# OP \$40.00 4208767

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM380797

SUBMISSION TYPE:	NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	Termination and Release of Security Interest in Trademarks	

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
KeyBank National Association, as Administrative Agent		04/15/2016	National Banking Association: UNITED STATES

# **RECEIVING PARTY DATA**

Name:	Jim F. Webb, Inc.
Street Address:	2205 Garden City Highway
City:	Midland
State/Country:	TEXAS
Postal Code:	79701
Entity Type:	Corporation: TEXAS

# **PROPERTY NUMBERS Total: 1**

Property Type	Number	Word Mark
Registration Number:	4208767	JW POWERLINE

# **CORRESPONDENCE DATA**

**Fax Number:** 9192868199

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:** 919 286-8000

**Email:** PTO TMconfirmation@mvalaw.com

Correspondent Name: MOORE & VAN ALLEN PLLC

Address Line 1: 3015 CARRINGTON MILL BOULEVARD

Address Line 2: SUITE 400

Address Line 4: MORRISVILLE, NORTH CAROLINA 27560

ATTORNEY DOCKET NUMBER:	020445.88
NAME OF SUBMITTER:	John E. Slaughter
SIGNATURE:	/John E. Slaughter/
DATE SIGNED:	04/15/2016

**Total Attachments: 3** 

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TRADEMARK REEL: 005772 FRAME: 0135

# TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS

This TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS, dated as of April 15, 2016 ("Release"), is made by KeyBank National Association, as administrative agent ("Administrative Agent") in favor of Jim F. Webb, Inc., a Texas corporation ("Grantor").

- WHEREAS, pursuant to that certain Security Agreement dated as of August 25, 2014 (as amended, restated, supplemented, modified, extended, renewed or replaced from time to time, the "Security Agreement") by and among the Grantors party thereto and the Administrative Agent, each Grantor granted to the Administrative Agent, for the benefit of the holders of the Secured Obligations ("Secured Parties"), a security interest in such Grantor's Trademarks, Trademark Licenses, and Proceeds of the foregoing;
- WHEREAS, pursuant to the Security Agreement, Grantor executed and delivered to Administrative Agent, for the benefit of the Secured Parties, the Memorandum of Grant of Security Interest in Trademarks dated as of August 25, 2014 ("Memorandum"); and
- WHEREAS, the Memorandum was recorded at the United States Patent and Trademark Office ("USPTO") on August 27, 2014 at Reel 5352 Frame 0162.
- NOW THEREFORE, in consideration of the mutual promises and undertakings set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and with the intention of being legally bound hereby, Administrative Agent, on behalf of the Secured Parties, and Grantor agree as follows:
- **SECTION 1.** <u>Defined Terms</u>. All capitalized terms used herein but not otherwise defined herein have the meanings given to them in the Security Agreement or Memorandum.
- **SECTION 2.** <u>Termination and Release</u>. Administrative Agent, on behalf of the Secured Parties, without representation, warranty, or recourse, hereby:
- (a) terminates, cancels, discharges, and releases the mortgage, pledge, and hypothecation and lien on and security interest in and to the Grantor's Trademarks, Trademark Licenses, and Proceeds of the foregoing, including, but not limited to, the foregoing listed on Schedule A attached hereto, granted pursuant to the Security Agreement or Memorandum; and
  - (b) authorizes the recordation of this Release with the USPTO at Grantor's expense.
- **SECTION 3.** Choice of Law. This Release shall be governed by and construed in accordance with the laws of the State of New York.

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IN WITNESS WHEREOF, the Administrative Agent, on behalf of the Secured Parties, has caused this Termination and Release of Security Interest in Trademarks to be duly executed as of the date first set forth above.

Administrative Agent:

KeyBank National Association, as administrative agent

**TRADEMARK REEL: 005772 FRAME: 0137** 

# Schedule A

# Jim F. Webb, Inc. (Texas Corporation)

# U.S. Trademark

# **Trademark Registration**

Mark	Reg. No.	Reg. Date
JW POWERLINE and Design	4208767	09/18/12

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**RECORDED: 04/15/2016** 

TRADEMARK
REEL: 005772 FRAME: 0138