

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM440527

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	TERMINATION AND RELEASE OF SECURITY INTEREST IN PATENTS AND TRADEMARKS

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
BANK OF AMERICA, N.A., AS COLLATERAL AGENT		08/23/2017	National Banking Association: UNITED STATES

RECEIVING PARTY DATA

Name:	HAWKER POWERSOURCE, INC.
Street Address:	9404 OOLTEWAH INDUSTRIAL DR.
City:	OOLTEWAH
State/Country:	TENNESSEE
Postal Code:	37363
Entity Type:	Corporation: DELAWARE

PROPERTY NUMBERS Total: 8

Property Type	Number	Word Mark
Registration Number:	3723039	ENVIROLINK
Registration Number:	2333015	HARNESS THE POWER
Registration Number:	2303947	LIFEPLUS
Registration Number:	2782024	POWERGUARD
Registration Number:	2641394	POWERLINE
Registration Number:	3501457	TOP POWER
Registration Number:	3498882	WATER LESS
Registration Number:	2388819	WATER LESS

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.

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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

OP \$215.00 3723039

ATTORNEY DOCKET NUMBER:	017625-5061
NAME OF SUBMITTER:	John Slaughter
SIGNATURE:	/john slaughter/
DATE SIGNED:	08/24/2017
Total Attachments: 3 source=Termination TMS BOA to Hawker Powersource#page1.tif source=Termination TMS BOA to Hawker Powersource#page2.tif source=Termination TMS BOA to Hawker Powersource#page3.tif	

**TERMINATION AND RELEASE OF SECURITY INTEREST
IN PATENTS AND TRADEMARKS**

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN PATENTS AND TRADEMARKS**, dated as of August 23, 2017 (“Release”), is made by Bank of America, N.A., as Collateral Agent (“Collateral Agent”) in favor of Hawker Powersource, Inc., a Delaware corporation (“Grantor”).

WHEREAS, pursuant to that certain Security Agreement dated as of March 29, 2011 (as amended, restated, supplemented, modified, extended, renewed or replaced from time to time, the “Security Agreement”) by and among the Grantor, Collateral Agent, and others party thereto, and the Grant of Security Interest in U.S. Patents and Trademarks dated as of April 10, 2015 by and among the Grantor and Collateral Agent (“Grant”), Grantor granted to the Collateral Agent, for the benefit of Secured Creditors, a continuing security interest in, to and under all of the following: (i) all right, title and interest of the Grantor in and to all trademarks, trademark registrations and trademark applications (the “Marks”), including as set forth on Schedule A attached thereto, together with the registrations and right to all renewals thereof, the goodwill of the business of such Grantor symbolized by the Marks and all causes of action arising prior to or after the date thereof for infringement of any of the Marks or unfair competition regarding the same; (ii) all of the right, title and interest of the Grantor in and to all patents and patent applications (the “Patents”), including as set forth on Schedule B attached thereto, together with all causes of action arising prior to or after the date thereof for infringement of any of the Patents or unfair competition regarding the same and (iii) all Proceeds and products of any and all of the foregoing (collectively, the “Trademark and Patent Collateral”); and

WHEREAS, the Grant was recorded at the United States Patent and Trademark Office (“USPTO”) on April 10, 2015 at Reel 5495 Frame 0758.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Collateral Agent, on behalf of the Secured Creditors, and Grantor agree as follows:

SECTION 1. Defined Terms. All capitalized terms used herein but not otherwise defined herein have the meanings given to them in the Security Agreement or Grant.

SECTION 2. Termination and Release. Collateral Agent, on behalf of the Secured Creditors, without representation, warranty, or recourse, hereby:

(a) terminates, cancels, discharges, and releases the continuing security interest in, to and under the Trademark and Patent Collateral, including, but not limited to, the foregoing listed on Schedule A attached hereto, granted pursuant to the Security Agreement or Grant; 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.

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

Collateral Agent:

Bank of America, N.A., as Collateral Agent

By: Ronaldo Naval

Name: Ronaldo Naval _____

Title: Vice President _____

Schedule A

U.S. TRADEMARKS OWNED BY HAWKER POWERSOURCE, INC.

Jurisdiction	Mark	App. No. (App. Date)	Reg. No. (Reg. Date)	Owner Name	Status
United States	ENVIROLINK	77/393,681 (11-Feb-2008)	3,723,039 (08-Dec-2009)	Hawker Powersource Inc.	Registered
United States	HARNESS THE POWER	75/719,418 (02-Jun-1999)	2,333,015 (21-Mar-2000)	Hawker Powersource, Inc.	Registered
United States	LIFEPLUS	75/558,379 (14-Sep-1998)	2,303,947 (28-Dec-1999)	Hawker Powersource, Inc.	Registered
United States	POWERGUARD	78/192,075 (06-Dec-2002)	2,782,024 (11-Nov-2003)	Hawker Powersource, Inc.	Registered
United States	POWERLINE	75/157,742 (29-Aug-1996)	2,641,394 (29-Oct-2002)	Hawker Powersource, Inc.	Registered
United States	TOP POWER	77/393,637 (11-Feb-2008)	3,501,457 (16-Sep-2008)	Hawker Powersource	Registered
United States	WATER LESS	77/392,766 (08-Feb-2008)	3,498,882 (09-Sep-2008)	Hawker Powersource Inc.	Registered
United States	WATER LESS	75/424,058 (27-Jan-1998)	2,388,819 (19-Sep-2000)	Hawker Powersource, Inc.	Registered