

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM428247

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARK RIGHTS

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
JPMORGAN CHASE BANK, N.A., AS ADMINISTRATIVE AGENT AND COLLATERAL AGENT		05/18/2017	National Banking Association: UNITED STATES

RECEIVING PARTY DATA

Name:	AVATAR PROPERTIES, INC.
Street Address:	8601 N. SCOTTSDALE RD.
Internal Address:	STE. 225
City:	SCOTTSDALE
State/Country:	ARIZONA
Postal Code:	85253
Entity Type:	Corporation: FLORIDA

PROPERTY NUMBERS Total: 17

Property Type	Number	Word Mark
Registration Number:	2511212	STONEGATE
Registration Number:	2377808	SOLIVITA
Registration Number:	3945669	CANTAMIA
Registration Number:	3945670	CANTAMIA
Registration Number:	3945671	CM
Registration Number:	3945672	CM
Registration Number:	3948873	CANTAMIA
Registration Number:	3948874	CM
Registration Number:	4272955	BELLA POINTE
Registration Number:	4276263	V
Registration Number:	4292016	EXPERIENCE SOLIVITA
Registration Number:	4292021	EXPERIENCE CANTAMIA
Registration Number:	4335266	SOLIVITA
Registration Number:	4335264	SOLIVITA
Registration Number:	4335260	JOSEPH CARL HOMES
Registration Number:	4343792	V

TRADEMARK

Property Type	Number	Word Mark
Registration Number:	4351065	VITALIA
CORRESPONDENCE DATA		
Fax Number:	2124552502	
<i>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.</i>		
Phone:	(212) 455-3346	
Email:	ksolomon@stblaw.com	
Correspondent Name:	MELANIE JOLSON, ESQ.	
Address Line 1:	SIMPSON THACHER & BARTLETT LLP	
Address Line 2:	425 LEXINGTON AVENUE	
Address Line 4:	NEW YORK, NEW YORK 10017	
ATTORNEY DOCKET NUMBER:	509265/1818	
NAME OF SUBMITTER:	Melanie Jolson	
SIGNATURE:	/mj/	
DATE SIGNED:	05/19/2017	
Total Attachments: 5		
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**TERMINATION AND RELEASE OF SECURITY INTEREST IN
TRADEMARK RIGHTS**

TERMINATION AND RELEASE dated as of May 18, 2017, from JPMORGAN CHASE BANK, N.A., a national banking association, as Administrative Agent and Collateral Agent (the "Agent") for the several banks and other financial institutions (the "Lenders"), to AVATAR PROPERTIES, INC. (the "Grantor"), a Florida corporation, located at 8601 N. Scottsdale Rd. Ste. 225, Scottsdale, AZ 85253.

WITNESSETH:

WHEREAS, pursuant to a the Credit Agreement, dated as of April 4, 2014, among AV Homes, Inc. (the "Borrower"), the Agent, and the Lenders (as amended, supplemented or otherwise modified from time to time, the "Credit Agreement"), the Lenders severally agreed to make Loans and other extensions of credit to the Borrower upon the terms and subject to the conditions set forth therein;

WHEREAS, in connection with the Credit Agreement, the Borrower, Grantor and certain other subsidiaries of the Borrower have executed and delivered a Guarantee and Collateral Agreement, dated as of April 4, 2014, in favor of the Agent (together with all amendments and modifications, if any, from time to time thereafter made thereto, the "Guarantee and Collateral Agreement");

WHEREAS, pursuant to the Guarantee and Collateral Agreement, the Grantor pledged and granted a continuing security interest (the "Security Interest") in all Intellectual Property, including the Trademarks;

WHEREAS, pursuant to that certain Grant of Security Interest in Trademark Rights, dated as of April 4, 2014, among the Agent and Grantor, by reference to the Guarantee and Collateral Agreement, reaffirmed its intent to grant a Security Interest to the Agent specifically in certain Trademarks;

WHEREAS, the Security Agreement was recorded in the Trademark Division of the United States Patent and Trademark Office on April 28, 2014, at Reel 5269 and Frame 0326; and

WHEREAS, the Agent now desires to terminate and release the entirety of its Security Interest in the U.S. trademark registrations and applications listed on Schedule A hereto;

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, and upon the terms set forth in this Termination and Release, the Agent hereby states as follows:

SECTION 1. Definitions. Unless otherwise defined herein or the context otherwise requires, terms used in this Agreement, including its preamble and recitals, have the meaning provided or provided by reference in the Credit Agreement and the Guarantee and Collateral Agreement.

SECTION 2. Release of Security Interest. The Agent hereby terminates, releases, and discharges its Security Interest in the U.S. trademark registrations and applications listed on Schedule A hereto, and any right, title or interest of the Agent in such trademarks shall hereby cease and become void.

SECTION 3. Further Assurances. The Agent hereby agrees to duly execute, acknowledge, procure and deliver any further documents and to do such other acts as may be reasonably necessary to effect the release of the Security Interest contemplated hereby.

IN WITNESS WHEREOF, the undersigned has executed this Termination and Release by its duly authorized officer as of the date first above written.

JPMORGAN CHASE BANK, N.A.

By: *Jaime Gitler*
Name: Jaime Gitler
Title: *Vice President*

STATE OF New York)

)

ss.:

COUNTY OF New York)

On this 8th day of May, 2017, before me personally appeared Jaime Oller to me known who, being by me duly sworn, did depose and say that he/she is Vice President of JPMORGAN CHASE BANK, N.A., described herein and which executed the foregoing instrument, and that he/she signed his/her name thereto pursuant to the authority granted by JPMORGAN CHASE BANK, N.A.



Notary Public

(Affix Seal Below)

Margarita Torres
Notary Public, State of New York
Qualified in Bronx County
Certificate Filed in New York County
No. 01TO6041062
My Commission Expires May 1, 2018

SCHEDULE A
U.S. TRADEMARK REGISTRATIONS

<u>Trademark</u>	<u>Registration Number</u>
STONEGATE	2,511,212
SOLIVITA & Design	2,377,808
CANTAMIA	3,945,669
CANTAMIA	3,945,670
CM & Design	3,945,671
CM & Design	3,945,672
CANTAMIA	3,948,873
CM & Design	3,948,874
BELLA POINTE	4,272,955
V & Design	4,276,263
EXPERIENCE SOLIVITA	4,292,016
EXPERIENCE CANTAMIA	4,292,021
SOLIVITA	4,335,266
SOLIVITA	4,335,264
JOSEPH CARL HOMES	4,335,260
DOUBLE VV & Design	4,343,792
VITALIA	4,351,065