# CH \$115.00 42

ETAS ID: TM371417

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2

SUBMISSION TYPE: NEW ASSIGNMENT

NATURE OF CONVEYANCE: Release of Security Interest Recorded at Reel/Frame 005450/0825

#### **CONVEYING PARTY DATA**

| Name                             | Formerly | Execution Date | Entity Type                      |
|----------------------------------|----------|----------------|----------------------------------|
| Reservoir Capital Partners, L.P. |          | 01/29/2016     | LIMITED PARTNERSHIP:<br>DELAWARE |

### **RECEIVING PARTY DATA**

| Name:           | ClearCaptions LLC                   |  |  |
|-----------------|-------------------------------------|--|--|
| Street Address: | 595 Menlo Dr.                       |  |  |
| City:           | Rocklin                             |  |  |
| State/Country:  | CALIFORNIA                          |  |  |
| Postal Code:    | 95765                               |  |  |
| Entity Type:    | LIMITED LIABILITY COMPANY: DELAWARE |  |  |

#### **PROPERTY NUMBERS Total: 4**

| Property Type        | Number   | Word Mark            |  |
|----------------------|----------|----------------------|--|
| Registration Number: | 4220546  | CC                   |  |
| Registration Number: | 4418905  | CLEARCAPTIONS        |  |
| Registration Number: | 4256102  | CLEARCAPTIONS.COM CC |  |
| Serial Number:       | 86331215 | CAPVIEW              |  |

## CORRESPONDENCE DATA

**Fax Number:** 3128622200

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent

using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.

**Phone:** 3128628738

**Email:** michelle.nowicki@kirkland.com

Correspondent Name: Michelle Nowicki
Address Line 1: 300 N. LaSalle Street
Address Line 2: Kirkland & Ellis LLP
Address Line 4: Chicago, ILLINOIS 60654

ATTORNEY DOCKET NUMBER: 24676-1 MN

NAME OF SUBMITTER: Michelle Nowicki

SIGNATURE: /Michelle Nowicki/

DATE SIGNED: 02/01/2016

**Total Attachments: 3** 

TRADEMARK REEL: 005720 FRAME: 0985

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TRADEMARK REEL: 005720 FRAME: 0986

#### RELEASE OF SECURITY INTEREST IN TRADEMARKS

THIS RELEASE OF SECURITY INTEREST IN TRADEMARKS (this "Release") is made as of January 29, 2016 ("Effective Date") by Reservoir Capital Partners, L.P., a Delaware limited partnership (together with its successors and assigns, if any, in such capacity "Agent"), in favor of ClearCaptions LLC, a Delaware limited liability company ("Grantor").

WHEREAS, pursuant to the terms and conditions of that certain Second Amended and Restated Security and Pledge Agreement dated December 21, 2012 (the "Security Agreement") by and among the Obligors (as defined therein), Agent, as administrative agent for the holders of the Secured Obligations (as defined therein), Grantor granted to Agent for the ratable benefit of the holders of the Secured Obligations a continuing security interest in and to all of Grantor's right, title and interest in, to and under certain trademark registrations and applications, including the trademark registrations and applications set forth on Schedule I attached hereto (the "Trademark Collateral"); and

WHEREAS, that certain Notice of Grant of Security Interest in Trademarks (the "Notice of Grant") by and between Grantor and Agent dated December 21, 2012, with respect to the security interest granted by the Grantor under the Security Agreement in the Trademark Collateral, was recorded with the United States Patent and Trademark Office on February 2, 2015, on Reel No. 005450 / Frame No. 0825.

**NOW, THEREFORE,** for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Agent hereby terminates the Notice of Grant, and hereby terminates, cancels and releases, on behalf of itself and the holders of the Secured Obligations, any and all security interests it has in the Trademark Collateral.

Agent represents and warrants that: (i) it has the full power and authority to execute this Release; (ii) it has not assigned, transferred, restricted or otherwise encumbered any security interest it has against the Trademark Collateral; and (iii) it has not recorded or otherwise evidenced its security interest with respect to any trademark registration or application of the Grantor, other than those trademark registrations and applications set forth on Schedule I (attached hereto), in any jurisdiction throughout the world.

Agent shall take all further actions, and provide to Grantor and Grantor's successors, assigns or other legal representatives, all such cooperation and assistance (including, without limitation, the execution and delivery of any and all documents or other instruments), requested by Grantor to more fully and effectively effectuate the purposes of this Release.

\* \* \* \* \*

TRADEMARK REEL: 005720 FRAME: 0987

IN WITNESS WHEREOF, Agent has caused this Release to be executed by its duly authorized representative as of the Effective Date.

# RESERVOIR CAPITAL PARTNERS, L.P.

[Signature Page to Release of Security Interest in Trademarks (ClearCaptions LLC)]

**TRADEMARK REEL: 005720 FRAME: 0988** 

# **SCHEDULE I**

# TRADEMARK REGISTRATIONS AND APPLICATIONS

| Mark                                                                             | Appl. / Reg.   | Filing<br>Date | Registration<br>Date | Status     |
|----------------------------------------------------------------------------------|----------------|----------------|----------------------|------------|
| (Design Mark - CC)  (GP)                                                         | 4220546        | 08/12/11       | 10/09/12             | Registered |
| CLEARCAPTIONS                                                                    | 4418303        | 09/21/10       | 10015/13             | Registered |
| Design Mark -<br>CLEARCAPTIONS COM CC)<br><b>(</b> こう)<br><b>ClearCaptions</b> ( | <u>4236302</u> | 08/12/11       | 12/11/12             | Registeral |
| CAPVIEW                                                                          | 86331215       | 07/08/14       |                      | Pending    |

TRADEMARK REEL: 005720 FRAME: 0989