

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	Security Agreement

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Thermospas, Inc.		02/04/2011	CORPORATION: CONNECTICUT

**RECEIVING PARTY DATA**

<b>Name:</b>	Connecticut Development Authority
<b>Street Address:</b>	999 West Street
<b>City:</b>	Rocky Hill
<b>State/Country:</b>	CONNECTICUT
<b>Postal Code:</b>	06067
<b>Entity Type:</b>	CORPORATION: CONNECTICUT

**PROPERTY NUMBERS Total: 7**

Property Type	Number	Word Mark
Serial Number:	78937686	ENDUROWOOD
Serial Number:	76155713	SPA EASE
Serial Number:	76524649	THE HEALING SPA
Serial Number:	77335414	THERMO COOL
Serial Number:	76499367	THERMOEASE
Serial Number:	77750343	THERMOSPAS
Serial Number:	78577598	TOTAL CONTROL THERAPY

**CORRESPONDENCE DATA**

Fax Number: (800)494-7512  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 202-370-4761  
 Email: ecallahan@nationalcorp.com  
 Correspondent Name: Elspeth Callahan  
 Address Line 1: 1100 G St NW Suite 420  
 Address Line 2: National Corporation Research

OP \$190.00 78937686

**900183444**

**TRADEMARK  
 REEL: 004469 FRAME: 0716**

Address Line 4: Washington, DISTRICT OF COLUMBIA 20005

ATTORNEY DOCKET NUMBER: F131855

NAME OF SUBMITTER: Nicholas A. Levine

Signature: /Nicholas A. Levine/

Date: 02/08/2011

Total Attachments: 4  
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## TRADEMARK AND TRADE NAME LIEN AGREEMENT

7th THIS TRADEMARK AND TRADE NAME LIEN AGREEMENT, effective as of the day of February, 2011, from THERMOSPAS, INC., a corporation organized and existing under the laws of the State of Connecticut, and having its principal place of business at 155 East Street, Wallingford, Connecticut 06492, (hereinafter referred to as "Debtor") and THE STATE OF CONNECTICUT, acting by and through its CONNECTICUT DEVELOPMENT AUTHORITY, having an office and principal place of business at 999 West Street, Rocky Hill, Connecticut 06067 (hereinafter collectively referred to as "Secured Party"),

### WITNESSETH:


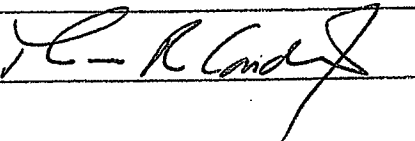
WHEREAS, Debtor is the owner of the trademarks and trade names set forth on Schedule A hereto, and the good will of the business appurtenant thereto, together with all registrations and applications for registration thereof and any and all reissues, continuations and continuations-in-part with respect thereto, all as more particularly set forth on Schedule A (collectively, the "Collateral"); and

WHEREAS, the parties hereto have entered into Loan Agreements modified of even date herewith pursuant to which the Secured Party has advanced moneys in the form of loans and Debtor has granted to Secured Party a security interest in and to the Collateral and which, in the event of default under the Loan Agreements, would permit Secured Party to take possession of, and title to, the aforesaid Collateral and to dispose thereof in accordance with the terms of a Intellectual Property Collateral Assignment and Security Agreement of even date (the "Security Agreement"),

NOW THEREFORE, in fulfillment of the obligations assumed under the aforesaid Loan Agreements and for good and valuable consideration, receipt of which is hereby acknowledged, Debtor does hereby confirm that pursuant to the Security Agreement it has given and granted to Secured Party, and does hereby give and grant to Secured Party, a lien and security interest in and to the Collateral, together with the registrations thereof, as set forth on Schedule A hereto, in accordance with the terms of the Security Agreement.

IN WITNESS WHEREOF, the undersigned have caused this lien to be executed and its seal to be affixed as of the date first above written.

Attest:

DEBTOR:

THERMOSPAS, INC.

By: 

Andrew Tourmas  
Its: President

**SECURED PARTY:**

**CONNECTICUT DEVELOPMENT  
AUTHORITY**

Julie A. Wynne  
[Signature]

By: Janet M. Siegenthaler  
Janet M. Siegenthaler  
Its: Vice President

STATE OF CONNECTICUT )

ss:

COUNTY OF )

On this, the \_\_\_ day of February, 2011, before me personally appeared **ANDREW TOURNAS**, who acknowledged himself to be the President of **THERMOSPAS, INC.**, a Connecticut corporation, and that he as such officer, being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by himself as such officer.

\_\_\_\_\_  
Commissioner of the Superior Court  
Notary Public  
My Commission Expires

STATE OF CONNECTICUT )

ss: Rocky Hill

COUNTY OF )

On this the 4 day of February, 2011, before me, the undersigned officer, personally appeared **JANET M. SIEGENTHALER**, who acknowledged herself to be a Vice President of the **CONNECTICUT DEVELOPMENT AUTHORITY**, a body politic and corporate, constituting a public instrumentality and political subdivision of the State of Connecticut, and that she as such officer, being duly authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by herself as such officer.

IN WITNESS WHEREOF, I hereunto set my hand.

Lisa Day  
Commissioner of the Superior Court  
Notary Public  
My Commission Expires

**LISA DAY**  
**NOTARY PUBLIC**  
My Commission Expires Sep. 30, 2015

SECURED PARTY:

CONNECTICUT DEVELOPMENT  
AUTHORITY

\_\_\_\_\_  
\_\_\_\_\_

By: \_\_\_\_\_  
Janet M. Siegenthaler  
Its: Vice President

STATE OF CONNECTICUT )  
COUNTY OF *New Haven* )

ss: *New Haven*

On this, the 3 day of February, 2011, before me personally appeared ANDREW TOURNAS, who acknowledged himself to be the President of THERMOSPAS, INC., a Connecticut corporation, and that he as such officer, being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by himself as such officer.

*Anna N. Zerk*  
\_\_\_\_\_  
Commissioner of the Superior Court  
~~Notary Public~~  
~~My Commission Expires~~

STATE OF CONNECTICUT )  
COUNTY OF ) ss:

On this the \_\_\_ day of February, 2011, before me, the undersigned officer, personally appeared JANET M. SIEGENTHALER, who acknowledged herself to be a Vice President of the CONNECTICUT DEVELOPMENT AUTHORITY, a body politic and corporate, constituting a public instrumentality and political subdivision of the State of Connecticut, and that she as such officer, being duly authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by herself as such officer.

IN WITNESS WHEREOF, I hereunto set my hand.

\_\_\_\_\_  
Commissioner of the Superior Court  
Notary Public  
My Commission Expires:

SCHEDULE A

ThermoSpas, Inc.

Trademark Report by Mark

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COUNTRY	REFERENCE#	FILED	APPL#	REGDT	REG#	STATUS	CLASSES
<b>Endurowood</b>							
UNITED STATES	THE-TM-000	7/26/2006	78/937,686			ABANDONED	20
<b>Spa Ense</b>							
UNITED STATES	THE-TM-002	10/27/2000	76/155,713	1/25/2005	2,921,027	REGISTERED	01
<b>The Healing Spa</b>							
UNITED STATES	THE-TM-004	6/23/2003	76/524,649	5/24/2005	2,955,833	REGISTERED	11
<b>Thermo Cool</b>							
UNITED STATES	THE-TM-010	11/21/2007	77/335,414	2/16/2010	3,750,292	REGISTERED	11
<b>Thermoense</b>							
UNITED STATES	THE-TM-003	3/13/2003	76/499,367	8/16/2004	2,873,641	ABANDONED	011
<b>Thermospas</b>							
AUSTRALIA	THE-TM-001 AUS	2/12/2001	865716	2/12/2001	865716	REGISTERED	01,03,11
BRAZIL	THE-TM-001 Brazil A	6/4/2002	824638816	4/24/2007	824638816	REGISTERED	01
BRAZIL	THE-TM-001 Brazil B	6/4/2002	824638824	4/24/2007	824638824	REGISTERED	03
BRAZIL	THE-TM-001 Brazil C	6/4/2002	824638832	4/24/2007	824638832	REGISTERED	11
CANADA	THE-TM-001 Canada	3/1/2001	1094439	8/6/2003	TMA586,666	REGISTERED	
EUROPEAN PATENT C	THE-TM-001A ECT	4/13/2005	004342044			ABANDONED	01,03,11
EUROPEAN UNION (CT	THE-TM-001 ECT	2/8/2001	002079556			ABANDONED	01,03,11
FRANCE	THE-TM-001 ECT (Fran	2/8/2001	023175400	12/27/2002	023175400	REGISTERED	01,03,11
GERMANY	THE-TM-001 ECT (Ger	2/8/2001	32026141 9/11	2/3/2003	30226141 9/11	ABANDONED	01,03,11
POLAND	THE-TM-001 Poland	2/14/2001	Z231555	9/28/2005	R 161364	REGISTERED	01,03,11
UNITED KINGDOM	THE-TM-001 ECT (UK)	9/10/2002	2310202	9/10/2002	2310202	REGISTERED	01,03,11
UNITED STATES	THE-TM-001A	6/2/2009	77/750,343	7/13/2010	3,815,547	REGISTERED	
<b>Total Control Therapy</b>							
UNITED STATES	THE-TM-005	3/1/2005	78/577,598	7/24/2007	3,269,414	REGISTERED	011
END OF REPORT						TOTAL ITEMS SELECTED = 18	