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08-21-1998

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YU.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

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To the Honorable Commissioner of Patent

100797578

attached original documents or copy thereof.

1. Name of conveying party(ies):

E-Z Gard Industries, Inc.
5120 Cedar Lake Road
Minneapolis, MN 55416

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State Minnesota
☐ Other _____

Additional name(s) of conveying party(ies) attached? ☐ Yes ☐ No

3. Nature of conveyance:

- ☐ Assignment ☐ Merger
☒ Security Agreement ☐ Change of Name
☐ Other _____

Execution Date: July 30, 1998

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

Name: Norwest Business Credit, Inc.

Internal Address: _____

Street Address: 6th Street and Marquette Ave.

City: Minneapolis State: MN ZIP: 55479

- ☐ Individual(s) citizenship _____
☐ Association _____
☐ General Partnership _____
☐ Limited Partnership _____
☒ Corporation-State Minnesota
☐ Other _____

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)

Additional name(s) & address(es) attached? ☐ Yes ☐ No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark registration No.(s)

1,858,705	2,001,303	1,695,419
1,874,753	1,965,448	
2,027,785	448,283	

Additional numbers attached? ☐ Yes ☒ No

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

Name: Brian J. Klein, Esq.

Internal Address: _____

Street Address: Maslon Edelman Borman & Brand, LLP
3300 Norwest Center
90 South Seventh Street

City: Minneapolis State: MN ZIP: 55402

6. Total number of applications and registrations involved: _____

7

7. Total fee (37 CFR 3.41): \$ 190.00

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number: _____

(Attach duplicate copy of this page if paying by deposit account)

08/20/1998 DNGUYEN 00000000 1858705

DO NOT USE THIS SPACE

01 FC:481
02 FC:48240.00 DP
150.00 DP

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Brian J. Klein

Name of Person Signing

Signature

TRADEMARK

Date

REEL: 1771 FRAME: 0462

Total number of pages comprising cover sheet:

1

NOTICE OF SECURITY INTEREST IN U.S. TRADEMARKS

Notice is hereby given that E-Z GARD INDUSTRIES, INC., a Minnesota corporation ("Debtor"), with its principal place of business at 5120 Cedar Lake Road, Minneapolis, Minnesota 55416 has granted a security interest to NORWEST BUSINESS CREDIT, INC. ("Secured Party"), with its principal place of business at Norwest Center, 6th Street and Marquette Avenue, Minneapolis, Minnesota 55479-0152, United States, in and to all of the trademarks listed on Annex 1 and the applications and registrations associated therewith, pursuant to a Credit and Security Agreement between Debtor and Secured Party dated as of July 30, 1998.

Dated July 30, 1998

E-Z GARD INDUSTRIES, INC.

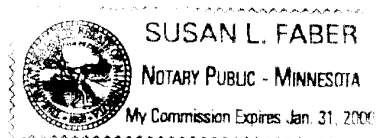
By: [Signature]
Name: Allan R. Matthys
Title: Vice President-Finance and Administration

STATE OF MINNESOTA)
) SS.
COUNTY OF HENNEPIN)

On the 14th day of August, 1998, before me personally came Allan R. Matthys, who being duly sworn did depose and say that she/he is an officer of E-Z GARD INDUSTRIES, INC., the corporation described in and which executed the foregoing instrument.

[Signature]
NOTARY PUBLIC

185866-2



ANNEX 1
The Marks

A. SCHEDULE OF U.S. TRADEMARK REGISTRATIONS

Mark	Registration Number	Registration Date
Shock Doctor: The Engineered Mouthguard and desire	1,858,705	10-18-94
Shock Doctor	1,874,753	1-17-95
Hammer	2,027,785	12-31-96
EZ Gard & Design	2,001,303	9-17-96
Professional	1,965,448	4-2-96
Shock Doctor (Canadian)	448,283	9-29-95
E-Z Gard	1,695,419	6-16-92

B. SCHEDULE OF PENDING APPLICATIONS FOR U.S. TRADEMARK REGISTRATIONS ON THE BASIS OF USE IN COMMERCE UNDER 17 USC § 1051(a)

None

C. SCHEDULE OF PENDING APPLICATIONS FOR U.S. TRADEMARK REGISTRATIONS ON THE BASIS OF INTENT TO USE THE MARK IN COMMERCE UNDER 17 USC § 1051(b)

None

D. SCHEDULE OF U.S. TRADEMARKS UNDER LICENSE AGREEMENT DATED _____, 199__ BY AND BETWEEN DEBTOR AND _____.

None

E. SCHEDULE OF FOREIGN TRADEMARK REGISTRATIONS.

None

F. SCHEDULE OF PENDING APPLICATIONS FOR FOREIGN TRADEMARK REGISTRATIONS.

None

G. SCHEDULE OF FOREIGN TRADEMARKS USED UNDER LICENSE AGREEMENT DATED
_____, 199__, BY AND BETWEEN DEBTOR AND
_____.

None

MASLON
EDELMAN
BORMAN
& BRAND

Limited
Liability Partnership

MARVIN BORMAN
NEIL I. SELL
WILLIAM E. MULLIN
WILLIAM Z. PENTELOVITCH
JOSEPH ALEXANDER
GARY J. HAUGEN
THOMAS H. BORMAN
REBECCA PALMER
MARK BAUMANN
DAVID F. HERR
R. LAWRENCE PURDY
JAMES D. O'CONNOR
RICHARD G. WILSON
HOWARD B. TARKOW
WILLIAM M. MOWER, P.A.
LARRY A. KOCH
VIRGINIA A. BELL
JUSTIN H. PERL
COOPER S. ASHLEY
SALLY STOLEN GROSSMAN
TERRI KRIVOSHA
MARY R. VASALY
JOHN W. PROVO
EDWIN CHANIN
CLARK T. WHITMORE
WAYNE S. MOSKOWITZ
CHARLES A. HOFFMAN
RUSSELL F. LEDERMAN, P.A.
MARK W. LEE
LORRIE L. SALZL
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MARGARET M. CRAWFORD
STEPHEN A. TIGHT

OF COUNSEL
CHARLES QUAINANCE, JR.
ROBERT A. ENGELKE
MARTIN G. WEINSTEIN
MICHAEL L. SNOW
LEON I. STEINBERG
ROYCE N. SANNER
SUSAN J. LINK

SAMUEL H. MASLON
1901-1988
HYMAN EDELMAN
1905-1993

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(612) 672-8200
FAX (612) 672-8397

WRITER'S DIRECT DIAL
612/672-8324

August 10, 1998

U.S. Patent and Trademark Office
Assignment Branch
North Tower Building, Suite 10C35
Washington, D.C. 20231

Re: Submission of Security Interest Document in Trademarks

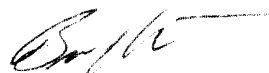
Dear Sir or Madam:

I am enclosing the following documents for submission and filing with your office:

1. Original executed Notice of Security Interest in U.S. Trademarks dated July 30, 1998, executed by E-Z Gard Industries, Inc., as Debtor, in favor of Norwest Business Credit, Inc., as Secured Party, attached to which is an Annex 1 consisting of two (2) pages representing the trademarks against which this document is to be filed;
2. Completed original Trademark Recordation Cover Sheet; and
3. Check in the amount of \$190.00 representing the filing fee thereon.

If you should have any questions or comments, please do not hesitate to contact me at the number listed above.

Very truly yours,



Brian J. Klein

BJK/slf
Enclosures
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