORS, INC.
20.	MILES AHEAD MILES AHEAD	85842700 06-FEB-2013	4539172 27-MAY-2014	AMERICAN TIRE DISTRIBUTORS, INC.
21.	NEGOTIATOR	76181830 14-DEC-2000	3071313 21-MAR-2006	AMERICAN TIRE DISTRIBUTORS, INC.
22.	O.E. PERFORMANCE 	77429241 24-MAR-2008	3704089 03-NOV-2009	AMERICAN TIRE DISTRIBUTORS, INC.
23.	O.E. PERFORMANCE O.E. PERFORMANCE	77429243 24-MAR-2008	3713864 24-NOV-2009	AMERICAN TIRE DISTRIBUTORS, INC.
24.	O.E. PERFORMANCE 	77429249 24-MAR-2008	3704090 03-NOV-2009	AMERICAN TIRE DISTRIBUTORS, INC.
25.	PACER	74698881 10-JUL-1995	2013348 05-NOV-1996	AMERICAN TIRE DISTRIBUTORS, INC.
26.	REGUL REGUL	85483859 30-NOV-2011	4302414 12-MAR-2013	AMERICAN TIRE DISTRIBUTORS, INC.
27.	REGUL 	73581920 10-FEB-1986	1407619 02-SEP-1986	AMERICAN TIRE DISTRIBUTORS, INC.
28.	TIRE BUYER 	85821433 11-JAN-2013	4618124 07-OCT-2014	AMERICAN TIRE DISTRIBUTORS, INC.
29.	TIRE BUYER.COM 	85821393 11-JAN-2013	4618123 07-OCT-2014	AMERICAN TIRE DISTRIBUTORS, INC.

	Mark	Serial No./ Filing Date	Reg. No./ Reg. Date	Owner
30.	TRAIL DIGGER	73425937 16-MAY-1983	1282370 19-JUN-1984	The Hercules Tire & Rubber Company
31.	MERIT	74221709 15-NOV-1991	1715482 15-SEP-1992	The Hercules Tire & Rubber Company
32.	MERIT ALL COUNTRY LXT	75480521 06-MAY-1998	2398388 24-OCT-2000	The Hercules Tire & Rubber Company
33.	POLAR TRAX	75637231 09-FEB-1999	2394940 17-OCT-2000	The Hercules Tire & Rubber Company
34.	ECO FT 	85704193 15-AUG-2012	4444828 03-DEC-2013	The Hercules Tire & Rubber Company
35.	H 	72175110 15-AUG-1963	0771898 23-JUN-1964	The Hercules Tire & Rubber Company
36.	HERCULES	72072796 04-MAY-1959	0713519 04-APR-1961	The Hercules Tire & Rubber Company
37.	HERCUMILE	72337043 04-SEP-1969	0893739 30-JUN-1970	The Hercules Tire & Rubber Company
38.	MRX PLUS IV	74912719 11-SEP-1992	1802671 02-NOV-1993	The Hercules Tire & Rubber Company
39.	TDW TIRE DEALER'S WAREHOUSE 	74175356 12-JULY-1991	1748007 26-JAN-1993	The Hercules Tire & Rubber Company
40.	ULTRA PLUS IV	75356841 15-SEP-1997	2254918 22-JUN-1999	The Hercules Tire & Rubber Company
41.	ALL COUNTRY ALL COUNTRY	78603203 06-APR-2005	3073522 28-MAR-2006	THE HERCULES TIRE & RUBBER COMPANY

	Mark	Serial No./ Filing Date	Reg. No./ Reg. Date	Owner
42.	ALL TRAC ALL TRAC	77236084 23-JUL-2007	3491397 26-AUG-2008	THE HERCULES TIRE & RUBBER COMPANY
43.	ELECTRA	73174619 15-JUN-1978	1132666 09-APR-1980	THE HERCULES TIRE & RUBBER COMPANY
44.	H HERCULES TIRE 	77422539 14-MAR-2008	3508541 30-SEP-2008	THE HERCULES TIRE & RUBBER COMPANY
45.	H HERCULES TIRE 	77339242 29-NOV-2007	3449339 17-JUN-2008	THE HERCULES TIRE & RUBBER COMPANY
46.	HERCULES TIRE INTERNATIONAL <small>THE HERCULES TIRE & RUBBER COMPANY</small>	77068689 29-DEC-2006	3310895 16-OCT-2007	THE HERCULES TIRE & RUBBER COMPANY
47.	IRONMAN IMOVE IRONMAN IMOVE	77930231 08-FEB-2010	3932475 15-MAR-2011	THE HERCULES TIRE & RUBBER COMPANY
48.	RAPTIS RAPTIS	77307311 19-OCT-2007	3532134 11-NOV-2008	THE HERCULES TIRE & RUBBER COMPANY
49.	RIDE ON OUR STRENGTH <small>RIDE ON OUR STRENGTH</small>	77422475 14-MAR-2008	3505165 23-SEP-2008	THE HERCULES TIRE & RUBBER COMPANY
50.	ROAD FORCE ROAD FORCE	78714648 16-SEP-2005	3482180 05-AUG-2008	THE HERCULES TIRE & RUBBER COMPANY
51.	ROADTOUR ROADTOUR	77903142 30-DEC-2009	4056891 15-NOV-2011	THE HERCULES TIRE & RUBBER COMPANY

	Mark	Serial No./ Filing Date	Reg. No./ Reg. Date	Owner
52.	TERRA TRAC	78142635 10-OCT-2000	2482486 28-AUG-2001	THE HERCULES TIRE & RUBBER COMPANY
53.	TERRA TRAC CROSS-V TERRA TRAC CROSS-V	88014955 19-JUL-2013	4724495 21-APR-2015	THE HERCULES TIRE & RUBBER COMPANY
54.	TOUR 4.0 TOUR 4.0	77839967 02-OCT-2009	3884077 30-NOV-2010	THE HERCULES TIRE & RUBBER COMPANY