# TRADEMARK ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE: NEW ASSIGNMENT

NATURE OF CONVEYANCE: RELEASE BY SECURED PARTY

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Horizon Technology Funding		107/14/2009 I	LIMITED LIABILITY
Company LLC			COMPANY: DELAWARE

# RECEIVING PARTY DATA

Name:	Sanarus Medical Incorporated	
Street Address:	600 California Street, Suite 1300	
City:	San Francisco	
State/Country:	CALIFORNIA	
Postal Code:	94108	
Entity Type:	CORPORATION: DELAWARE	

PROPERTY NUMBERS Total: 12

Property Type	Number	Word Mark
Registration Number:	2847642	SANARUS MEDICAL, INC.
Registration Number:	2847641	SANARUS
Registration Number:	2751327	THE VISIBLE DIFFERENCE IN BREAST CARE
Registration Number:	2750244	CENTRICA
Registration Number:	2837181	VISICA
Registration Number:	2899307	CIRCLE OF CARE SCREENING DIAGNOSIS TREATMENT FOLLOW-UP
Registration Number:	3024509	CASSI
Registration Number:	3216504	CASSIII
Registration Number:	3214148	VISICA ICE
Registration Number:	3295500	IMARC
Serial Number:	77186915	CRYO HALO
Serial Number:	77430957	STICK-FREEZE TECHNOLOGY

CORRESPONDENCE DATA

TRADEMARK REEL: 004078 FRAME: 0926

900145393

Fax Number: (646)728-2841

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

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Correspondent Name: Erica M. Fischer
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ATTORNEY DOCKET NUMBER:	HRZN-018
NAME OF SUBMITTER:	Erica M. Fischer
Signature:	/Erica M. Fischer/
Date:	10/15/2009

# Total Attachments: 4

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#### RELEASE OF SECURITY INTEREST IN TRADEMARKS

This Release of Security Interest in Trademarks (this "Release") is made as of July 14, 2009, by Horizon Technology Funding Company LLC, a Delaware limited liability company (the "Secured Party"), located at 76 Batterson Park Road, Farmington, Connecticut 06032.

#### WITNESSETH

**WHEREAS**, Sanarus Medical Incorporated, a Delaware corporation (the "<u>Debtor</u>"), with its principal place of business located at 600 California Street, Suite 1300, San Francisco, CA 94108, owns the registered trademarks and service marks (and applications and registrations therefor), more particularly described on <u>Schedule A</u> attached hereto and made a part hereof (collectively, the "Trademarks");

WHEREAS, pursuant to the (i) Venture Loan and Security Agreement, dated as of June 28, 2006, by and between the Secured Party and the Debtor, as amended by the Amendment of Venture Loan and Security Agreement, dated as of June 19, 2008 (as amended, modified, or supplemented from time to time, the "Loan Agreement"), and (ii) Grant of Security Interest – Trademarks, dated as of June 19, 2008 (the "Grant of Security Interest"), by the Debtor in favor of the Secured Party, the Debtor granted a security interest in the Trademarks to the Secured Party to secure performance by the Debtor of its obligations to the Secured Party;

**WHEREAS**, the Grant of Security Interest was recorded in the Assignment Division, United States Patent and Trademark Office on October 7, 2008, at Reel 3867, Frame 0948; and

WHEREAS, in a foreclosure by private sale pursuant to Sections 42-a-9-610, 42a-9-617 and other applicable sections of the Uniform Commercial Code as presently enacted in the State of Connecticut (including, to the extent applicable, the Uniform Commercial Code as enacted in any other state), the Debtor and the Secured Party have sold the Debtor's entire right, title, and interest in and to the Trademarks to Sanarus Technologies, LLC, a California limited liability company (the "Buyer"), having a principal place of business at 4696 Willow Road, Pleasanton, California 94588, by and pursuant to that certain Agreement for Sale of Purchased Assets of Sanarus Medical Incorporated, dated as of July 10, 2009, by and between the Secured Party, the Debtor, and the Buyer (the "Purchase Agreement"); and the Secured Party desires to release its security interest in the Trademarks.

**NOW, THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged:

Release. The Secured Party hereby terminates, cancels, releases, and reconveys to the Debtor any and all security interests it has against the Trademarks, without warranty or recourse. If and to the extent the Secured Party has acquired any other right, title, or interest in or to the Trademarks, it hereby assigns and transfers all such right, title, and interest to the Debtor, including all goodwill associated therewith.

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IN WITNESS WHEREOF, the Secured Party has caused this Release of Security Interest in Trademarks to be executed by its duly authorized officer as of the date first set forth above.

SECURED PARTY:

HORIZON TECHNOLOGY FUNDING COMPANY LLC By: Horizon Technology Finance Management LLC, its agent

Name: Robert D. Pomeroy, Jr. Title: Chief Executive Officer

State of County of Connecticut )
Hartford )ss Farmington

On  $\underline{\mathcal{Tuly}}$  14 , 2009, before me appeared Robert D. Pomeroy, to me personally known who, being duly sworn, did depose and say that he is the Chief Executive Officer of Horizon Technology Finance Management LLC, agent for HORIZON TECHNOLOGY FUNDING COMPANY LLC, the Delaware limited liability company named in and which executed the foregoing instrument; and that said instrument was signed on behalf of said Delaware limited liability company; and said Robert D. Pomeroy acknowledged said instrument to be the free and authorized act and deed of said Delaware limited liability company.

Notary Public John C. Bombara

My Commission Expires: Commissioner of the Superior Court

Of State of Connecticut

[Signature Page to Release of Security Interest in Trademarks]

# **SCHEDULE A**

# Sanarus Medical Incorporated Trademarks and Trademark Applications

Docket No.	Title	Filing Date	Serial No.	Registration No. (Date Registered)
403.17	SANARUS MEDICAL, INC. (word mark)	8/2/99	75/765,840	2,847,642 (6/1/04)
403.19 AU	NEOCURE (word mark)	2/2/00	821912	821912 (2/2/00)
Community Trademark	NEOCURE (word mark)	2/2/00	1484922	1484922 (5/15/01)
403.21	SANARUS (word mark)	8/2/99	75/765,831	2,847,641 (6/1/04)
403.21 AU	SANARUS (word mark)	2/2/00	821911	821911 (2/2/00)
403.21 BR	SANARUS (word mark)	2/2/00	822428300	822418300 (12/13/05)
403.21 CA	SANARUS (word mark)	2/1/00	1044598	656334 (1/11/06)
403.21 EPO	SANARUS (word mark)	2/1/00	001485069	001485069 (3/15/01)
403.21 JP	SANARUS (word mark)	2/2/00	2000-7509	44308070 (11/2/00)
408.03	VISIBLE DIFFERENCE IN BREASTCARE (word mark)	4/13/01	78/058,412	2,751,327 (8/12/03)
408.05	CENTRICA	9/21/01	78/080,327	2,750,244 (8/12/03)
406.06	VISICA	8/21/01	78/080,323	2,837,181 (4/27/04)
408.09	CIRCLE OF CARE (logo)	5/7/02	78/126,992	2,899,307 (11/2/04)

Docket No.	Title	Filing Date	Serial No.	Registration No. (Date Registered)
408.12	CASSI (word mark)	12/2/03	78/335,271	3,024,509 (12/6/05)
408.16	CASSI II	7/7/05	78/665,600	3,216,504 (3/6/07)
408.17	VISICA ICE	12/8/05	78/769,234	3,214,148 (2/27/07)
408.19	IMARC	2/28/06	78/825,117	3295500 (9/18/07)
408.20	CRYO HALO	5/22/07	77/186,915	
408.21	STICK FREEZE TECHNOLOGY	3/25/08	77/430,957	

**RECORDED: 10/15/2009**