

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM861874

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	NOTICE OF GRANT OF SECURITY INTEREST IN TRADEMARKS		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Emser Tile, LLC		11/16/2023	Limited Liability Company: CALIFORNIA
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	BANK OF AMERICA, N.A.		
<b>Street Address:</b>	70 Batterson Park Road		
<b>Internal Address:</b>	Doc Retention-GCF, CT2-515-BB-03		
<b>City:</b>	Farmington		
<b>State/Country:</b>	CONNECTICUT		
<b>Postal Code:</b>	06032		
<b>Entity Type:</b>	National Banking Association: UNITED STATES		
<b>PROPERTY NUMBERS Total: 17</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	6140069	AGENDA	
<b>Registration Number:</b>	6134890	EXPANSE	
<b>Registration Number:</b>	6134889	CASSERO II	
<b>Registration Number:</b>	6080224	ESPLANADE	
<b>Registration Number:</b>	6080223	HANGAR	
<b>Registration Number:</b>	6080222	CITIZEN	
<b>Registration Number:</b>	6080221	CONTESSA	
<b>Registration Number:</b>	6079982	ACCESS II	
<b>Registration Number:</b>	6013103	RHAPSODY	
<b>Registration Number:</b>	5890004	E EMSER	
<b>Registration Number:</b>	5889837	EMSER TILE	
<b>Registration Number:</b>	5280922	STRANDS	
<b>Serial Number:</b>	98206044	EMSER ESSENTIALS	
<b>Serial Number:</b>	98197370	EMCORE BY EMSER TILE	
<b>Serial Number:</b>	98197336	BACK TO BASICS	
<b>Serial Number:</b>	97646676	BROOK	
<b>Serial Number:</b>	97500042	EMPERVIOUS	

OP \$440.00 6140069

**CORRESPONDENCE DATA****Fax Number:** 7043311159*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:** 7043311000**Email:** PTO\_TMconfirmation@mvalaw.com,  
maryelizabethzaldivar@mvalaw.com**Correspondent Name:** Moore & Van Allen PLLC**Address Line 1:** 100 North Tryon Street**Address Line 2:** Suite 4700, ATTN: IP DEPARTMENT**Address Line 4:** Charlotte, NORTH CAROLINA 28202**ATTORNEY DOCKET NUMBER:** 031752.000412**NAME OF SUBMITTER:** John Slaughter**SIGNATURE:** /john slaughter/**DATE SIGNED:** 12/18/2023**Total Attachments: 3**

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NOTICE  
OF  
GRANT OF SECURITY INTEREST  
IN  
TRADEMARKS

November 16, 2023

Pursuant to the Security Agreement dated as of January 5, 2006 (as the same may be amended, modified, extended or restated from time to time, "Security Agreement"; capitalized terms used and not otherwise defined herein shall have the meanings provided in the Security Agreement), by and among Emser Tile, LLC, a California limited liability company (the "Pledgor") and Bank of America, N.A., a national banking association (the "Bank"), the Pledgor assigned and granted to the Bank a security interest in all trademarks, service marks, and trade names, including all good will connected with or symbolized by any of the foregoing, including the trademark registrations and trademark applications set forth on Schedule I attached hereto (collectively, the "Trademark Collateral").


The Pledgor and Bank hereby acknowledge and agree that (a) the security interest created hereby in the Trademark Collateral (i) secures and will secure all Indebtedness of the Pledgor to the Bank, (ii) is not and shall not be construed as an assignment of any Trademarks, and (iii) may only be terminated in accordance with the terms of the Security Agreement, and (b) in the event of any conflict between the terms of this notice and the terms of the Security Agreement, the terms of the Security Agreement shall govern.

This notice may be executed in counterparts (and by different parties hereto in different counterparts), each of which shall constitute an original, but all of which when taken together shall constitute a single contract. Delivery of an executed counterpart of a signature page of this notice by fax transmission or e-mail transmission (e.g. "pdf" or "tif") shall be effective as delivery of a manually executed counterpart of this notice.

Each of the parties hereto has caused a counterpart of this notice to be duly executed and delivered as of the date first above written.

PLEDGOR:


Emser Tile, LLC,  
a California limited liability company

By:   
Name: EHSAN GHODSIA  
Title: MANAGING MEMBER

11/29/2023

Acknowledged and Accepted:

BANK OF AMERICA, N.A.

By:   
Name: David Barney  
Title: Senior Vice President

[Signature Page to Notice of Grant of Security Interest in Trademarks]

Schedule 1

Emser Tile, LLC  
(California Limited Liability Company)

U.S. Trademarks

Trademark Registrations

Mark	Reg. No.	Reg. Date
AGENDA	6140069	09/01/2020
EXPANSE	6134890	08/25/2020
CASSERO II	6134889	08/25/2020
ESPLANADE	6080224	06/16/2020
HANGAR	6080223	06/16/2020
CITIZEN	6080222	06/16/2020
CONTESSA	6080221	06/16/2020
ACCESS II	6079982	06/16/2020
RHAPSODY	6013103	03/17/2020
E EMSER (Stylized)	5890004	10/22/2019
EMSER TILE	5889837	10/22/2019
STRANDS	5280922	09/05/2017

Trademark Applications

Mark	Appl. No.	Filing Date
EMSER ESSENTIALS	98206044	10/02/2023
EMCORE BY EMSER TILE	98197370	09/26/2023
BACK TO BASICS	98197336	09/26/2023
BROOK	97646676	10/25/2022
EMPERVIOUS	97500042	07/12/2022

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