

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM567547

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Bank of America, N.A.		03/17/2020	National Association: UNITED STATES
RECEIVING PARTY DATA			
Name:	Boardriders IP Holdings, LLC		
Street Address:	5600 Argosy Circle #100		
City:	Huntington Beach		
State/Country:	CALIFORNIA		
Postal Code:	92649		
Entity Type:	Limited Liability Company: CALIFORNIA		
PROPERTY NUMBERS Total: 10			
Property Type	Number	Word Mark	
Registration Number:	2345952	EXCELWEAR	
Registration Number:	2836886		
Registration Number:	2977752	XCEL	
Registration Number:	3785057	XCEL	
Registration Number:	1622623	XCEL	
Registration Number:	1965081	XCEL	
Registration Number:	2948566	XCEL	
Registration Number:	2217115	XCEL	
Registration Number:	5816788	XCEL	
Registration Number:	1292982	XCEL	
CORRESPONDENCE DATA			
Fax Number:	6179518736		
<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:	6173417729		
Email:	katarzyna.gaysunas@morganlewis.com		
Correspondent Name:	Katarzyna Gaysunas		
Address Line 1:	1 Federal St		
Address Line 2:	c/o Morgan, Lewis & Bockius LLP		

CH \$265.00 2345952

Address Line 4: Boston, MASSACHUSETTS 02110-1726

NAME OF SUBMITTER: Katarzyna Gaysunas

SIGNATURE: /Katarzyna Gaysunas/

DATE SIGNED: 03/17/2020

Total Attachments: 9

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PARTIAL RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

This **PARTIAL RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY** (this “**Partial Release**”) is granted as of March 17, 2020 by **BANK OF AMERICA, N.A.**, as collateral agent (the “**Grantee**”), in favor of **BOARDRIDERS IP HOLDINGS, LLC**, a California limited liability company (the “**Grantor**”);

WHEREAS, the Grantor, among others, has executed and delivered Trademark Security Agreement, dated as of April 23, 2018 (the “**IP Agreement**”), which was recorded with (i) the United States Patent and Trademark Office (the “**PTO**”) on May 22, 2018, at Reel 006405 and Frame 0793 and (ii) the Canadian Intellectual Property Office (the “**CIPO**”) on September 17, 2018;

WHEREAS, the Grantor has entered into that certain Asset Purchase Agreement, dated as of March 17, 2020 (the “**Purchase Agreement**”) with the Grantor, as the Assignor and WB Xcel Holdings, LLC, a Delaware limited liability company (the “**Assignee**”) pursuant to which, the Grantor has agreed to assign to the Assignee all of its right, title and interest in the trademarks set forth in Schedule A annexed hereto (the “**Specified Intellectual Property**”); and

WHEREAS, in connection with the Purchase Agreement, the Grantor has requested that the Grantee release and discharge fully its interest in the Specified Intellectual Property.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Grantee does hereby release and discharge, without any representation or warranty, any and all liens and security interests it may have in and to the Specified Intellectual Property expressly identified in Schedule A.

The Grantee hereby authorizes and requests that the PTO and CIPO note and record the present Partial Release.

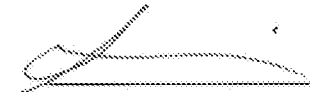
Except for the release of Specified Intellectual Property specifically identified on Schedule A attached hereto, all terms and provisions of the IP Agreement shall remain in full force and effect. Nothing contained herein shall in any way impair the validity or enforceability of the IP Agreement, as modified hereby, or alter, waive, annul, vary, affect, or impair any provisions, conditions, or covenants contained therein or any rights, powers, or remedies granted therein. **Any lien and/or security interest granted in any intellectual property pursuant to the IP Agreement or the Security Agreement (as defined in the IP Agreement) shall remain unchanged and in full force and effect except as specifically released hereby and shall continue to secure the payment and performance of all of the Secured Obligations (as defined in the Security Agreement).**

THIS PARTIAL RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY SHALL BE GOVERNED BY, AND CONSTRUED IN ACCORDANCE WITH, THE LAWS OF THE STATE OF NEW YORK.

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IN WITNESS WHEREOF, the undersigned has duly executed and delivered this Partial Release as of the date above first written.

BANK OF AMERICA, N.A., as Grantee

By: 
Name: **Stephen J. Garvin**
Title: **Managing Director**

SCHEDULE "A"

Trademarks:

Country	Trademark	Status	Registration No.	Application Date	Class	Owner per Local Country TM Register
Argentina	XCEL	Registered	2679501	10/8/1996	25	Boardriders IP Holdings, LLC
Argentina	XCEL and Design	Registered	2589832	4/19/2012	28	Boardriders IP Holdings, LLC
Australia	XCEL	Registered	1196584	8/31/2007	09, 28, 35, 41	Boardriders IP Holdings LLC
Australia	XCEL	Registered	791714	4/20/1999	25	Boardriders IP Holdings LLC
Australia	XCEL	Registered	533936	5/9/1990	25	Boardriders IP Holdings LLC
Bahrain	XCEL	Registered	TM61639	11/27/2007	25	Boardriders IP Holdings LLC
Benelux	XCEL HAWAII	Registered	832171	9/5/2007	25	Boardriders IP Holdings, LLC
Bermuda	XCEL	Registered	47250	9/12/2007	25	Boardriders IP Holdings, LLC
Brazil	XCEL	Registered	817645454	12/6/1993	25	Boardriders IP Holdings, LLC
Brazil	XCELERATOR	Registered	815509987	5/18/1990	25	Boardriders IP Holdings, LLC
Bulgaria	XCEL	Registered	70155	8/31/2007	25	Boardriders IP Holdings, LLC
Canada	XCEL	Registered	TMA880399	7/13/2011	25	Boardriders IP Holdings, LLC
Canada	XCEL and Design	Registered	TMA879489	7/13/2011	25	Boardriders IP Holdings, LLC
Chile	XCEL and Design	Registered	840799	7/18/2008	25	Boardriders IP Holdings, LLC
China	Design Only	Registered	7517663	7/3/2009	9	Boardriders IP Holdings, LLC
China	Design Only	Registered	7517659	7/3/2009	25	Boardriders IP Holdings, LLC
China	Design Only	Registered	7517665	7/3/2009	28	Boardriders IP Holdings, LLC
China	XCEL	Registered	5443890	6/26/2006	9	Boardriders IP Holdings, LLC
China	XCEL	Registered	5443891	6/26/2006	25	Boardriders IP Holdings, LLC
China	XCELERATOR	Registered	6351905	8/31/2007	9	Boardriders IP Holdings, LLC
China	XCELERATOR	Registered	6351906	10/31/2007	25	Boardriders IP Holdings, LLC
Colombia	XCEL	Registered	373141	8/31/2007	25	Boardriders IP HOLDING, LLC ¹

¹ There is a typographical error in the name of the owner for this registration, "Holding" instead of "Holdings."

Country	Trademark	Status	Registration No.	Application Date	Class	Owner per Local Country TM Register
Costa Rica	XCEL	Registered	196708	3/18/2009	25	Boardriders IP Holdings, LLC
Croatia	XCEL	Registered	Z20071618	8/31/2007	25	Boardriders IP Holdings, LLC
Dominican Republic	XCEL	Registered	164299	9/5/2007	25	Boardriders IP Holdings, LLC
Egypt	XCEL	Registered	233218	7/1/2009	09	Boardriders IP Holdings, LLC
El Salvador	XCEL	Registered	156L145	9/14/2007	09, 25	Boardriders IP Holdings, LLC
European Union	XCEL	Registered	102913	4/1/1996	09, 25	Boardriders IP Holdings, LLC
European Union	XCEL	Registered	3809571	4/29/2004	18, 25, 28	Boardriders IP Holdings, LLC
European Union	XCEL	Registered	6243745	8/31/2007	35, 41	Boardriders IP Holdings, LLC
European Union	XCELERATOR	Registered	6243802	8/31/2007	09, 25	Boardriders IP Holdings, LLC
Fiji	XCEL	Registered	7662007	10/2/2007	25	Boardriders IP Holdings, LLC
Fiji	XCEL	Registered	7672007	10/2/2007	25	Boardriders IP Holdings, LLC
Fiji	XCEL	Registered	7682007	10/2/2007	25	Boardriders IP Holdings, LLC
France	XCEL HAWAII	Registered	1469431	6/3/1988	25	Boardriders IP Holdings, LLC
Germany	XCEL	Registered	1142339	7/16/1988	25	Boardriders IP Holdings, LLC
Guatemala	XCEL	Registered	179968	3/31/2011	25	Boardriders IP Holdings, LLC
Hong Kong	XCEL	Registered	300944820	8/31/2007	25	Boardriders IP Holdings, LLC
India	XCEL and Design	Registered	1765938	12/19/2008	25	Boardriders IP Holdings, LLC
Italy	XCEL	Registered	3620190 00014855	2/15/1989	25	Boardriders IP Holdings, LLC
Japan	XCEL	Registered	4169700	7/29/1996	9	Boardriders IP Holdings, LLC
Japan	XCEL	Registered	4465450	7/15/1998	25	Boardriders IP Holdings, LLC
Japan	XCELERATOR	Registered	2354708	4/24/1989	09, 25	Boardriders IP Holdings, LLC
Jordan	XCEL and Design	Registered	97242	11/19/2007	25	Boardriders IP Holdings, LLC
Kenya	XCEL	Registered	61924	9/6/2007	25	Boardriders IP Holdings, LLC
Korea, Republic of	XCEL	Registered	400714053	3/31/2006	25, 28	Boardriders IP Holdings, LLC
Kuwait	XCEL	Registered	74693	11/26/2007	25	Boardriders IP Holdings, LLC

Country	Trademark	Status	Registration No.	Application Date	Class	Owner per Local Country TM Register
Lebanon	XCEL	Registered	113630	8/31/2007	25	Boardriders IP Holdings, LLC
Macau	XCEL	Registered	N030911	8/31/2007	25	Boardriders IP Holdings, LLC
Madagascar	XCEL	Registered	10730	9/11/2007	25	Boardriders IP Holdings, LLC
Malaysia	XCEL	Registered	7017295	9/3/2007	25	Boardriders IP Holdings, LLC
Mexico	XCEL	Registered	471072	11/5/1990	25	Boardriders IP Holdings LLC
New Zealand	XCEL	Registered	236929	5/16/1994	25	Boardriders IP Holdings LLC
Nicaragua	XCEL	Registered	201009135 2LM	8/17/2009	25	Boardriders IP Holdings, LLC
Norway	XCEL	Registered	235167	3/20/2006	25	Boardriders IP Holdings, LLC
Oman	XCEL	Registered	46899	9/12/2007	25	Boardriders IP Holdings, LLC
Peru	XCEL HAWAII and design	Pending	831390- 2019	12/26/2019	25	Boardriders IP Holdings, LLC
Peru	XCEL and Design	Pending	830965- 2019	12/20/2019	9	Boardriders IP Holdings, LLC
Philippines	XCEL HAWAII	Registered	420070103 36	9/18/2007	25	Boardriders IP Holdings, LLC
Portugal	XCEL	Registered	264883	5/6/1990	25	Boardriders IP Holdings, LLC
Portugal	XCEL	Registered	425700	12/21/2007	25, 28	Boardriders IP Holdings, LLC
Puerto Rico	XCEL	Registered	202742	8/27/2010	25	Boardriders IP Holdings, LLC
Qatar	XCEL	Registered	48438	12/30/2007	25	Boardriders IP Holdings, LLC
Singapore	XCEL	Registered	T0800780 G	1/23/2008	9	Boardriders IP Holdings, LLC
Singapore	XCEL	Registered	T0718064E	8/31/2007	25	Boardriders IP Holdings, LLC.
Spain	XCEL	Registered	2805924	12/21/2007	09, 25, 28	Boardriders IP Holdings, LLC
Spain	XCEL Stylized	Registered	1644073	6/21/1991	09	Boardriders IP Holdings, LLC
Sri Lanka	XCEL	Published	140773	8/31/2007	25	Boardriders IP Holdings, LLC
Sweden	XCEL	Registered	241501	3/20/1992	25	Boardriders IP Holdings, LLC
Switzerland	XCEL	Registered	467473	4/28/1999	09, 25	Boardriders IP Holdings, LLC
Switzerland	XCEL	Registered	545754	3/22/2006	25	Boardriders IP Holdings, LLC
Taiwan	XCEL	Registered	1232504	3/23/2006	09	Boardriders IP Holdings, LLC
Taiwan	XCEL	Registered	1239412	3/23/2006	25	Boardriders IP Holdings, LLC

Country	Trademark	Status	Registration No.	Application Date	Class	Owner per Local Country TM Register
Trinidad and Tobago	XCEL	Registered	38909	9/6/2007	25	Boardriders IP Holdings, LLC
Turkey	XCEL	Registered	200747394	9/5/2007	25	Boardriders IP Holdings, LLC
UAE	XCEL	Registered	128633	9/2/2007	25	Boardriders IP Holdings, LLC
UK	XCEL HAWAII	Registered	2465662	8/31/2007	25	Boardriders IP Holdings, LLC
USA	EXCELWEAR	Registered	2345952	9/26/1997	25	Boardriders IP Holdings, LLC
USA	Design only	Registered	2836886	6/26/2001	25	Boardriders IP Holdings, LLC
USA	XCEL	Registered	2977752	9/29/2003	09	Boardriders IP Holdings, LLC
USA	XCEL	Registered	3785057	6/13/2001	18, 28	Boardriders IP Holdings, LLC
USA	XCEL	Registered	1622623	7/25/1989	25	Boardriders IP Holdings, LLC
USA	XCEL	Registered	1965081	8/25/1994	25	Boardriders IP Holdings, LLC
USA	XCEL	Registered	2948566	6/13/2001	28	Boardriders IP Holdings, LLC
USA	XCEL	Registered	2217115	8/25/1997	35	Boardriders IP Holdings, LLC
USA	XCEL	Registered	5816788	3/6/2018	35	Boardriders IP Holdings, LLC
USA	XCEL Stylized	Registered	1292982	12/13/1982	25	Boardriders IP Holdings, LLC
Uruguay	XCEL	Registered	486365	6/28/1996	25	Boardriders IP Holdings, LLC
South Africa	XCEL	Registered	2009/1453 3	7/30/2009	25	Boardriders IP Holdings, LLC
South Africa	XCEL	Registered	1994/0509 4	5/19/1994	25	Boardriders IP Holdings, LLC
Ecudaor	XCEL	Registered	17318	8/31/2007	25	Boardriders IP Holdings, LLC
Paraguay	XCEL	Registered	319761	8/31/2007	25	Boardriders IP Holdings, LLC
Venezuela	XCEL Design	Registered	P337877	11/5/2008	25	Boardriders IP Holdings, LLC
Iraq	EXCEL in English and Arabic	Registered	51151	9/2/2007	25	Boardriders IP Holdings, LLC
Saudi Arabia	XCEL	Registered	142808252	9/2/2007	25	Boardriders IP Holdings, LLC
Iran	XCEL	Registered	154765	9/3/2007	25	Boardriders IP Holdings, LLC

Tradenames

Sate	Name	Reg. No.	Reg. Date	Owner
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TRADEMARK
REEL: 006894 FRAME: 0071

USA-Hawaii	XCEL WETSUITS HAWAII	181639	6/15/1994	Boardriders IP Holdings, LLC
USA-Hawaii	XCEL WETSUITS	181640	6/15/1994	Boardriders IP Holdings, LLC
USA-Hawaii State	XCEL	4031765	4/7/2005	Boardriders IP Holdings, LLC
USA-Hawaii State	XCEL	4031766	4/7/2005	Boardriders IP Holdings, LLC

Domain Names:

Domain Names	Country	Current Registrant
xcel.app	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcel.cl	Chile	BOARDRIDERS IP HOLDINGS, LLC
xcel.co	Colombia	BOARDRIDERS IP HOLDINGS, LLC
xcel.es	Spain	BOARDRIDERS IP HOLDINGS, LLC
xcel.news	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcel.online	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcel.porn	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcel.sex	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcel.shop	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcel.sucks	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcel.surf	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcel.us	United States	BOARDRIDERS IP HOLDINGS, LLC
xcel.中国 (.china.cn in Chinese characters)	China	BOARDRIDERS IP HOLDINGS, LLC
xcelbrasil.com	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcelbrazil.com	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xceldive.co.uk	United Kingdom	BOARDRIDERS IP HOLDINGS, LLC
xceldive.uk	United Kingdom	BOARDRIDERS IP HOLDINGS, LLC
xceldive.com	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xceldive.de	Germany	BOARDRIDERS IP HOLDINGS, LLC
xceleurope.com	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcel-jp.com	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcelpremium.com	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuit.com	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuit.us	United States	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.asia	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.at	Austria	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.be	Belgium	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.cn	China	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.co.nz	New Zealand	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.co.uk	United Kingdom	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.com	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.com.cn	China	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.com.mx	Mexico	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.de	Germany	BOARDRIDERS IP HOLDINGS, LLC

Domain Names	Country	Current Registrant
xcelwetsuits.dk	Denmark	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.es	Spain	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.fi	Finland	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.in	India	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.info	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.me	Montenegro	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.net	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.nz	New Zealand	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.org	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.pt	Portugal	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.se	Sweden	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.tw	Taiwan	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.台灣 (.tw in Taiwanese)	Taiwan	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.uk	United Kingdom	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.us	United States	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.xyz	gTLD	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuits.中国 (.china.cn in Chinese characters)	China	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuitsonline.de	Germany	BOARDRIDERS IP HOLDINGS, LLC
xcelwetsuitsshop.de	Germany	BOARDRIDERS IP HOLDINGS, LLC
xcelbrasil.com.br	Brazil	GSM Brasil Ltda
xceldive.eu	Europe	NA Pali SAS
xcelwetsuit.eu	Europe	NA Pali SAS
xcelwetsuits.ar	Argentina	GSM (Operations) Pty Ltd.
xcelwetsuits.ca	Canada	GSM (Canada) Pty Ltd.
xcelwetsuits.com.ar	Argentina	GSM (Operations) Pty Ltd.
xcelwetsuits.com.au	Australia	UG Manufacturing Co. Pty. Ltd.
xcelwetsuits.com.br	Brazil	GSM Brasil Ltda
xcelwetsuits.eu	Europe	NA Pali SAS
xcelwetsuits.fr	France	NA Pali SAS
xcelwetsuits.ie	Ireland	Namotu Ltd.
xcelwetsuits.it	Italy	NA Pali SAS
xcelwetsuits.net.au	Australia	UG Manufacturing Co. Pty. Ltd.