

PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1
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Assignment ID: PATI243359

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST
CONVEYING PARTY DATA	
Name	Execution Date
Bank of America, N.A., as Administrative Agent	05/17/2024
RECEIVING PARTY DATA	
Company Name:	Sperry Rail, Inc.
Street Address:	43 ARCH STREET
City:	GREENWICH
State/Country:	CONNECTICUT
Postal Code:	06830
Company Name:	Sperry Rail Holdings, Inc.
Street Address:	43 ARCH STREET
City:	GREENWICH
State/Country:	CONNECTICUT
Postal Code:	06830
PROPERTY NUMBERS Total: 10	
Property Type	Number
Patent Number:	7849748
Patent Number:	5419196
Patent Number:	5578758
Patent Number:	8181529
Patent Number:	6476603
Patent Number:	6600999
Patent Number:	6594591
Patent Number:	5970438
Patent Number:	8739631
Application Number:	12812326
CORRESPONDENCE DATA	
Fax Number:	7043311159
<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:	(704)331-1000

Email:	pto_tmconfirmation@mvalaw.com,maryelizabethzaldivar@mvalaw.com
Correspondent Name:	John Slaughter
Address Line 1:	Moore & Van Allen PLLC
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ATTORNEY DOCKET NUMBER:	327000.029046
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NAME OF SUBMITTER:	Mary Zaldivar
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SIGNATURE:	Mary Zaldivar
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DATE SIGNED:	05/20/2024
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Total Attachments: 6

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TERMINATION AND RELEASE OF SECURITY INTEREST IN PATENTS

This TERMINATION AND RELEASE OF SECURITY INTEREST IN PATENTS, dated as of May 17, 2024 (“Release”), is made by Bank of America, N.A., as Administrative Agent (“Administrative Agent”) in favor of Sperry Rail, Inc., a Delaware corporation, and Sperry Rail Holdings, Inc., a Delaware corporation (collectively, the “Grantors” and individually, a “Grantor”).

WHEREAS, pursuant to that certain Pledge and Security Agreement dated as of December 31, 2015 (as amended, supplemented or otherwise modified from time to time, the “Security Agreement”) by and among the Grantors, Administrative Agent, and others party thereto, and the Patent Security Agreement dated as of December 31, 2015 by and among the Grantors and Administrative Agent (“Patent Security Agreement”), each Grantor assigned, pledged, hypothecated, charged, mortgaged, delivered, and transferred to the Administrative Agent, for the benefit of the Secured Parties, and granted to the Administrative Agent, for the benefit of the Secured Parties, a continuing security interest in the Patent Collateral; and

WHEREAS, the Patent Security Agreement was recorded at the United States Patent and Trademark Office (“USPTO”) on January 7, 2016 at Reel 037428 Frame 0966.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Administrative Agent, on behalf of the Secured Parties, and Grantors agree as follows:

SECTION 1. Defined Terms. All capitalized terms used herein but not otherwise defined herein have the meanings given to them in the Security Agreement or Patent Security Agreement.

SECTION 2. Termination and Release. Administrative Agent, on behalf of the Secured Parties, without any representation, warranty, recourse, or undertaking of any kind (whether express or implied), hereby:

(a) terminates, cancels, discharges, and releases the continuing security interest in the Patent Collateral, including, but not limited to, the foregoing listed on Schedule A attached hereto, granted pursuant to the Security Agreement or Patent Security Agreement; and

(b) authorizes the recordation of this Release with the USPTO at each Grantor’s expense.

SECTION 3. Acknowledgement. The release of security interest granted herein expressly does not include a release of the security interest granted pursuant to the Amended and Restated Security and Pledge Agreement dated as of even date herewith (as amended, modified, extended, restated, renewed, replaced, or supplemented from time to time) by and among the Grantors, Bank of America, N.A., and others party thereto.

IN WITNESS WHEREOF, the Administrative Agent, on behalf of the Secured Parties, has caused this Termination and Release of Security Interest in Patents to be duly executed as of the date first set forth above.

Administrative Agent:

Bank of America, N.A., as Administrative Agent

By: 

Name: Timothy J. Waltman

Title: Senior Vice President

Schedule A

Issued Patents

Owner	Country	Description	Issue/Reg. Date	Regist. / Patent No.
Sperry Rail Holdings, Inc.	US	SPERRY X-FIRE ("Method of and apparatus for in situ ultrasonic rail inspection of a railroad rail")	5/15/2008	7849748 B2
Sperry Rail, Inc.	Canada	SPERRY X-FIRE ("Method of and apparatus for in situ ultrasonic rail inspection of a railroad rail")	1/3/2012	2,722,861
Sperry Rail, Inc.	Europe	SPERRY X-FIRE ("Method of and apparatus for in situ ultrasonic rail inspection of a railroad rail")	2/20/2013	EP 2277037
Sperry Rail, Inc.	Canada	Title: "Rail Investigating Ultrasonic Transducer". We refer to it as focused side-looker technology. This is Gen 2 side-looker technology.	12/18/1997	2155197
Sperry Rail Holdings, Inc.	US	UT Side-Looker for Rail Head Flaw Detection	5/30/1995	5,419,196
Sperry Rail Holdings, Inc.	US	Title: "Rail Investigating Ultrasonic Transducer". We refer to it as focused side-looker technology. This is Gen 2 side-looker technology.	11/26/1996	5,578,758
Sperry Rail Intl	UK	Title: Sensor Assembly. Eddy Current RSU that tests for surface cracking.	6/3/2009	GB2469009
Sperry Rail Intl	Europe	Title: Sensor Assembly. Eddy Current RSU that tests for surface cracking.	5/15/2013	2 244923
Sperry Rail Intl	UK	Title: System and method for the detection of defects in rails. Ultrasonic technique that uses a mist of liquid. "Using mist as an ultrasound coupling medium when detecting defects in rails."		GB 2436363

Owner	Country	Description	Issue/Reg. Date	Registr. / Patent No.
Sperry Rail Intl	Canada	Title: System and method for the detection of defects in rails. Ultrasonic technique that uses a mist of liquid. "Using mist as an ultrasound coupling medium when detecting defects in rails."	1/2/2008	
Sperry Rail Intl	China	Title: System and method for the detection of defects in rails. Ultrasonic technique that uses a mist of liquid. "Using mist as an ultrasound coupling medium when detecting defects in rails."	1/30/2013	ZL 200780010309.7
Sperry Rail Holdings, Inc.	US	Title: System and method for the detection of defects in rails. Ultrasonic technique that uses a mist of liquid. "Using mist as an ultrasound coupling medium when detecting defects in rails."	5/22/2012	8,181,529 B2
Sperry Rail Intl	Intl	Title: System and method for the detection of defects in rails. Ultrasonic technique that uses a mist of liquid. "Using mist as an ultrasound coupling medium when detecting defects in rails."		International Patents do not have a Patent Number
Sperry Rail Holdings, Inc.	US	Brush Assembly for Magnetic Induction Test Apparatus	11/30/2001	6,476,603
Sperry Rail Holdings, Inc.	US	Hi-rail vehicle based inspection system using a non-railbound vehicle	7/29/2003	6,600,999
Sperry Rail Holdings, Inc.	US	Method and system for processing rail inspection test data	7/15/2003	6,594,591
Sperry Rail Holdings, Inc.	US	Method and apparatus for testing rails by using two rail-bound vehicles / "method and apparatus for testing rails for structural defects"		5,970,438
Sperry Rail Holdings, Inc.	US	Title: System and Method for Non-Destructive testing of railroad rails using Ultrasonic Apparatuses mounted within fluid-filled tires maintained at Constant Temperatures	6/3/2014	8739631 B2

Owner	Country	Description	Issue/Reg. Date	Regist./ Patent No.
Sperry Rail Inc.	China	Title: System and Method for Non-Destructive testing of railroad rails using Ultrasonic Apparatuses mounted within fluid-filled tires maintained at Constant Temperatures	8/19/2015	ZL 201210208066.0
Sperry Rail Inc.	China	Title: System for Ultrasonic Rail Inspection of Railroad Rails	6/12/2013	ZL 201220351791.9

Pending Patent Applications

Owner	Country	Description	Serial/ App. No.	Date Filed
Sperry Rail, Inc.	China	SPERRY X-FIRE ("Method of and apparatus for in situ ultrasonic rail inspection of a railroad rail")	China Patent # 200980126916.9	5/14/2009
Sperry Rail, Inc.	India	SPERRY X-FIRE ("Method of and apparatus for in situ ultrasonic rail inspection of a railroad rail")	PCT App # PCT / US2009 / 43873	5/14/2009
Sperry Rail Intl	US	Title: Sensor Assembly. Eddy Current RSU that tests for surface cracking.	12/812.326	7/22/2010
Sperry Rail Intl	China	Title: Sensor Assembly. Eddy Current RSU that tests for surface cracking.	China appl No. 200980101954.9	
Sperry Rail Intl	EU	Title: System and method for the detection of defects in rails. Ultrasonic technique that uses a mist of liquid. "Using mist as an ultrasound coupling medium when detecting defects in rails."	EP 07732132.1	3/24/06

Owner	Country	Description	Serial / App. No.	Date Filed
Sperry Rail Inc.	India	Title: System and method for the detection of defects in rails. Ultrasonic technique that uses a mist of liquid. "Using mist as an ultrasound coupling medium when detecting defects in rails."	IN7950/DELNP/2008	3/24/2006
Sperry Rail Inc.	Brazil	Title: System and Method for Non-Destructive testing of railroad rails using Ultrasonic Apparatuses mounted within fluid-filled tires maintained at Constant Temperatures	BR 11 2014 018661 8	7/31/14
Sperry Rail Intl	UK	Lift off invention that ensures height of sensor in relation to rail surface, thereby increasing accuracy of Eddy Current system	1517225.7	9/29/15