

PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

EPAS ID: PAT6434405

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST
CONVEYING PARTY DATA	
Name	Execution Date
EAST WEST BANK	12/01/2020
RECEIVING PARTY DATA	
Name:	NEWAGE, INC.
Street Address:	2420 17TH STREET SUITE 220
City:	DENVER
State/Country:	COLORADO
Postal Code:	80202
Name:	NABC, INC.
Street Address:	2420 17TH STREET SUITE 220
City:	DENVER
State/Country:	COLORADO
Postal Code:	80202
Name:	MORINDA, INC.
Street Address:	737 EAST 1180 SOUTH
City:	AMERICAN FORK
State/Country:	UTAH
Postal Code:	84003
PROPERTY NUMBERS Total: 21	
Property Type	Number
Patent Number:	7399755
Patent Number:	7449451
Patent Number:	7605145
Patent Number:	7628984
Patent Number:	7635469
Patent Number:	8221799
Patent Number:	8592392
Patent Number:	9655966
Application Number:	14756311
Application Number:	15603197

PATENT

Property Type	Number
Application Number:	62553260
Application Number:	62685498
Patent Number:	8790727
Patent Number:	6214351
Patent Number:	6254913
Patent Number:	6417157
Patent Number:	6589514
Patent Number:	8025910
Patent Number:	8535741
Patent Number:	8652546
Patent Number:	8679550

CORRESPONDENCE DATA

Fax Number: (303)607-3600

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: 303 607 3500

Email: tcamesignature@faegredrinker.com

Correspondent Name: HUNTER METCALF/SARAH HOUSE

Address Line 1: 1144 15TH STREET, SUITE 3400

Address Line 2: FAEGRE DRINKER BIDDLE & REATH LLP

Address Line 4: DENVER, COLORADO 80202

ATTORNEY DOCKET NUMBER:	516477.13
NAME OF SUBMITTER:	SARAH M. HOUSE
SIGNATURE:	/Sarah M House/
DATE SIGNED:	12/07/2020
	This document serves as an Oath/Declaration (37 CFR 1.63).

Total Attachments: 6

source=Termination and Release#page1.tif

source=Termination and Release#page2.tif

source=Termination and Release#page3.tif

source=Termination and Release#page4.tif

source=Termination and Release#page5.tif

source=Termination and Release#page6.tif

TERMINATION AND RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY**, dated as of December 1, 2020 ("Release"), is made by East West Bank, a Delaware corporation ("Bank"), in favor of NewAge, Inc., a Washington corporation ("NewAge"), NABC, Inc., a Colorado corporation ("NABC"), and Morinda, Inc., a Utah corporation (together with NewAge and NABC, the "Grantors").

WHEREAS, pursuant to that certain Loan and Security Agreement dated as of March 29, 2019 (as amended, restated, supplemented or otherwise modified from time to time, the "Loan Agreement") by and among Bank, NewAge as borrower, and others party thereto and the Intellectual Property Security Agreement dated as of March 29, 2019 (as amended, restated, supplemented or otherwise modified from time to time, the "IP Security Agreement") by and among the Grantors (or their predecessors in interest) and Bank, each Grantor granted to the Bank a security interest in the Patents and Trademarks (as defined in the Loan Agreement), including the Patents and Trademarks set forth on Schedule A attached hereto;

WHEREAS, the IP Security Agreement was recorded at the United States Patent and Trademark Office ("USPTO") on April 1, 2019 at Reel 048752, Frame 0082 and at Real 6605, Frame 0378; and

WHEREAS, pursuant to the satisfaction of all obligations of NewAge and the Grantors under the Loan Agreement, the security interest in the Patents, and Trademarks is unconditionally released, discharged, and terminated.

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, Bank agrees as follows:

SECTION 1. Defined Terms. Capitalized terms used herein without definition shall have the meanings ascribed to such terms in the Loan Agreement.

SECTION 2. Termination and Release. Bank hereby:

- (a) terminates the IP Security Agreement;
- (b) terminates, cancels, forever discharges, and releases the security interest in the Patents and Trademarks, including the Patents and Trademarks set forth on Schedule A attached hereto;
- (c) represents and warrants that it has full authority to execute and deliver this Release; and
- (d) authorizes the recordation of this Release with the USPTO at Grantors' expense.

IN WITNESS WHEREOF, the Bank has caused this Termination and Release of Security Interest in Intellectual Property to be duly executed as of the date first set forth above.

Administrative Agent:

East West Bank

By: _____
Name: Kelvin Chan _____
Title: Managing Director _____

Schedule A

Patents and Patent Applications

Held by NABC, Inc. (successor in interest to New Age Health Sciences, Inc.)

- U.S. Patent No. 7,399,755 – "Formulations Comprising Multiple Dietary and Endogenously Made Antioxidants and B-Vitamins", Application No. 11/357,246
- U.S. Patent No. 7,449,451 – "Use of Multiple Antioxidant Micronutrients as Systemic Biological Radioprotective Agents Against Potential Ionizing Radiation Risks", Application No. 10/229,274
- U.S. Patent No. 7,605,145 – "Micronutrient Formulations for Treatment of Diabetes Mellitus", Application No. 11/943,176
- U.S. Patent No. 7,628,984 – "Micronutrient Formulations for Pulmonary and Heart Health", Application No. 12/157,077
- U.S. Patent No. 7,635,469 – "Micronutrient Formulations for Hearing Health", Application No. 12/080,189
- U.S. Patent No. 8,221,799 – "Multiple Antioxidant Optimal Health/Veterans Ultimate Complete Formulation", Application No. 11/671,317
- U.S. Patent No. 8,592,392 – "Multiple Antioxidant Micronutrients", Application No. 11/032,831
- U.S. Patent No. 9,655,966 – "Micronutrient Formulations for Radiation Applications", Application No. 12/284,841
- U.S. Application No. 14/756,311 – "Antioxidants Micronutrients in Electronic Cigarettes"
- U.S. Application No.: 15/603,197 – "Micronutrient Formulation for Environmental Applications"
- U.S. Application No. 62/553,260 – "Composition of Micronutrients and Phytochemicals"
- U.S. Application No. 62/685,498 – "Compositions of Nutrients and Phytochemicals for Preoperative Functional Beverages in Enhanced Recovery after Surgery (ERAS) Protocols"

**Patents and Patent Applications
Held by Morinda, Inc.**

- U.S. Patent No. 8,790,727 – “Morinda citrifolia and Iridoid based Formulations”, Application No. 13/032,540
- U.S. Patent No. 6,214,351 – “Morinda citrifolia Oil”, Application No. 09/384,785
- U.S. Patent No. 6,254,913 – “Morinda citrifolia Dietary Fiber and Method”, Application No. 09/384,784
- U.S. Patent No. 6,417,157 – “Morinda citrifolia Oil”, Application No. 09/523,865
- U.S. Patent No. 6,589,514 – “Cosmetic Intensive Repair Serum with Morinda citrifolia”, Application No. 09/836,869
- U.S. Patent No. 8,025,910 – “Method and Composition for Administering Bioactive Compounds derived from Morinda citrifolia”, Application No. 11/746,798
- U.S. Patent No. 8,535,741 – “Method and Composition for Administering Bioactive Compounds derived from Morinda citrifolia”, Division of Application No. 11/746,798
- U.S. Patent No. 8,652,546 – “Morinda citrifolia based Formulations for Regulating T Cell Immunomodulation in Neonatal Stock Animals”, Application No. 12/199,369
- U.S. Patent No. 8,679,550 – “Morinda citrifolia Juice Formulations Comprising Iridoids”, Application 13/406,253

**Trademarks and Trademark Applications Held by
NewAge, Inc. (f/k/a New Age Beverages Corporation)**

U.S. Trademark Registration for LIBERATE YOUR THIRST, Registration No. 4863045

U.S. Trademark Registration for BÚCHA, Registration No. 5025217

U.S. Trademark Registration for COCO LIBRE, Registration No. 4094652

U.S. Trademark Registration for BÚCHA, Registration No. 3999942

U.S. Trademark Registration for XING TEA, Registration No. 3289696

U.S. Trademark Application for *New Age* figurative mark, Serial No. 88166351

U.S. Trademark Application for NEW AGE, Serial No. 88166371

U.S. Trademark Application for CBD CANNABINOID INFUSED, Serial No. 88151044

U.S. Trademark Application for CBD SHOT, Serial No. 88140172

U.S. Trademark Application for CBD TEA SHOT, Serial No. 88138729

U.S. Trademark Application for THC TEA, Serial No. 88113736

U.S. Trademark Application for CBD TEA, Serial No. 88113728

U.S. Trademark Application for THC WTR, Serial No. 88113711

U.S. Trademark Application for CBD WTR, Serial No. 88113680

U.S. Trademark Application for CANNA T, Serial No. 88106486

**U.S. Trademarks and Trademark Applications
held by Morinda, Inc.**

U.S. Trademark Registration for TE MANA, Registration No. 5353752

U.S. Trademark Registration for TRUAGE, Registration No. 4632984

U.S. Trademark Registration for MORINDA, Registration No. 3103905

U.S. Trademark Registration for MORINDA, Registration No. 3106564

U.S. Trademark Registration for TAHITIAN NONI, Registration No. 3123217

U.S. Trademark Registration for TAHITIAN NONI, Registration No. 3074196

U.S. Trademark Registration for TAHITIAN NONI, Registration No. 4172104

U.S. Trademark Registration for TAHITIAN NONI, Registration No. 3488064

U.S. Trademark Registration for TAHITIAN NONI, Registration No. 3488062

U.S. Trademark Registration for *bottle shape*, Registration No. 2727630

U.S. Trademark Registration for *bottle shape*, Registration No. 2586236

U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2537558

U.S. Trademark Registration for *Man with Conch Shell* figurative mark, Registration No.
2374456

U.S. Trademark Registration for *Man with Conch Shell* figurative mark, Registration No.
2359545

U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2353365

U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2353364

U.S. Trademark Registration for MORINDA, Registration No. 2348298

U.S. Trademark Registration for MORINDA, Registration No. 2323630

U.S. Trademark Registration for MORINDA, Registration No. 2320937

U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2420648

U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2213694

U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2207977

U.S. Trademark Registration for *Man with Conch Shell* figurative mark, Registration No.
2198227

U.S. Trademark Registration for MORINDA, Registration No. 2188983

U.S. Trademark Registration for 100% AUTHENTIC TAHITIAN NONI, Registration No.
2212254