Electronic Version v1.1 Stylesheet Version v1.2

ETAS ID: TM822780

SUBMISSION TYPE: NEW ASSIGNMENT

NATURE OF CONVEYANCE: Release of Security Interest in Certain Trademarks @ Reels and Frames:

7067/0152 and 7072/0198

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
WILMINGTON SAVINGS FUND SOCIETY, FSB, as Administrative Agent		07/06/2023	federal savings bank: UNITED STATES

RECEIVING PARTY DATA

Name:	AKORN OPERATING COMPANY LLC
Street Address:	1925 W. FIELD COURT
City:	LAKE FOREST
State/Country:	ILLINOIS
Postal Code:	60045
Entity Type:	Limited Liability Company: DELAWARE

PROPERTY NUMBERS Total: 68

Registration Number: 14 Registration Number: 37	164246	ADVANCING THE NEW VISION AK-FLUOR
Registration Number: 37		AK-FLUOR
	74019	
Registration Number: 50		AKORN
magnetication mannager aa	76962	AKORN
Registration Number: 36	31872	AKTEN
Registration Number: 24	29583	AKWA TEARS
Registration Number: 72	29648	AMICAR
Registration Number: 15	89685	ANASED
Registration Number: 19	61729	BETIMOL
Registration Number: 36	348627	BUTORPHIC
Registration Number: 80	8363	CAPASTAT
Registration Number: 47	'32151	CONTROL THE UNCONTROLLABLE
Registration Number: 18	361344	DIABETIC TUSSIN
Registration Number: 45	73615	DIADERM
Registration Number: 52	296978	EYE RX DIRECT
Registration Number: 53	355854	FAST AND FIERCE RELIEF
Registration Number: 78	39323	FLURESS

Property Type	Number	Word Mark
Registration Number:	1464244	GENTAK
Registration Number:	4748523	GROUNDED IN SCIENCE. PROVEN IN PRACTICE
Registration Number:	2189196	IC-GREEN
Registration Number:	783911	INAPSINE
Registration Number:	2389845	INDIGO CARMINE
Registration Number:	2578523	INSPIRE
Registration Number:	2578526	INSPIRE
Registration Number:	2097099	
Registration Number:	2117424	INSPIRE PHARMACEUTICALS, INC.
Registration Number:	4556180	JEFFREY P. GILBARD, MD
Registration Number:	2541622	MAGINEX
Registration Number:	2633768	MAG-OX 400
Registration Number:	5355853	MASTER OF MAGNESIUM
Registration Number:	4613666	MULTI-BETIC
Registration Number:	2509820	MYOCHRYSINE
Registration Number:	4199023	MYORISAN
Registration Number:	285003	NEMBUTAL
Registration Number:	4837201	OSMO-CORRECTION
Registration Number:	2775998	PAREMYD
Registration Number:	3272765	PHARMACEUTICAL GRADE
Registration Number:	4846473	RESTORES EYES NATURAL BALANCE
Registration Number:	3194160	SINUS BUSTER
Registration Number:	3503088	SINUS BUSTER ALL NATURAL NASAL SPRAY
Registration Number:	3140041	STERILID
Registration Number:	2340300	T TAYLOR PHARMACEUTICALS AN AKORN COMPAN
Registration Number:	2429584	TEARS RENEWED
Registration Number:	5943133	THERA TEARS
Registration Number:	3181614	THERATEARS STERILID
Registration Number:	2041112	THERATEARS
Registration Number:	4843058	THERAPY FOR YOUR EYES
Registration Number:	5586699	THERATEARS EXTRA
Registration Number:	2770188	THERATEARS
Registration Number:	2905937	TOLAZINE
Registration Number:	5291486	TYPE YOU
Registration Number:	5297364	TYPE YOU DIABETIC CARE
Registration Number:	974841	URO-MAG
Registration Number:	2588146	VERSAPHARM INCORPORATED
Registration Number:	2685550	VERSAPHARM INCORPORATED X

Property Type	Number	Word Mark
Registration Number:	1803032	VETAKET
Registration Number:	696678	VO SOL
Registration Number:	1587410	YOBINE
Registration Number:	3106587	ZOSTRIX
Registration Number:	1423561	ZOSTRIX
Serial Number:	88581415	
Serial Number:	88677127	DETOMISED
Serial Number:	88164134	MACUTRITION
Serial Number:	88070824	RESTORES EYES NATURAL BALANCE CLEANSES E
Serial Number:	88047652	THERATEARS EXTRA
Serial Number:	88677131	PROPOSED
Serial Number:	88072677	RESTORES + CLEANSES + NOURISHES
Serial Number:	87413349	STERI-OPTICS

CORRESPONDENCE DATA

Fax Number: 6175265000

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: 720-274-3163

Email: janey.davidson@wilmerhale.com **Correspondent Name:** Benjamin S. Fernandez, Esquire

Address Line 1: Wilmer Cutler Pickering Hale and DorrLLP

Address Line 2: 60 State Street

Address Line 4: Boston, MASSACHUSETTS 02109

ATTORNEY DOCKET NUMBER:	1856375.129	
NAME OF SUBMITTER:	Benjamin S. Fernandez	
SIGNATURE:	/s/ Benjamin S. Fernandez	
DATE SIGNED:	07/07/2023	

Total Attachments: 13

source=release wsfs akorn#page1.tif
source=release wsfs akorn#page2.tif
source=release wsfs akorn#page3.tif
source=release wsfs akorn#page4.tif
source=release wsfs akorn#page5.tif
source=release wsfs akorn#page6.tif
source=release wsfs akorn#page7.tif
source=release wsfs akorn#page8.tif
source=release wsfs akorn#page9.tif
source=release wsfs akorn#page10.tif
source=release wsfs akorn#page11.tif
source=release wsfs akorn#page11.tif

source=release wsfs akorn#page13.tif

RELEASE OF SECURITY INTEREST IN CERTAIN PATENTS AND TRADEMARKS

This RELEASE OF SECURITY INTEREST IN CERTAIN PATENTS AND TRADEMARKS (this "Release") dated as of July 6, 2023 is made by WILMINGTON SAVINGS FUND SOCIETY, FSB in its capacity as administrative agent for the Secured Parties (in such capacities, the "Administrative Agent") in favor of AKORN OPERATING COMPANY LLC (the "Grantor"). Capitalized terms not defined herein shall have the meaning ascribed to them, directly or by reference, in the Term Loan Agreement (as defined below).

WHEREAS, the Grantor, the other Loan Parties, the Lenders and Administrative Agent entered into a Senior Secured Term Loan Agreement dated as of October 1, 2020 (as amended, modified, supplemented, renewed or extended from time to time, the "Term Loan Agreement");

WHEREAS, pursuant to the Term Loan Agreement the Grantor and Administrative Agent entered into a Term Loan Pledge and Security Agreement dated as of October 1, 2020 (as amended, modified, supplemented, renewed or extended from time to time, the "Security Agreement");

WHEREAS, pursuant to the Security Agreement, the Grantor executed and delivered a Confirmatory Grant of Security Interest in United States Trademarks, dated October 1, 2020, in favor of the Administrative Agent (the "<u>Trademark Security Agreement</u>") as well as a Confirmatory Grant of Security Interest in United States Patents, dated October 1, 2020, in favor of the Administrative Agent (the "<u>Patent Security Agreement</u>");

WHEREAS, the Trademark Security Agreement was recorded in the United States Patent and Trademark Office on October 1, 2020 at Reel/Frame 007067/0152 and Reel/Frame 007072/0198, and the Patent Security Agreement was recorded in the United States Patent and Trademark Office on October 1, 2020 at Reel/Frame 053954/0755 and 053955/0060; and

WHEREAS, the Administrative Agent has agreed to release, discharge and terminate its security interest in and liens upon, and relinquish its rights under the Loan Documents with respect to, certain specified collateral as provided for in this Release to the extent constituting "Specified Assets" as defined in that certain Release Letter dated as of the date hereof by and between the Grantor and Administrative Agent.

NOW THEREFORE, in consideration of the foregoing and for other good and valuable consideration the receipt and adequacy of which are hereby acknowledged, the Administrative Agent hereby agrees as follows:

1. Release.

- a. The Administrative Agent, without representation, warranty or recourse of any kind, hereby releases, discharges and terminates all of its security interest and liens and related rights of any kind, nature or description it or any Secured Party holds pursuant to the Security Agreement, Trademark Security Agreement or other Loan Documents in and to the following, in each case to the extent constituting Specified Assets (the "Released Trademark Collateral"):
 - i. All Trademarks set forth on Exhibit A hereto, together with the goodwill symbolized thereby; and

- ii. all income, royalties, damages, claims, and payments then or thereafter due or payable under and with respect to such Trademarks (including without limitation damages and payments for all causes of action arising prior to or after the date thereof for infringement of such Trademarks).
- b. The Administrative Agent, without representation, warranty or recourse of any kind, hereby releases, discharges and terminates all of its security interest and liens and related rights of any kind, nature or description it or any Secured Party holds pursuant to the Security Agreement, Patent Security Agreement, or other Loan Documents in and to the following, in each case to the extent constituting Specified Assets (the "Released Patent Collateral"):
 - i. All Patents set forth on Exhibit A hereto; and
 - ii. all income, royalties, damages, claims, and payments then or thereafter due or payable under and with respect to such Patents (including without limitation damages and payments for all causes of action arising prior to or after the date thereof for infringement of such Patents).

If and to the extent that the Administrative Agent has acquired any right, title or interest in and to the Released Trademark Collateral or the Released Patent Collateral under the Security Agreement, Trademark Security Agreement, Patent Security Agreement, or other Loan Documents, the Administrative Agent, without representation, warranty or recourse of any kind, hereby transfers, conveys and assigns such right, title or interest to the Grantor. This Release is applicable only and solely with respect to the Released Trademark Collateral and the Released Patent Collateral and to no other collateral arising under the Security Agreement, the Trademark Security Agreement or the Patent Security Agreement.

- 2. <u>Recordation.</u> The Administrative Agent hereby authorizes the Grantor (and any successor to such Grantor, including without limitation any person or entity hereafter holding any right, title or interest in and to any Released Trademark Collateral or Released Patent Collateral) or its designee to file this Release for recordal with the United States Patent and Trademark Office and any other applicable Governmental Authorities, and the Grantor hereby authorizes and requests that the Commissioner for Trademarks and any other applicable government officer record this Release.
- 3. <u>Further Assurances</u>. The Administrative Agent shall, at the Grantor's sole cost and expense and at the Grantor's reasonable request, execute, acknowledge and deliver to the Grantor all further releases and other documents (including without limitation Uniform Commercial Code termination statements), and take all other actions reasonably requested by a Grantor to more fully and effectively effectuate the purposes of this Release.
- 4. <u>Governing Law.</u> This Release shall be governed by, and shall be construed and enforced in accordance with, the laws of the State of New York.
- 5. Expenses; Indemnity; Governing Law; Jurisdiction; Consent to Service of Process; Waiver of Jury Trial. The express terms of Sections 9.03, 9.09 and 9.10 of the Loan Agreement are hereby incorporated by reference into this Release, mutatis mutandis.

[Signature Page Follows]

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

WILMINGTON SAVINGS FUND SOCIETY, FSB, as Administrative Agent

By:_

Name: Patrick J. Healy

Title: Senior Vice President

Patinh D. Hulz

Exhibit A

Registered Trademarks

Title	Country	Application No.	Filing Date	Registration No.	Registration Date	Status	Owner
ADVANCING THE NEW VISION	USA	85114820	8/24/2010	3954229	5/3/2011	Registered	Akorn Operating Company LLC
AK-FLUOR	USA	73652686	4/2/1987	1464246	11/10/1987	Registered	Akorn Operating Company LLC
AKORN	USA	77589830	10/9/2008	3,774,019	4/13/2010	Registered	Akorn Operating Company LLC
AKORN	USA	86937435	3/11/2016	5,076,962	11/8/2016	Registered	Akorn Operating Company LLC
AKTEN	USA	77012922	10/3/2006	3,631,872	6/2/2009	Registered	Akorn Operating Company LLC
AKWA TEARS	USA	75829828	10/22/2009	2,429,583	2/20/2001	Registered	Akorn Operating Company LLC
AMICAR	USA	72124870	7/28/1961	729,648	4/10/1962	Registered	Akorn Operating Company LLC

Title	Country	Application No.	Filing Date	Registration No.	Registration Date	Status	Owner
ANASED	USA	73815445	7/28/1989	1,589,685	04/03/1990	Registered	Akorn Operating Company LLC
BETIMOL	USA	74628335	2/1/1995	1,961,729	3/12/1996	Registered	Akorn Operating Company LLC
BETIMOL	USA	79128616	2/15/2013	4,442,019 (IR No. 728489A)	12/3/2013	Registered	Akorn Operating Company LLC
BUTORPHIC	USA	77492827	6/6/2008	3,648,627	6/30/2009	Registered	Akorn Operating Company LLC
CAPASTAT	USA	72221381	6/17/1965	808,363	5/17/1966	Registered	Akorn Operating Company LLC
CONTROL THE UNCONTROLLABLE	USA	85961915	6/17/2013	4,732,151	5/5/2015	Registered	Akorn Operating Company LLC
DIABETIC TUSSIN	USA	74389373	5/4/1993	1,861,344	11/1/1994	Registered	Akorn Operating Company LLC
DIADERM	USA	86025876	8/1/2013	4,573,615	7/22/2014	Registered	Akorn Operating Company LLC
EYE RX DIRECT (design)	USA	86773391	9/30/2015	5,296,978	9/26/2017	Registered	Akorn Operating Company LLC

		Applicati	Filing Date	Registration			
Title	Country	on No.		No.	Registration Date	Status	Owner
FAST AND FIERCE RELIEF	USA	87007235	4/20/2016	5,355,854	12/12/2017	Registered	Akorn Operating Company LLC
FLURESS	USA	72203731	10/12/1964	789,323	5/11/1965	Registered	Akorn Operating Company LLC
GENT-AK	USA	73652684	4/2/1987	1,464,244	11/10/1987	Registered	Akorn Operating Company LLC
GROUNDED IN SCIENCE. PROVEN IN PRACTICE	USA	85961910	6/17/2013	4,748,523	6/2/2015	Registered	Akorn Operating Company LLC
IC-GREEN	USA	75315149	6/26/1997	2,189,196	9/15/1998	Registered	Akorn Operating Company LLC
INAPSINE	USA	72190096	4/1/1964	783,911	1/26/1965	Registered	Akorn Operating Company LLC
INDIGO CARMINE	USA	75825569	11/9/1999	2,389,845	9/26/2000	Registered	Akorn Operating Company LLC
INSPIRE	USA	76308782	9/4/2001	2,578,523	6/11/2002	Registered	Akorn Operating Company LLC
INSPIRE AND DESIGN	USA	76309035	9/4/2001	2,578,526	6/11/2002	Registered	Akorn Operating Company LLC

		Application	Filing Date	Registration			
Title	Country	No.		No.	Registration Date	Status	Owner
INSPIRE DESIGN	USA	75124292	6/24/1996	2,097,099	9/16/1997	Registered	Akorn Operating Company LLC
INSPIRE PHARMACEUTICALS AND DESIGN	USA	75096301	4/29/1996	2,117,424	12/02/1997	Registered	Akorn Operating Company LLC
JEFFREY P. GILBARD, MD	USA	85121025	9/1/2010	4,556,180	6/24/2014	Registered	Akorn Operating Company LLC
MAGINEX	USA	76052135	5/19/2000	2,541,622	2/19/2002	Registered	Akorn Operating Company LLC
MAG-OX 400	USA	75576028	10/23/1998	2,633,768	10/15/2002	Registered	Akorn Operating Company LLC
MASTER OF MAGNESIUM	USA	87007233	4/20/2016	5,355,853	12/12/2017	Registered	Akorn Operating Company LLC
MULTI-BETIC	USA	86210334	3/4/2014	4,613,666	9/30/1994	Registered	Akorn Operating Company LLC
MYOCHRYSINE	USA	76178246	12/11/2000	2,509,820	11/20/2001	Registered	Akorn Operating Company LLC
MYORISAN	USA	85071559	6/25/2010	4,199,023	8/28/2012	Registered	Akorn Operating Company LLC

Title	Country	Application No.	Filing Date	Registration No.	Registration Date	Status	Owner
NEMBUTAL	USA	71308321	11/26/1930	285,003	7/14/1931	Registered	Akorn Operating Company LLC
OSMO-CORRECTION	USA	85967253	6/22/2013	4,837,201	10/20/2015	Registered	Akorn Operating Company LLC
PAREMYD	USA	75839701	11/4/1999	2,775,998	10/21/2003	Registered	Akorn Operating Company LLC
PHARMACEUTICAL GRADE (& design)	USA	78329276	11/18/2003	3,272,765	7/31/2007	Registered	Akorn Operating Company LLC
RESTORES EYES NATURAL BALANCE	USA	85967251	6/22/2013	4,846,473	11/3/2015	Registered	Akorn Operating Company LLC
SINUS BUSTER	USA	78862364	4/16/2006	3,194,160	1/2/2007	Registered	Akorn Operating Company LLC
SINUS BUSTER ALL NATURAL NASAL SPRAY	USA	78850704	3/30/2006	3,503,088	9/16/2008	Registered	Akorn Operating Company LLC
STERILID	USA	78459733	7/30/2004	3,140,041	9/5/2006	Registered	Akorn Operating Company LLC
TAYLOR PHARMACEUTICALS AN AKORN COMPANY	USA	75572570	10/16/1998	2,340,300	4/11/2000	Registered	Akorn Operating Company LLC

Title	Country	Application No.	Filing Date	Registration No.	Registration Date	Status	Owner
TEARS RENEWED	USA	75829829	10/22/2009	2,429,584	2/20/2001	Registered	Akorn Operating Company LLC
THERA TEARS	USA	88457133	6/3/2019	5,943,133	12/24/2019	Registered	Akorn Operating Company LLC
THERA TEARS STERILID	USA	78459728	7/30/2004	3,181,614	12/5/2006	Registered	Akorn Operating Company LLC
THERA TEARS	USA	78459728	7/30/2004	2,041,112	2/25/1997	Registered	Akorn Operating Company LLC
THERAPY FOR YOUR EYES	USA	86260607	4/23/2014	4,843,058	10/27/2015	Registered	Akorn Operating Company LLC
THERAREARS EXTRA	USA	87049747	5/25/2016	5,586,699	10/16/2018	Registered	Akorn Operating Company LLC
THERATEARS	USA	76427523	7/5/2002	2,770,188	9/30/2003	Registered	Akorn Operating Company LLC
TOLAZINE	USA	76548343	10/1/2003	2,905,937	11/30/2004	Registered	Akorn Operating Company LLC
TYPE YOU	USA	86631044	5/15/2015	5,291,486	9/19/2017	Registered	Akorn Operating Company LLC

Title	Country	Application No.	Filing Date	Registration No.	Registration Date	Status	Owner
TYPE YOU DIABETIC CARE	USA	86966811	4/6/2016	5,297,364	9/26/2017	Registered	Akorn Operating Company LLC
UROMAG	USA	72450878	3/8/1973	974,841	12/18/1973	Registered	Akorn Operating Company LLC
VERSAPHARM INCORPORATED	USA	76269614	6/11/2001	2,588,146	7/2/2002	Registered	Akorn Operating Company LLC
VERSAPHARM INCORPORATED X	USA	76269637	6/11/2001	2,685,550	2/11/2003	Registered	Akorn Operating Company LLC
VETAKET	USA	74266573	4/17/1992	1,803,032	11/09/1993	Registered	Akorn Operating Company LLC
VO SOL	USA	72081126	9/10/1959	696,678	4/26/1960	Registered	Akorn Operating Company LLC
YOBINE	USA	73815446	7/28/1989	1,587,410	03/20/1990	Registered	Akorn Operating Company LLC
ZOSTRIX	USA	78660833	6/29/2005	3,106,587	6/20/2006	Registered	Akorn Operating Company LLC
ZOSTRIX	USA	73576274	1/6/1986	1,423,561	1/6/1987	Registered	Akorn Operating Company LLC

Trademark Applications¹

Title	Country	Application No.	Filing Date	Status	Owner
DESIGN ONLY	USA	88/581,415	8/16/2019	Pending	Akorn Operating Company LLC
DETOMISED	USA	88/677,127	11/1/2019	Pending	Akorn Operating Company LLC
MACUTRITION	USA	88/164,134	10/22/2018	Pending	Akorn Operating Company LLC
RESTORES EYES NATURAL BALANCE CLEANSES EYELIDS AND LASHES NOURISHES EYES TO PROMOTE HEALTHY TEARS	USA	88/070,824	8/9/2018	Pending	Akorn Operating Company LLC
THERATEARS EXTRA	USA	88/047,652	7/23/2018	Pending	Akorn Operating Company LLC
PROPOSED	USA	88/677,131	11/1/2019	Pending	Akorn Operating Company LLC
RESTORES + CLEANSES + NOURISHES	USA	88/072,677	8/9/2018	Pending	Akorn Operating Company LLC
STERI-OPTICS	USA	87/413,349	4/17/2017	Pending	Akorn Operating Company LLC

 $^{^1}$ Note: No lien is granted with respect to intent to use trademarks prior to the filing of a "Statement of Use" or "Amendment to Allege Use" with respect thereto.

Patent Applications

Title	Jurisdiction	Application No.	Filing Date	Status	Current Owner of Record
Cleanser compositions and methods for using the same	U.S.	14/722,252	5/27/2015	Pending	Akorn Operating Company LLC
Ready to use ephedrine formulation and its uses thereof	U.S.	62/955,249	12/30/2019	Pending	Akorn Operating Company LLC
Ophthalmic Suspension Compositions and Process for the Preparation of Same	U.S.	62/991,743	3/19/2020	Pending	Akorn Operating Company LLC

Patents

Title	Jurisdiction	Application No.	Filing Date	Registration No.	Registration Date	Current Owner of Record
Aqueous gel formulation and method for inducing topical anesthesia	U.S.	13/961,453	8/7/2013	8759401	6/24/2014	Akorn Operating Company LLC
Cleanser composition and methods for using the same	U.S.	12/771,246	4/30/2010	8231912	7/31/2012	Akorn Operating Company LLC
Cleanser compositions and methods for using the same	U.S.	13/539,531	7/2/2012	8449928	5/28/2013	Akorn Operating Company LLC
Cleanser compositions and methods for using the same	U.S.	13/871,133	4/26/2013	8932653	1/13/2015	Akom Operating Company LLC
Cleanser compositions and methods for using the same	U.S.	14/528,420	10/30/2014	9050288	6/9/2015	Akom Operating Company LLC

Title	Jurisdiction	Application No.	Filing Date	Registration No.	Registration Date	Current Owner of Record
Medicine dispenser	U.S.	29/364,902	6/30/2010	D640554	6/28/2011	Akorn Operating Company LLC
Method of treating blepharitis	U.S.	12/501,316	7/10/2009	8,349,806	1/8/2013	Akorn Operating Company LLC
Method of treatment using a therapeutic agent for intranasal administration	U.S.	14/082,890	11/18/2013	8900643	12/2/2014	Akorn Operating Company LLC
Method of treatment using a therapeutic agent for intranasal administration	U.S.	14/464,177	8/20/2014	9301988	4/5/2016	Akorn Operating Company LLC
Methods and compositions for the treatment of infection or infectious colonization of the eyelid, ocular surface, skin or ear	U.S.	13/523,512	6/14/2012	8535736	9/17/2013	Akorn Operating Company LLC
Methods of sterilizing drugs	U.S.	15/674,791	8/11/2017	10426834	10/1/2019	Akorn Operating Company LLC
Stable pentobarbital formulation	U.S.	14/617,404	2/9/2015	9517269	12/13/2016	Akorn Operating Company LLC

RECORDED: 07/07/2023