

## 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
Gerber Finance, Inc. (successor in interest to KeyBank, National Association)	FORMERLY Gerber Trade Finance, Inc.	04/06/2012	CORPORATION: NEW YORK
RECEIVING PARTY DATA			
Name:	Sun & Skin Care Research, Inc.		
Street Address:	851 Greensboro Road		
City:	Cocoa		
State/Country:	FLORIDA		
Postal Code:	32926		
Entity Type:	CORPORATION: FLORIDA		
PROPERTY NUMBERS Total: 15			
Property Type	Number	Word Mark	
Registration Number:	2865642	OCEAN POTION	
Registration Number:	2663419	OCEAN POTION	
Registration Number:	2724181	OCEAN POTION	
Registration Number:	2766091	OCEAN POTION	
Registration Number:	799637	NO-AD	
Registration Number:	2286720	NO-AD	
Registration Number:	3295336	SPLASH & DISCOVER	
Registration Number:	3262429	SUN PALS	
Registration Number:	2082581		
Registration Number:	2082580		
Registration Number:	2082579		
Registration Number:	2082578		
Registration Number:	2082577		

Registration Number:	2082576	
Registration Number:	1674732	

# CORRESPONDENCE DATA

Fax Number: 6785337787  
*Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.*  
Phone: 404-523-5300  
Email: sls@phrd.com  
Correspondent Name: Steven L. Schaaf, Paralegal  
Address Line 1: Parker, Hudson, Rainer & Dobbs LLP  
Address Line 2: 285 Peachtree Center Ave, NE, Suite 1500  
Address Line 4: Atlanta, GEORGIA 30303

ATTORNEY DOCKET NUMBER:	3717.220
NAME OF SUBMITTER:	Bobbi Acord Noland
Signature:	/BAN/
Date:	04/20/2012

Total Attachments: 7  
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## RELEASE OF LIEN IN TRADEMARKS

This RELEASE OF LIEN IN TRADEMARKS (this "Agreement") dated as of this 6<sup>th</sup> day of April, 2012, is made by Gerber Finance, Inc., fka Gerber Trade Finance, Inc., 488 Madison Avenue, Suite 800, New York, NY 10022 ("Assignor"), in favor of Sun & Skin Care Research, Inc., 851 Greensboro Road, Cocoa, Florida 32926 ("Assignee"). Unless otherwise defined herein, or the context otherwise requires, terms used in this Agreement, including its preamble and recitals, have the meanings provided (or incorporated by reference) in the Security Agreement and the Payoff and Security Agreement respectively (as defined below).

**WHEREAS**, pursuant to a Loan and Security Agreement, (as amended, restated, supplemented or otherwise modified from time to time, the "Security Agreement"), between Assignor and Assignee, Assignee assigned, pledged, and granted to Assignor a security interest in, for Assignor's benefit, Assignee's right, title and interest in property and assets owned or held by Assignee;

**WHEREAS**, the Security Agreement was recorded in the U.S. Patent and Trademark Office ("USPTO") on December 19, 2003 at Reel 2889/ Frame 0749;

**WHEREAS**, the United States Bankruptcy Court for the Southern District of Florida ("the Court") entered an Order in case No. 08-15793-LMI authorizing the sale of certain assets of Assignee, and this Order specified payments due from Assignee and allowed a secured creditor of Assignee, KeyBank National Association ("KeyBank") to retain a security interest in Assignee's assets pursuant to a security agreement between Assignee and KeyBank dated August 13, 2008 ("KeyBank Security Agreement"), recorded in the USPTO at Reel 3838/Frame 872;

**WHEREAS**, pursuant to an Agreement Regarding Payoff Of Obligations And Assignment Of Security Interest, (as amended, restated, supplemented or otherwise modified from time to time, the "Payoff and Security Agreement"), between Assignor, Assignee, Solar Cosmetic Labs, Inc., and KeyBank (the "Parties"), the Parties agreed that Assignor would advance funds to Assignee so Assignee could repay KeyBank, and KeyBank in turn assigned its KeyBank Security Agreement to Assignor effective upon payment of funds by Assignee to KeyBank;

**WHEREAS**, the Payoff and Security Agreement was recorded in the U.S. Trademark and Trademark Office on October 9, 2009 at Reel 4076/ Frame 0266;

**NOW, THEREFORE**, In consideration for the satisfaction of the security interest, and for other good and valuable consideration, the receipt of which is hereby acknowledged:

1. The Assignor hereby releases any and all right, title and interest in all trademark collateral owned or held by Assignor pursuant to the Payoff and Security Agreement, the KeyBank Security Agreement and the Security Agreement ("Trademark

Collateral"), including, but not limited to, the trademarks referred to in Attachment 1 hereto, the right to sue for past, present and future infringement or dilution thereof or for any injury to goodwill, and the proceeds thereof, and hereby assigns such right, title and interest in such Trademark Collateral to Assignee.

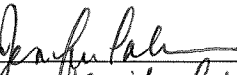
2. This Agreement shall have no effect on the security interests mortgaged, pledged, hypothecated, or granted by any other grantor under the Security Agreement which security interests shall continue in full force and effect.

3. This Agreement may be executed by the parties hereto in several counterparts, each of which shall be deemed to be an original and all of which shall constitute together but one and the same instrument.


\* \* \* \* \*

**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be duly executed and delivered by their respective officers thereunto duly authorized as of the day and year first above written.

**Gerber Finance Inc.**

By:   
Name: Jennifer Palmer  
Title: Vice President.

**Sun & Skin Care Research, Inc.**





By:   
Name: ROBERT T. GRANT  
Title: CFO








## ATTACHMENT 1

U.S. Trademarks	Registration No.	Class	Owner
Ocean Potion	2865642	003	Sun and Skin Care Research, Inc.
Ocean Potion	2663419	025	Sun and Skin Care Research, Inc.
Ocean Potion	2724181	003	Sun and Skin Care Research, Inc.
Ocean Potion	2766091	003	Sun and Skin Care Research, Inc.
NO-AD	0799637	051	Sun and Skin Care Research, Inc.
NO-AD	2286720	003	Sun and Skin Care Research, Inc.



And all trademarks set forth on Exhibit C.

## EXHIBIT C

<u>COUNTRY</u>	<u>TRADEMARK</u>	<u>REG. NO.</u>	<u>CLASS</u>
ARGENTINA	NO-AD SUN PALS	1864337 2128087	3 3
AUSTRALIA		644539	
		833996	
	SUN PALS	1158307	
	NO-AD	1165646	
BENELUX	NO-AD	618326	3
CANADA	1270224	TMA670120	3
	0704290	TMA419564	3
CHILE	NO-AD SUN PALS	659248 698659	3 3
COLOMBIA	SUN PALS	312900	
GERMANY	NO-AD	39539269.1	3
IRELAND	NO-AD	172512	3
ISRAEL	NO-AD	98333	3
ITALY	NO-AD	M02005C000253	3
JAPAN	NO-AD and katakane	4220954	3
NEW ZEALAND	NO-AD	241524	
	NO-AD	241525	
	SUN PALS	760734	
PANAMA	NO-AD	79364	
PERU	NO-AD SUN PALS	21131 MAY BE PENDING	
UNITED KINGDOM	NO-AD  	2010594 2020822	3 3

<u>COUNTRY</u>	<u>TRADEMARK</u>	<u>REG. NO.</u>	<u>CLASS</u>
UNITED STATES	SPLASH & DISCOVER	3295336	3
	SUN PALS	3262429	3
	NO-AD AROMA BATH & SHOWER THERAPY	2329957	3
	NO-AD	2286720	3
	NO-AD 	2224283	36 (Scholarships) 42 (Drug Awareness)
	NO-AD <i>babies</i>	2293449	3
	 Red or pink (single color used on packaging, labels or signs)	2082581	3
	 Yellow or gold (single color used on packaging, labels or signs)	2082580	3
	 Green (single color used on packaging, labels or signs)	2082579	3
	 Blue (single color used on packaging, labels or signs)	2082578	3
	 Orange (single color used on packaging, labels or signs)	2082577	3
	 Violet or purple (single color used on packaging, labels or signs)	2082576	3



<u>COUNTRY</u>	<u>TRADEMARK</u>	<u>REG. NO.</u>	<u>CLASS</u>
		1674732	3
	<b>NO-AD</b>	0799637	3
VENEZUELA	NO-AD <u>NO-AD</u>	P246728	3
		P249738	3
	NO-AD	P249739	3
	SUN PALS	P271423	3
	SUN PALS	004452603	3
EUROPEAN UNION	SUN PALS	004441523	3
	SUN PALS	001568492	3
	NO-AD	000674861	3

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