

## TRADEMARK ASSIGNMENT

Electronic Version v1.1  
 Stylesheet Version v1.1

|   |   |                |  |
|---|---|----------------|--|
| SUBMISSION TYPE:  | NEW ASSIGNMENT  |                |  |
| NATURE OF CONVEYANCE:   | TRADEMARK RELEASE AND REASSIGNMENT OF REEL/FRAME NO.<br>4750/0300 |                |  |
| CONVEYING PARTY DATA  |   |                |  |
| Name  | Formerly  | Execution Date | Entity Type                            |
| NXT CAPITAL LLC, AS AGENT   |   | 09/30/2013     | LIMITED LIABILITY<br>COMPANY: DELAWARE |
| RECEIVING PARTY DATA  |   |                |  |
| Name:   | IEM, INC.   |                |  |
| Street Address:   | 1689 OAKDALE AVENUE   |                |  |
| City:   | WEST ST. PAUL   |                |  |
| State/Country:  | MINNESOTA   |                |  |
| Postal Code:  | 55118   |                |  |
| Entity Type:  | CORPORATION: MINNESOTA  |                |  |
| PROPERTY NUMBERS Total: 3   |   |                |  |
| Property Type   | Number  | Word Mark      |  |
| Serial Number:  | 85560502  | ALURACK        |  |
| Serial Number:  | 85560412  | ERGORACK       |  |
| Serial Number:  | 85559938  | ALUBARS        |  |
| CORRESPONDENCE DATA   |   |                |  |
| Fax Number:   | 7147558290  |                |  |
| <i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i> |   |                |  |
| Email:  | IPDOCKET@LW.COM, KRISTIN.AZCONA@LW.COM                            |                |  |
| Correspondent Name:   | LATHAM & WATKINS LLP  |                |  |
| Address Line 1:   | 650 TOWN CENTER DRIVE, 20TH FLOOR                                 |                |  |
| Address Line 4:   | COSTA MESA, CALIFORNIA 92626                                      |                |  |
| ATTORNEY DOCKET NUMBER:   | 049018-0036   |                |  |
| NAME OF SUBMITTER:  | KRISTIN J AZCONA  |                |  |

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|  |            |
|--|------------|
| Signature:   | /kja/      |
| Date:  | 10/03/2013 |
| Total Attachments: 3<br>source=Rom - Trademark Release - Reel 4750#page1.tif<br>source=Rom - Trademark Release - Reel 4750#page2.tif<br>source=Rom - Trademark Release - Reel 4750#page3.tif |            |

## **TRADEMARK RELEASE AND REASSIGNMENT**

THIS TRADEMARK RELEASE AND REASSIGNMENT is made as of September [30], 2013, by NXT Capital LLC, in its capacity as agent (in such capacity, the "Agent") for certain financial institutions (collectively, the "Lenders"). Capitalized terms used but not defined herein shall have the same meanings assigned to such terms in the Assignment (as defined below).

### WITNESSETH:

WHEREAS, IEM, Inc., a Minnesota corporation (the "Grantor") and Agent are parties to a Trademark Security Agreement dated as of March 30, 2012 (as amended, restated, supplemented or otherwise modified from time to time, the "Assignment"), pursuant to which Grantor granted a security interest to Agent in certain trademarks ("Trademarks") and Trademark Rights (as defined below) as security for certain obligations owing by Grantor to Agent and the Lenders, including the Trademarks set forth on Schedule 1 hereto; and

WHEREAS, the Assignment was recorded by the Trademark Division of the United States Patent and Trademark Office on April 2, 2012, at Reel 4750, Frame 0300; and

WHEREAS, Grantor has requested that Agent release its security interest in the Trademarks and Trademark Rights and reassign the same to the Grantor.

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

1. Agent hereby releases its security interest in all of Grantor's right, title and interest in and to the U.S., state and foreign trademarks, trademark registrations and trademark applications, set forth on Schedule 1 attached hereto and all goodwill associated with the foregoing (collectively the "Trademark Rights").

2. Agent hereby reassigns, grants and conveys to Grantor, without any representation, recourse or undertaking by Agent, all of Agent's right, title and interest in and to the Trademarks and the Trademark Rights.

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IN WITNESS WHEREOF, Agent has caused this Trademark Release and Reassignment to be executed as of the day and year first above written.

NXT CAPITAL, LLC

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

*Amanda Ferguson*

Amanda N. Ferguson

Vice President

Trademark Release

TRADEMARK  
REEL: 005124 FRAME: 0037

**SCHEDULE 1**

| <b>Trademark</b>     | <b>Jurisdiction</b> | <b>Reg. No./ Applic. No.</b> |
|----------------------|---------------------|------------------------------|
| ALURACK &<br>Design  | U.S.                | Application No. 85/560502    |
| ERGORACK &<br>Design | U.S.                | Application No. 85/560412    |
| ALUBARS &<br>Design  | U.S.                | Application No. 85/559938    |