

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM411410

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	Release of Security Interest		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Deutsche Bank AG New York Branch		01/06/2017	Corporation: GERMANY
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Nemco Brokerage, Inc.		
<b>Street Address:</b>	340 Madison Avenue, Floor 21		
<b>City:</b>	New York		
<b>State/Country:</b>	NEW YORK		
<b>Postal Code:</b>	10173		
<b>Entity Type:</b>	Corporation: NEW YORK		
<b>PROPERTY NUMBERS Total: 1</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	3907612	VIVAWELL LIVING HEALTHIER STEP BY STEP	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	8009144240		
<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>			
<b>Phone:</b>	614-280-3566		
<b>Email:</b>	james.murray@wolterskluwer.com		
<b>Correspondent Name:</b>	James Murray		
<b>Address Line 1:</b>	4400 Easton Commons Way, Suite 125		
<b>Address Line 2:</b>	CT Corporation		
<b>Address Line 4:</b>	Columbus, OHIO 43219		
<b>NAME OF SUBMITTER:</b>	Elaine Carrera		
<b>SIGNATURE:</b>	/Elaine Carrera/		
<b>DATE SIGNED:</b>	01/06/2017		
<b>Total Attachments: 4</b>			
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source=NFP - Payoff 2017 - Trademark Release (Nemco Brokerage Inc ) - Executed#page2.tif			
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### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

**1. Name of conveying party(ies):**

Deutsche Bank AG New York Branch

- Individual(s)
- Partnership
- Corporation- State: \_\_\_\_\_
- Other \_\_\_\_\_
- Association
- Limited Partnership

Citizenship (see guidelines) German

Additional names of conveying parties attached?  Yes  No

**3. Nature of conveyance/Execution Date(s) :**

Execution Date(s) January 6, 2017

- Assignment
- Security Agreement
- Other Release of Security Interest
- Merger
- Change of Name

**2. Name and address of receiving party(ies)**

Additional names, addresses, or citizenship attached?  Yes  No

Name: Nemco Brokerage, Inc.

Street Address: 340 Madison Avenue, Floor 21

City: New York

State: NY

Country: USA Zip: 10173

- Individual(s) Citizenship \_\_\_\_\_
- Association Citizenship \_\_\_\_\_
- Partnership Citizenship \_\_\_\_\_
- Limited Partnership Citizenship \_\_\_\_\_
- Corporation Citizenship USA-NY
- Other \_\_\_\_\_ Citizenship \_\_\_\_\_

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
(Designations must be a separate document from assignment)

**4. Application number(s) or registration number(s) and identification or description of the Trademark.**

A. Trademark Application No.(s) \_\_\_\_\_ Text \_\_\_\_\_

B. Trademark Registration No.(s)

3907612

Additional sheet(s) attached?  Yes  No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

**5. Name & address of party to whom correspondence concerning document should be mailed:**

Name: Elaine Carrera, Legal Assistant

Internal Address: \_\_\_\_\_

Street Address: c/o Cahill Gordon & Reindel LLP  
80 Pine Street

City: New York

State: NY Zip: 10005

Phone Number: (212) 701-3365

Docket Number: \_\_\_\_\_

Email Address: ecarrera@cahill.com

**6. Total number of applications and registrations involved:**

1

**7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$** \_\_\_\_\_

- Authorized to be charged to deposit account
- Enclosed

**8. Payment Information:**

Deposit Account Number \_\_\_\_\_

Authorized User Name \_\_\_\_\_

**9. Signature:**

Elaine Carrera  
Signature

January 6, 2017  
Date

Elaine Carrera

Name of Person Signing

Total number of pages including cover sheet, attachments, and document: 4

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Branch, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

**TERMINATION AND RELEASE OF  
SECURITY INTEREST IN TRADEMARKS**

This Termination and Release of Security Interest in Trademarks (“Trademark Release”) is made as of January 6, 2017, by DEUTSCHE BANK AG NEW YORK BRANCH, a German foreign banking corporation (in such capacity, the “Administrative Agent”).

WITNESSETH:

WHEREAS, NEMCO BROKERAGE, INC., a New York corporation with offices at 340 Madison Avenue, Floor 21, New York, New York 10173 (the “Grantor”), entered into a certain trademark security agreement dated July 1, 2013 (the “Trademark Security Agreement”) with the Administrative Agent, notice of which was recorded on July 2, 2013 at the United States Patent and Trademark Office at Reel 5062, Frame 0903.

WHEREAS, Grantor granted the Administrative Agent, under the terms of the Trademark Security Agreement, a continuing security interest (the “Security Interest”) in favor of the Administrative Agent, in and to certain of Grantor’s intellectual property, including without limitation (a) the trademarks listed in **Schedule A** (collectively, the “Trademarks”), (b) all renewals and extensions of the foregoing, (c) all goodwill of the business connected with the use of, and symbolized by the foregoing, (d) any and all claims for damages and injunctive relief for past, present and future infringement, misappropriation, violation or misuse with respect to any of the foregoing, with the right, but not the obligation, to sue for and collect, or otherwise recover, such damages and (e) any and all proceeds of, collateral for, income, royalties and other payments now or hereafter due and payable with respect to, and supporting obligations relating to, any and all of or arising from any of the foregoing (collectively, the “Released Property”).

WHEREAS, the Administrative Agent has agreed to terminate and release its security interest in all such Trademarks as herein provided.


NOW, THEREFORE, in consideration of the foregoing and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and intending to be legally bound, the Administrative Agent, for itself and on behalf of the lenders in association with the Security Interest, hereby releases, terminates and discharges any and all of its interest in the Released Property, and assigns, transfers and conveys to Grantor any interest in such intellectual property, including the Security Interest.

**[Remainder of this page intentionally left blank; signature page follows]**

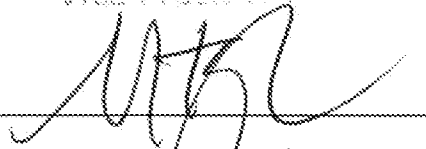
IN WITNESS WHEREOF, the Administrative Agent has caused this Trademark Release to be executed as of the day and year first written above.

**DEUTSCHE BANK AG NEW YORK  
BRANCH,**

as Administrative Agent

By: 

Name: Peter Cucchiara  
Title: Vice President

By: 

Name: Marcus Tarkington  
Title: Director

**Schedule A**

**TRADEMARKS**

<b>1</b>	<b>Serial #:</b> <u>85054392</u> <b>Filing Dt:</b> 06/03/2010 <b>Reg #:</b> <u>3907612</u> <b>Reg. Dt:</b> 01/18/2011 <b>Mark:</b> VIVAWELL LIVING HEALTHIER STEP BY STEP
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