506047466 05/06/2020

## PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 EPAS ID: PAT6094180

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	FIRST AMENDMENT TO GRANT OF SECURITY INTEREST IN PATENT RIGHTS

#### **CONVEYING PARTY DATA**

Name	Execution Date
SYRACUSE CHINA COMPANY	04/29/2020

#### **RECEIVING PARTY DATA**

Name:	CORTLAND CAPITAL MARKET SERVICES LLC, AS COLLATERAL AGENT
Street Address:	225 W. WASHINGTON STREET
Internal Address:	9TH FLOOR
City:	CHICAGO
State/Country:	ILLINOIS
Postal Code:	60606

#### **PROPERTY NUMBERS Total: 1**

Property Type	Number
Patent Number:	D816417

#### **CORRESPONDENCE DATA**

**Fax Number:** (212)836-6337

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:** 2128367319

**Email:** paul.somelofske@arnoldporter.com

Correspondent Name: PAUL J. SOMELOFSKE

Address Line 1: C/O ARNOLD & PORTER KAYE SCHOLER LLP

Address Line 2: 250 WEST 55TH STREET

Address Line 4: NEW YORK, NEW YORK 10019-9710

ATTORNEY DOCKET NUMBER:	1103477.00002.05948		
NAME OF SUBMITTER:	PAUL J. SOMELOFSKE		
SIGNATURE:	/Paul J. Somelofske/		
DATE SIGNED:	05/06/2020		

#### **Total Attachments: 5**

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PATENT REEL: 052591 FRAME: 0127

# FIRST AMENDMENT TO GRANT OF SECURITY INTEREST IN PATENT RIGHTS

This FIRST AMENDMENT TO GRANT OF SECURITY INTEREST IN PATENT RIGHTS ("Amendment"), effective as of April 29, 2020, is made to that certain Grant of Security Interest in Patent Rights dated as of April 9, 2014 (as amended, restated, supplemented or otherwise modified from time to time, the "Agreement") made by SYRACUSE CHINA COMPANY, a Delaware corporation, located at 300 Madison Avenue, Toledo, Ohio 43604 (the "Grantor"), in favor of Cortland Capital Market Services LLC, as collateral agent (the "Agent"), on behalf of the Senior Credit Parties (as defined in the Credit Agreement (as defined below)), pursuant to the Senior Secured Credit Agreement, dated as of April 9, 2014 (as amended, restated, supplemented or otherwise modified from time to time, the "Credit Agreement"), among Libbey Glass Inc., a Delaware corporation (the "Borrower"), Libbey Inc., a Delaware corporation ("Holdings"), the Agent, Cortland Capital Market Services LLC, as administrative agent for the Lenders, and the Lenders party thereto.

### WITNESSETH:

WHEREAS, in connection with the Credit Agreement, the Grantor, the Borrower, Holdings and any subsidiaries that become a party thereto, have executed and delivered a Pledge and Security Agreement, dated as of April 9, 2014, in favor of the Agent (as amended, restated, supplemented or otherwise modified from time to time, the "Pledge and Security Agreement"; capitalized terms used herein and not otherwise defined have the meanings provided or provided by reference in the Credit Agreement and the Pledge and Security Agreement), and pursuant to the Pledge and Security Agreement, the Grantor pledged and granted to the Agent for the benefit of the Agent and the Senior Credit Parties a continuing security interest in all Intellectual Property, including the Patents;

WHEREAS, in furtherance of the foregoing, the Grantor and the Agent entered into the Agreement;

WHEREAS, since the date of Grantor's execution of the Agreement, the Grantor has acquired interests in an additional Patent (the "New Patent"); and

WHEREAS, in accordance with the Pledge and Security Agreement, the parties agree to amend the Agreement to confirm the inclusion of such New Patent.

NOW, THEREFORE, for good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged, the parties hereto hereby agree to amend the Agreement as follows:

- 1. <u>Schedules</u>. Schedule A to the Agreement shall be deemed to refer to Schedule A as amended by the addition of the New Patent scheduled on <u>Schedule 1</u> attached hereto.
- 2. <u>Effect of Amendment</u>. Except as expressly amended by this Amendment, the terms of the Agreement shall remain in full force and effect as executed.

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- 3. <u>Counterparts</u>. This Amendment may be executed in counterparts, each of which will be deemed an original, but all of which together constitute one and the same original.
- 4. <u>Governing Law</u>. This Amendment shall be a contract made under and governed by the laws of the State of New York, without regard to conflict of laws principles that would require the application of laws other than those of the State of New York.

IN WITNESS WHEREOF, Grantor and Agent have each caused this Amendment to be duty executed and delivered by an officer thereunto duty authorized as of the date first above written

SYRACUSE CHINA COMPANY

Name: Michael P. Bauer

Title: Chief Executive Officer

IN WITNESS WHEREOF, Grantor and Agent have each caused this Amendment to be duly executed and delivered by an officer thereunto duly authorized as of the date first above written.

> CORTLAND CAPITAL MARKET SERVICES LLC, as Agent

By: \_\_\_\_\_. Name: Jon Kirschmeier Title: Associate Counsel

# SCHEDULE 1

# **U.S. Patent Registrations and Applications**

Patent	Status	Issue date	Patent Number	Expiration Date	Country
Plate	GRANTED	5/1/18	D816417	5/1/33	USA

PATENT REEL: 052591 FRAME: 0132

**RECORDED: 05/06/2020**