

PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1
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EPAS ID: PAT6427190

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE OF SECURITY AGREEMENT AT REEL/FRAME 044405/0405
CONVEYING PARTY DATA	
Name	Execution Date
MIDCAP FINANCIAL TRUST	12/01/2020
RECEIVING PARTY DATA	
Name:	ZICAM, LLC
Street Address:	1 GRANDE COMMONS
Internal Address:	440 ROUTE 22 EAST, SUITE 130
City:	BRIDGEWATER
State/Country:	NEW JERSEY
Postal Code:	08807
PROPERTY NUMBERS Total: 7	
Property Type	Number
Patent Number:	6080783
Patent Number:	7714011
Patent Number:	7754763
Patent Number:	8853265
Patent Number:	7115275
Patent Number:	7597901
Patent Number:	8133502
CORRESPONDENCE DATA	
Fax Number:	(212)969-2900
<i>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.</i>	
Phone:	212-969-3000
Email:	ypan@proskauer.com
Correspondent Name:	RYAN J. HARRIS
Address Line 1:	PROSKAUER ROSE LLP
Address Line 2:	ELEVEN TIMES SQUARE
Address Line 4:	NEW YORK, NEW YORK 10036-8299
ATTORNEY DOCKET NUMBER:	20302-235
NAME OF SUBMITTER:	RYAN J. HARRIS
SIGNATURE:	/Ryan J. Harris/

PATENT

DATE SIGNED:	12/01/2020
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Total Attachments: 8

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**RELEASE OF INTELLECTUAL PROPERTY SECURITY AGREEMENT
(TRADEMARKS AND PATENTS)**

This **RELEASE OF INTELLECTUAL PROPERTY SECURITY AGREEMENT (TRADEMARKS AND PATENTS)**, dated as of December 1, 2020 (this “**Release**”), is made by MIDCAP FINANCIAL TRUST, in its capacity as administrative agent for the Lenders and collateral agent for the Secured Parties (in such capacity, “**Agent**”) under the Loan Agreement referred to below. All capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Loan Agreement.

WHEREAS, in connection with that certain Loan and Security Agreement, dated as of December 15, 2017 (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the “**Loan Agreement**”), by and among Consumer Health LLC, a Delaware limited liability company (the “**Borrower**”), Consumer Health Midco LLC, a Delaware limited liability company (“**Holdings**”), as a Guarantor, the other Guarantors from time to time party thereto, the Lenders from time to time party thereto and Agent, the Lenders have severally agreed to make extensions of credit to the Borrower;

WHEREAS, in connection with the Loan Agreement and pursuant to those certain agreements described on Annex I attached hereto (collectively, the “**Intellectual Property Security Agreements**”), certain of the Guarantors (collectively, the “**Grantors**”) granted to the Agent a security interest in their Intellectual Property, including the Trademarks and Patents (as each such term is defined in the applicable Intellectual Property Security Agreements) of the Grantors listed on Annex I attached hereto (the “**Trademark and Patent Collateral**”); and

WHEREAS, the Intellectual Property Security Agreements were recorded in the United States Patent and Trademark Office (the “**USPTO**”) on the dates and on the reel and frame numbers set forth on Annex I hereto.

NOW THEREFORE, in consideration of the material covenants and agreements set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Agent hereby releases, terminates and discharges, without representation, recourse or warranty whatsoever, all of its rights in, to and under, including its Lien on and security interest in, and right of setoff against the Trademark and Patent Collateral, whether granted pursuant to the Intellectual Property Security Agreements or any other agreement or document delivered in connection with the Loan Agreement, and the Agent hereby reassigns any and all such right, title and interest (if any) that the Agent may have in, to and under the Trademark and Patent Collateral to the Grantors.

This Release shall be governed by, and construed and interpreted in accordance with, the laws of the State of New York.

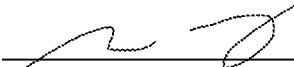
[Signature Page Follows]

IN WITNESS WHEREOF, the Agent has executed this Release as of the date first written above.

MIDCAP FINANCIAL TRUST, as Agent

By: Apollo Capital Management, L.P.,
its investment manager

By: Apollo Capital Management GP, LLC,
its general partner

By: 
Name: Maurice Amsellem
Title: Authorized Signatory

ANNEX I

Intellectual Property Security Agreement against Zicam, LLC in favor of Agent, dated as of December 15, 2017 and recorded in the USPTO on December 15, 2017 at Reel/Frame 6229/0816 and covering the following trademarks:

OWNER	COUNTRY	MARK	FILING DATE	SERIAL NO.	REGISTRATION DATE	REG. NO.
Zicam, LLC	U.S.	ZICAM	5/22/2001	76/261,513	12/11/2001	2,517,404
Zicam, LLC	U.S.	ZICAM	7/30/2015	86/709,312	3/8/2016	4,913,192
Zicam, LLC	U.S.	RAPIDMELTS	6/09/2003	78/259,878	1/18/2005	2,920,000
Zicam, LLC	U.S.	NO-DRIP LIQUID	1/20/2004	78/353,923	12/13/2005	3,030,829
Zicam, LLC	U.S.	GET OVER YOUR COLD FASTER	4/3/2006	78/852,939	8/5/2008	3,482,729
Zicam, LLC	U.S.	PRE-COLD	4/26/2012	85/609,052	7/3/2013	4,373,455
Zicam, LLC	U.S.	COMPLETELY DIFFERENT	4/26/2012	85/609,067	7/23/2013	4,373,456
Zicam, LLC	U.S.	COLD MONSTER	4/26/2012	85/609,085	7/9/2013	4,365,771

Intellectual Property Security Agreement against Matrixx Initiatives, Inc. in favor of Agent, dated as of December 15, 2017 and recorded in the USPTO December 15, 2017 at Reel/Frame 6229/0833 and covering the following trademarks:

OWNER	COUNTRY	MARK	FILING DATE	SERIAL NO.	REGISTRATION DATE	REG. NO.
Matrixx Initiatives, Inc.	U.S.	COLD MONSTER DESIGN--OVER	9/21/2012	85/735,388	1/21/2014	4,472,026
Matrixx Initiatives, Inc.	U.S.	READY. AIM. RELIEF	12/6/2011	85/487,779	4/9/2013	4,318,127
Matrixx Initiatives, Inc.	U.S.	GET YOUR BETTER BACK	7/12/2016	87/101,382	9/26/2017	5,297,776

Intellectual Property Security Agreement against Matrixx Initiatives, Inc. in favor of Agent, dated as of December 15, 2017 and recorded in the USPTO on December 15, 2017 at Reel/Frame 044405/0304 USPTO and covering the following patents:

OWNER	COUNTRY	TITLE	FILING DATE	APPLICATION NO.	ISSUE DATE	PATENT NO.
Matrixx Initiatives, Inc.	U.S.	COMPOSITION AND METHOD FOR MOISTURIZING NASAL TISSUE	4/18/2005	11/109,128	10/21/2008	7,439,269
Matrixx Initiatives, Inc.	U.S.	PHARMACEUTICAL COMPOSITIONS COMPRISING PLANT EXTRACTS AND METHODS FOR REDUCING DURATION OF A COMMON COLD USING SAME	7/9/2014	14/327,339	5/19/2015	9,034,401
Matrixx Initiatives, Inc.	U.S.	PHARMACEUTICAL COMPOSITIONS COMPRISING PLANT EXTRACTS AND METHODS FOR REDUCING DURATION OF A COMMON COLD USING SAME	4/29/2015	14/699,676	1/31/2017	9,555,069
Matrixx Initiatives, Inc.	U.S.	PHARMACEUTICAL COMPOSITIONS COMPRISING PLANT EXTRACTS AND METHOD FOR REDUCING DURATION OF A COMMON COLD USING SAME	12/21/2016	15/386,318	8/11/2020	10,736,931

Intellectual Property Security Agreement against Zicam Swab Products, LLC in favor of Agent, dated as of December 15, 2017 and recorded in the USPTO on December 15, 2017 at Reel/Frame 044405/0346 and covering the following patent:

OWNER	COUNTRY	TITLE	FILING DATE	APPLICATION NO.	ISSUE DATE	PATENT NO.
Zicam Swab Products, LLC	U.S.	CONTAINERS HAVING FRACTURE RECESS FOR OPENING CONTAINERS (Viridian Patent)	8/11/2000	09/637,439	2/11/2003	6,516,947

Intellectual Property Security Agreement against Zicam, LLC in favor of Agent, dated as of December 15, 2017 and recorded in the USPTO on December 15, 2017 at Reel/Frame 044405/0405 and covering the following patents:

OWNER	COUNTRY	TITLE	FILING DATE	APPLICATION NO.	ISSUE DATE	PATENT NO.
Zicam, LLC	U.S.	METHOD AND COMPOSITION FOR DELIVERING ZINC TO THE NASAL MEMBRANE	9/1/1998	09/145,042	6/27/2000	6,080,783
Zicam, LLC	U.S.	COMPOSITIONS TO REDUCE CONGESTION AND METHODS FOR APPLICATION THEREOF TO THE NASAL MEMBRANE	9/15/2003	10/663,010	5/11/2010	7,714,011
Zicam, LLC	U.S.	ORAL COMPOSITION TO REDUCE COLD SYMPTOMS AND DURATION OF SAME	4/30/2004	10/837,078	7/13/2010	7,754,763
Zicam, LLC	U.S. (Continuation)	ORAL COMPOSITION TO REDUCE COLD SYMPTOMS AND DURATION OF SAME	7/13/2010	12/835,646	10/7/2014	8,853,265
Zicam, LLC	U.S.	SYSTEM FOR DELIVERING A COMPOSITION TO THE NASAL MEMBRANE AND METHOD OF USING SAME	9/16/2003	10/664,839	10/3/2006	7,115,275
Zicam, LLC	U.S.	SYSTEM FOR DELIVERING A COMPOSITION TO THE NASAL MEMBRANE AND METHOD OF USING THE SAME	8/15/2006	11/464,627	10/6/2009	7,597,901
Zicam, LLC	U.S.	SYSTEM FOR DELIVERING A COMPOSITION TO THE NASAL MEMBRANE AND METHOD OF USING SAME	9/15/2009	12/560,130	13/13/2012	8,133,502

Intellectual Property Security Agreement against Zicare, LLC in favor of Agent, dated as of December 15, 2017 and recorded in the USPTO on December 15, 2017 at Reel/Frame 044405/0443 and covering the following patents:

OWNER	COUNTRY	TITLE	FILING DATE	APPLICATION NO.	ISSUE DATE	PATENT NO.
Zicare, LLC	U.S.	COMPOSITION FOR PROMOTING AND MAINTAINING ORAL HEALTH	5/15/2007	11/749,111	10/28/2014	8,871,183
Zicare, LLC	U.S.	METHOD FOR MEASURABLY IMPROVING ORAL HEALTH	6/12/2009	12/300,995	7/7/2015	9,072,673