

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM465990

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Bank of America, N.A.		03/16/2018	National Banking Association: UNITED STATES

RECEIVING PARTY DATA

Name:	Scivation, Inc.
Street Address:	3891 S. Traditions Drive
City:	Bryan
State/Country:	TEXAS
Postal Code:	77807
Entity Type:	Corporation: NORTH CAROLINA

PROPERTY NUMBERS Total: 29

Property Type	Number	Word Mark
Registration Number:	5138635	FLEXATRIL
Registration Number:	5004985	1BNF
Registration Number:	5004906	FIRST, BUT NEVER FINISHED
Registration Number:	4990290	XTEND PERFORM
Registration Number:	4810162	XTEND GO
Registration Number:	4760425	XTEND
Registration Number:	4697988	PSYCHO
Registration Number:	4621768	SCIVATION PSYCHO
Registration Number:	4601224	SCIVATION XTEND
Registration Number:	4600970	DIALENE
Registration Number:	4561696	XTEND ENDURANCE
Registration Number:	4160879	SCIVATION
Serial Number:	87209755	ISO-XT
Serial Number:	87057536	QUAKE 10.0
Serial Number:	87056950	TESTED IN THE LAB. PROVEN IN THE GYM.
Serial Number:	87056945	MORE WEIGHT. MORE REPS. LESS REST.
Serial Number:	87056885	TESTED IN THE LAB. PROVEN IN THE GYM.
Serial Number:	87056778	MORE WEIGHT. MORE REPS. LESS REST.

CH \$740.00 5138635

TRADEMARK

Property Type	Number	Word Mark
Serial Number:	86818526	SYMYX ELEVATE
Serial Number:	86818480	SYMYX ELEVATE
Serial Number:	86777809	SYMYX
Serial Number:	86774180	SYMYX
Serial Number:	86732646	1BNF
Serial Number:	86732643	1BNF
Serial Number:	86732586	1BNF
Serial Number:	86708143	FIRST, BUT NEVER FINISHED
Serial Number:	86708138	FIRST, BUT NEVER FINISHED
Serial Number:	86708093	FIRST, BUT NEVER FINISHED
Serial Number:	86179922	SESATHIN

CORRESPONDENCE DATA

Fax Number: 2125935955

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: 212-756-2132

Email: scott.kareff@srz.com

Correspondent Name: S. Kareff c/o Schulte Roth & Zabel LLP

Address Line 1: 919 Third Avenue

Address Line 2: 19th Floor

Address Line 4: New York, NEW YORK 10022

ATTORNEY DOCKET NUMBER:	014951-1782
NAME OF SUBMITTER:	Scott Kareff (014951-1782)
SIGNATURE:	/kc for sk/
DATE SIGNED:	03/16/2018

Total Attachments: 3

source=Trademark Release for Bank of America, N.A. - Scivation, Inc#page1.tif

source=Trademark Release for Bank of America, N.A. - Scivation, Inc#page2.tif

source=Trademark Release for Bank of America, N.A. - Scivation, Inc#page3.tif

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

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS**, dated as of March 16, 2018 (“Release”), is made by Bank of America, N.A., as Administrative Agent (“Administrative Agent”) in favor of Scivation, Inc., a North Carolina corporation with offices located at 3891 S. Traditions Drive, Bryan, TX 77807 (“Obligor”).

WHEREAS, pursuant to that certain Security and Pledge Agreement dated as of September 20, 2016 (as amended, restated, supplemented, modified, extended, renewed or replaced from time to time, the “Security Agreement”) by and among the Obligor, Administrative Agent, and others party thereto, Obligor granted to the Administrative Agent, for the benefit of the holders of the Obligations (“Secured Parties”), a continuing security interest in, and a right to set off against, any and all right, title and interest of Obligor in and to all Trademarks, Trademark Licenses, and Proceeds of the foregoing (collectively, “Trademark Collateral”); and

WHEREAS, pursuant to the Security Agreement, Obligor executed and delivered to Administrative Agent, for the benefit of the Secured Parties, the Notice of Grant of Security Interest in Trademarks recorded at the United States Patent and Trademark Office (“USPTO”) on April 3, 2017 at Reel 6024 Frame 0442 (“Notice”).

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 Obligor 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 Notice, as applicable.

SECTION 2. Termination and Release. Administrative Agent, on behalf of the Secured Parties, without representation, warranty, or recourse, hereby:

(a) terminates, cancels, discharges, and releases the continuing security interest in, and the right to set off against, Obligor’s right, title, and interest in and to all the Trademark Collateral, including, but not limited to, the foregoing listed on Schedule A attached hereto, granted pursuant to the Security Agreement and/or Notice, as applicable; and

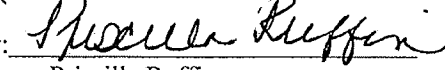
(b) authorizes the recordation of this Release with the USPTO at Obligor’s expense.

SECTION 3. Choice of Law. This Release shall be governed by and construed in accordance with the laws of the State of New York.

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

Administrative Agent:

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

By: 

Name: Priscilla Ruffin

Title: Assistant Vice President

Schedule A

Scivation, Inc.
(North Carolina Corporation)

U.S. Trademarks Subject to Security Interest
Granted by Scivation, Inc.
In Favor of Bank of America, N.A., as Administrative Agent
Recorded April 3, 2017 at Reel 6024 Frame 0442

Trademark Registrations

Mark	Reg. No.	Reg. Date
FLEXATRIL	5138635	02/07/17
1BNF	5004985	07/19/16
FIRST, BUT NEVER FINISHED	5004906	07/19/16
XTEND PERFORM	4990290	06/28/16
XTEND GO	4810162	09/08/15
XTEND	4760425	06/23/15
PSYCHO	4697988	03/10/15
SCIVATION PSYCHO	4621768	10/14/14
SCIVATION XTEND	4601224	09/09/14
DIALENE	4600970	09/09/14
XTEND ENDURANCE	4561696	07/01/14
SCIVATION	4160879	06/19/12

Trademark Applications

Mark	Appl. No.	Filing Date
ISO-XT	87209755	10/20/16
QUAKE 10.0	87057536	06/02/16
TESTED IN THE LAB. PROVEN IN THE GYM. MORE WEIGHT. MORE REPS. LESS REST.	87056950	06/01/16
TESTED IN THE LAB. PROVEN IN THE GYM. MORE WEIGHT. MORE REPS. LESS REST.	87056945	06/01/16
TESTED IN THE LAB. PROVEN IN THE GYM. MORE WEIGHT. MORE REPS. LESS REST.	87056885	06/01/16
TESTED IN THE LAB. PROVEN IN THE GYM. MORE WEIGHT. MORE REPS. LESS REST.	87056778	06/01/16
SYMYX ELEVATE	86818526	11/12/15
SYMYX ELEVATE	86818480	11/12/15
SYMYX	86777809	10/05/15
SYMYX	86774180	09/30/15
1BNF	86732646	08/21/15
1BNF	86732643	08/21/15
1BNF	86732586	08/21/15
FIRST, BUT NEVER FINISHED	86708143	07/29/15
FIRST, BUT NEVER FINISHED	86708138	07/29/15
FIRST, BUT NEVER FINISHED	86708093	07/29/15
SESATHIN	86179922	01/30/14

TRII\987557v2