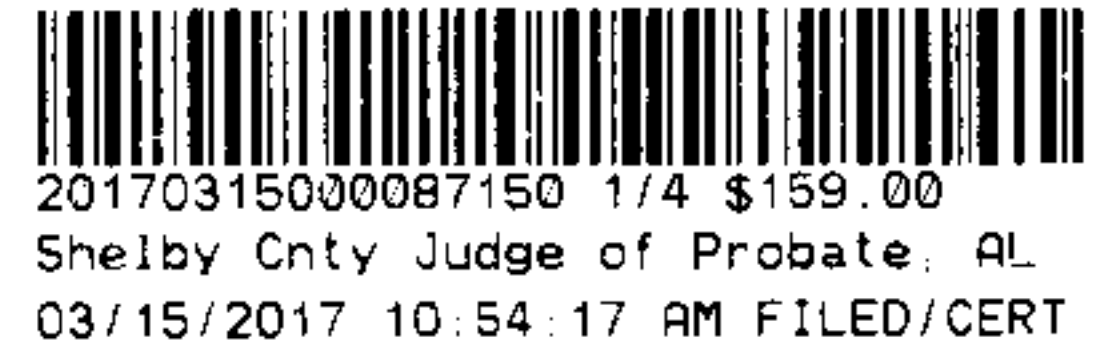


**CERTIFICATE OF FORMATION
OF
HERO DOUGHNUTS BRAND, LLC**

STATE OF ALABAMA)
 :
COUNTY OF SHELBY)



TO THE HONORABLE JUDGE OF PROBATE OF SHELBY COUNTY, ALABAMA:

The undersigned, desiring to form a limited liability company under the laws of the State of Alabama, does hereby adopt the following Certificate of Formation (the "Certificate of Formation"):

**ARTICLE I
NAME**

The name of the limited liability company shall be **HERO DOUGHNUTS BRAND, LLC** (the "Company").

**ARTICLE II
ORGANIZATION**

The Company is hereby organized in accordance with the Alabama Limited Liability Company Law of 2014, Section 10A-5A-1.01 et seq., Code of Alabama, 1975, as amended from time to time (the "LLC Law").

**ARTICLE III
PERIOD OF DURATION**

The term for which the Company is to exist as a limited liability company shall be effective on the date this Certificate of Formation is filed in the office of the Judge of Probate of Shelby County, Alabama, and shall continue in perpetual existence or until the Company shall be dissolved (a) upon the written consent of all Members of the Company, (b) as provided in the Limited Liability Company Agreement of the Company (the "LLC Agreement"), or (c) as may be required by the LLC Law or other applicable laws.

ARTICLE IV
LOCATION OF REGISTERED OFFICE
AND NAME OF REGISTERED AGENT

The initial registered office of the Company shall be at 103 Perry Place, Birmingham, Alabama 35242, and the name of the initial registered agent at such address shall be Nick R. Pihakis.

ARTICLE V
MEMBERS

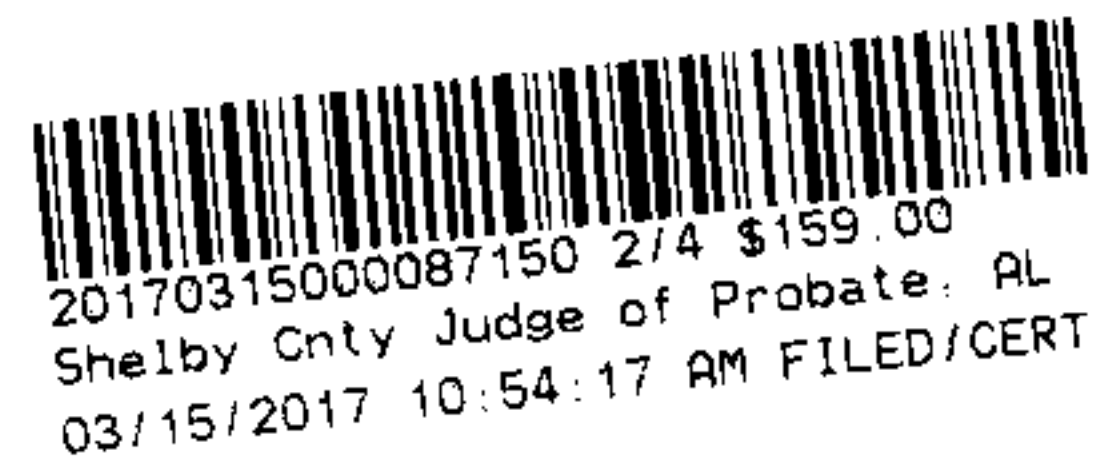
The Company may have one or more classes of Members as provided in the LLC Agreement. The Company has at least one Member, and the names and addresses of the initial Members of the Company are set forth in the LLC Agreement. The initial interests of the Member(s) in the Company (the "Company Interests") shall be as set forth in the LLC Agreement.

ARTICLE VI
ORGANIZER

The name and address of the Organizer of the Company is:

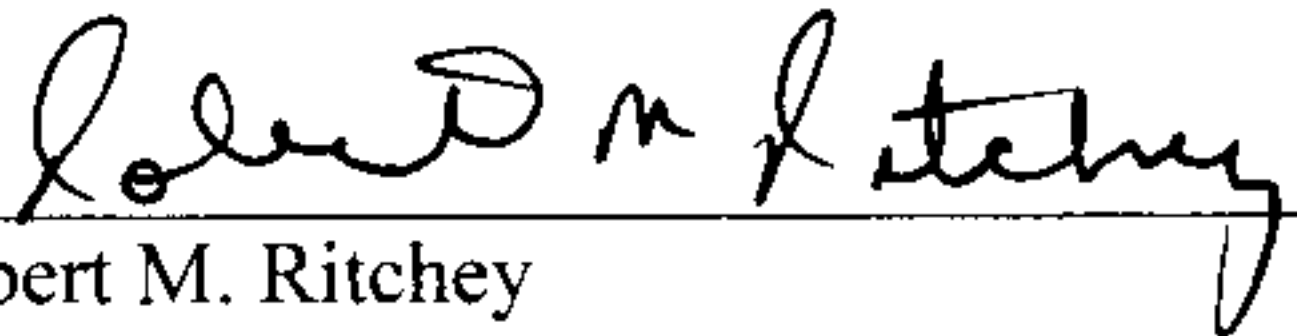
Name	Address
Robert M. Ritchey	P.O. Drawer 4540 Montgomery, Alabama 36117

[Remainder of this page intentionally left blank]




IN WITNESS WHEREOF, the undersigned Organizer has caused this Certificate of Formation to be executed this 2nd day of March, 2017.

ORGANIZER:


Robert M. Ritchey

This Instrument Prepared By:

Robert M. Ritchey, Esquire
Gilpin Givhan, PC
Post Office Drawer 4540
Montgomery, Alabama 36103-4540
(334) 244-1111 Fax (334) 244-1969


20170315000087150 3/4 \$159.00
Shelby Cnty Judge of Probate, AL
03/15/20 7 10:54:17 PM ILFD/CERT

John H. Merrill
Secretary of State

P.O. Box 5616
Montgomery, AL 36103-5616

STATE OF ALABAMA

**I, John H. Merrill, Secretary of State of Alabama, having custody of the
Great and Principal Seal of said State, do hereby certify that**

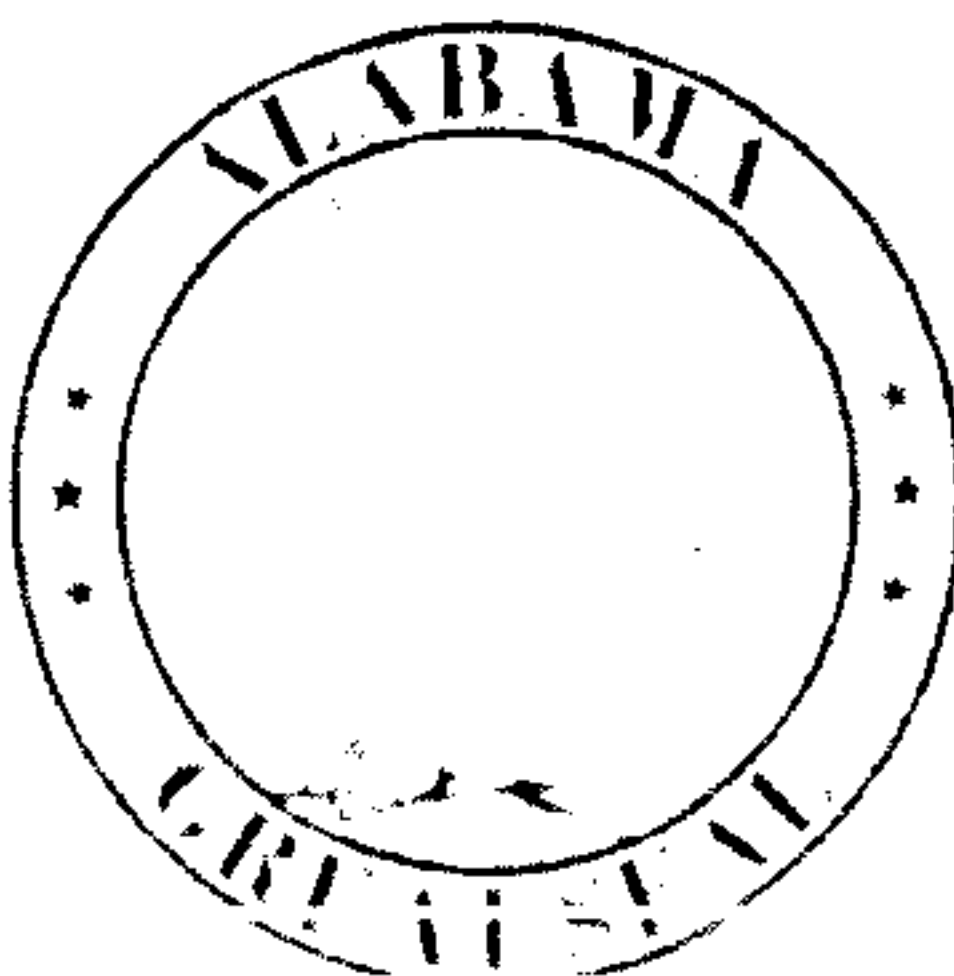
pursuant to the provisions of Title 10A, Chapter 1, Article 5, Code of Alabama
1975, and upon an examination of the entity records on file in this office, the
following entity name is reserved as available:

Hero Doughnuts Brand, LLC

This name reservation is for the exclusive use of Robert M. Ritchey, P.O. Drawer
4540, Montgomery, AL 36103 for a period of one year beginning March 02, 2017
and expiring March 02, 2018



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Shelby Cnty Judge of Probate, AL
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RES751320

**In Testimony Whereof, I have hereunto set my
hand and affixed the Great Seal of the State, at the
Capitol, in the city of Montgomery, on this day.**

March 02, 2017

Date

John H. Merrill

Secretary of State