

02-22-1999



100970892

Atty. Docket No.

89216.001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner of Patents and Trademarks

Box: Other

Washington, D.C. 20231

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

Dear Sir:

Please record the attached original document(s) or copy(ies):

Release of Security Interest

1. Submission Type:

- ☒ New
☐ Resubmission (Non-Recordation) - Document ID # _____
☐ Correction of PTO Error - Reel # _____ Frame # _____
☐ Corrective Document - Reel # _____ Frame # _____

2. Nature of conveyance:

- ☐ Assignment
☐ Nunc Pro Tunc Assignment
☐ License
☐ Security Agreement
☐ Merger
☐ Change of Name
☒ Other _____ Release _____

Effective Date: February 4, 1999

02/19/1999 JSHADAZZ 00000091 890563

01 FC:481 40.00 OP
02 FC:482 25.00 OP

med 2-16-99

Attorney Docket No. :
Applicant :
Serial No. :

3. Conveying Party

Name: BT Commercial Corporation

Formerly: _____

Execution Date: February 4, 1999

☐ Individual ☐ General Partnership ☐ Limited Partnership
☒ Corporation ☐ Association ☐ Other _____

☒ Citizen/State of Incorporation/ Organization Delaware

4. Receiving Party:

Name: Imagyn Medical Technologies California, Inc.

DBA/AKA/TA: _____

Composed of: _____

Address (line 1): 5 Civic Plaza, Suite 100

Address (line 2): _____

City, State, Zip Code: Newport Beach, CA 92660

☐ Individual ☐ General Partnership ☐ Limited Partnership
☒ Corporation ☐ Association ☐ Other _____

☐ If document is to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached.
(Designation must be a separate document from Assignment)

☒ Citizen/State of Incorporation/Organization Delaware

Attorney Docket No. :
Applicant :
Serial No. :

5. Domestic Representative Name and Address (Enter for the first Receiving Party only.)

Name: _____
Address (line 1): _____
Address (line 2): _____
Address (line 3): _____
Address (line 4): _____

6. Correspondent Name and Address:

Area Code and Telephone Number: 616.831.1770

Barry C. Kane
800 Calder Plaza Building
250 Monroe Avenue, N.W.
P.O. Box 306
Grand Rapids, Michigan 49501-0306

7. Total number of pages: **3** *(includes the conveyance and any attachments)*

8. Trademark Application Number(s) or Registration Number(s):

890,563
1,485,173

Attorney Docket No. :
Applicant :
Serial No. :

9. Total number of properties involved: 2


10. Total Fee Amount for the Properties Listed(37 C.F.R. § 3.41) \$ 40.00 + \$ 25.00
= \$ 65.00
[x] Enclosed
[] Charge Deposit Account No. 50.0223

Commissioner is hereby authorized to charge any additional fees or any overpayments that may be required to Deposit Account No. 50-0223.

11. 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. Charges to deposit account are authorized, as indicated herein.

Dated: February 9, 1999

By: 
Barry C. Kane
Reg. No. 32.036

RELEASE OF SECURITY INTEREST

(Trademarks)

THIS LIMITED RELEASE OF SECURITY INTEREST (Trademarks) is made as of this 4th day of February, 1999, by BT Commercial Corporation, as agent ("Secured Party"), 233 South Wacker Drive, Chicago, Illinois 60606 in favor of Imagyn Medical Technologies California, Inc. ("Debtor").

WHEREAS, pursuant to the Trademark and License Security Agreement (Borrower), dated December 30, 1997, and Supplemental Trademark and License Security Agreement (Borrower), dated August 24, 1998, Debtor granted and conveyed to Secured Party, as agent, a lien and security interest in and to all trademark rights owned by the Debtor (referred to herein as "Encumbered Trademarks");

WHEREAS, for good and valuable consideration Secured Party has agreed to release its security interest and lien in certain trademarks of the Encumbered Trademarks without releasing the security interest and lien held by Secured Party in other trademarks;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Secured Party hereby waives, releases, relinquishes and abandons any and all liens or security interests, and any and all claims of liens or security interests, of any kind or nature, in and to the trademarks identified on Exhibit A attached hereto and made a part hereof and all foreign counterparts of such trademarks (hereinafter the "Released Trademarks"). The foregoing release includes, without limitation, a release of only the liens and security interests arising with respect to the Released Trademarks by virtue of the Trademark and License Security Agreement recorded, on or about January 17, 1998, at reel 1676, frame 0826, and the Supplemental Trademark and License Security Agreement recorded, at reel 1792, frame 0373, on or about September 24, 1998 in the United States Patent and Trademark Office.

Secured Party expressly retains its security interest and lien in all Encumbered Trademarks not specifically released hereunder, and the security interest and lien held by Secured Party shall continue in full force and effect with respect to all Encumbered Trademarks not specifically released hereunder. Secured Party agrees to execute such other documents and assurances as may be reasonably necessary to carry out the intent of this Release of Security Interest.

This Release of Security Interest shall be binding upon Secured Party and its successors and assigns.

IN WITNESS WHEREOF, Secured Party has executed this Release of Security Interest as of the date first written above.

BT COMMERCIAL CORPORATION

By: Wayne D. Halllock
Name: WAYNE D. HALLLOCK
Title: S.E.P.

ACKNOWLEDGEMENT

STATE OF ILLINOIS)
) ss
COUNTY OF Cook)

I HEREBY CERTIFY that on this 3rd day of February, 1999, before me, the undersigned NOTARY PUBLIC of the jurisdiction aforesaid, personally appeared WAYNE D. HILLOCK, and acknowledged himself to be the SR. V.P. of BT Commercial Corporation and that he as such officer being duly authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of BT Commercial Corporation, by himself as WAYNE D. HILLOCK.

IN WITNESS MY Hand and Notarial Seal.

Midna M. Rodriguez (SEAL)
Notary Public

My Commission Expires:

06/02/01



Exhibit A to Release of Security Interest, by B.T. Commercial Corporation

United States Registered Trademarks owned by: Imagyn Medical Technologies California, Inc.

<u>Mark</u>	<u>Registration No.</u>	<u>Ref.</u>
DISPOS-A-PAK	890,563	622
MICROHONE	1,485,173	621

Unregistered Trademark owned by: Imagyn Medical Technologies California, Inc.

<u>Mark</u>
DISPOS-A-TURE