# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2

ETAS ID: TM455577

**SUBMISSION TYPE: NEW ASSIGNMENT** 

**NATURE OF CONVEYANCE: SECURITY INTEREST** 

### **CONVEYING PARTY DATA**

| Name   | Formerly                                 | Execution Date | Entity Type                |
|--|--|----------------|----------------------------|
| PACIFIC WESTERN BANK,<br>as successor by merger to<br>CapitalSource Bank, as Agent | FORMERLY CapitalSource<br>Bank, as Agent | 12/21/2017     | Chartered Bank: CALIFORNIA |

## **RECEIVING PARTY DATA**

| Name:           | Net Health Systems, Inc., a Pennsylvania corporation (as successor by merger to NHS WCS, LLC |
|-----------------|--|
| Street Address: | 40 24th Street   |
| City:           | Pittsburgh   |
| State/Country:  | PENNSYLVANIA   |
| Postal Code:    | 15222  |
| Entity Type:    | Corporation: PENNSYLVANIA  |

### **PROPERTY NUMBERS Total: 10**

| Property Type        | Number  | Word Mark               |
|----------------------|---------|-------------------------|
| Registration Number: | 2652452 | AUTOMINDER              |
| Registration Number: | 3493468 |                         |
| Registration Number: | 2376589 |                         |
| Registration Number: | 3430503 | WOUND CARE STRATEGIES   |
| Registration Number: | 2674351 | WOUND CARE STRATEGIES   |
| Registration Number: | 3064584 | WOUNDCARESTRATEGIES.COM |
| Registration Number: | 3203052 | CLINICAL BRANDING       |
| Registration Number: | 2949948 | TRIASSESS.COM           |
| Registration Number: | 2400668 | TRIASSESS               |
| Registration Number: | 2402027 | WOUNDOGRAPHY            |

### CORRESPONDENCE DATA

Fax Number: 6465584180

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: 2124597115

Email: TRoot@goodwinlaw.com

Troy Root **Correspondent Name:** Address Line 1: 620 8th Avenue

TRADEMARK

REEL: 006233 FRAME: 0148

|                                | o Goodwin Procter LLP<br>ew York, NEW YORK 10018        |
|--------------------------------|---|
| ATTORNEY DOCKET NUMBER:        | 128995-269047   |
| NAME OF SUBMITTER:             | Troy Root   |
| SIGNATURE:                     | /s/ Troy Root   |
| DATE SIGNED:                   | 12/21/2017  |
| Total Attachments: 3           |   |
| source=Net Health Trademark Re | elease (NHS WCS - pre-merger name) [Executed]#page1.tif |
| source=Net Health Trademark Re | elease (NHS WCS - pre-merger name) [Executed]#page2.tif |
| source=Net Health Trademark Re | elease (NHS WCS - pre-merger name) [Executed]#page3.tif |

### TRADEMARK RELEASE

THIS TRADEMARK RELEASE is made as of December 21, 2017, by PACIFIC WESTERN BANK, as successor by merger to CapitalSource Bank ("Agent"). Capitalized terms used but not defined herein shall have the same meanings assigned to such terms in the Security Agreement (as defined below).

### WITNESSETH:

WHEREAS, Net Health Systems, Inc., a Pennsylvania corporation (as successor by merger to NHS WCS, LLC, a Delaware limited liability company) (the "<u>Grantor</u>") and Agent are parties to that certain Trademark Security Agreement dated as of May 15, 2013 (the "<u>Security Agreement</u>") pursuant to which the Grantor granted a security interest to Agent in certain Trademarks and Trademark Collateral (as defined below) as security for certain obligations owing by Grantor to Agent, including the Trademarks set forth on Schedule 1 hereto;

WHEREAS, the Security Agreement was recorded by the Trademark Division of the United States Patent and Trademark Office on May 16, 2013, at Reel 5028, Frame 0889;

WHEREAS, Grantor has requested that Agent release its security interest in the Trademarks and Trademark Collateral.

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 following (collectively the "<u>Trademark Collateral</u>"):
  - (i) all of its Trademarks and all Trademark Licenses included in the Collateral, including, without limitation, those referred to on <u>Schedule 1</u> hereto;
    - (ii) all renewals and extensions of the foregoing;
  - (iii) all goodwill of the business connected with the use of, and symbolized by, each such Trademark; and
  - (iv) all income, royalties, proceeds and liabilities at any time due or payable or asserted under and with respect to any of the foregoing, including, without limitation, all rights to sue and recover at law or in equity for any past, present and future infringement, misappropriation, dilution, violation or other impairment thereof.
- 2. Agent hereby releases, without any representation, recourse or undertaking by Agent, any and all of Agent's right, title and interest in and to the Trademarks and the Trademark Collateral, and hereby grants and conveys to Grantor any and all of Agent's right, title and interest in and to the Trademarks and the Trademark Collateral in order to revest in Grantor full and unencumbered title to said Trademarks and Trademark Collateral

[Signature Page Follows]

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

PACIFIC WESTERN BANK

By: Name:

Title:

Audrey Yen
Authorized Signatory

Trademark Release

# SCHEDULE 1

# Trademark Registrations

# 1. REGISTERED TRADEMARKS

| Owner         | Trademark                       | Jurisdiction    | Serial #    | Filing           | Registration # | Registration     |
|---------------|---------------------------------|-----------------|-------------|------------------|----------------|------------------|
| Net Health    | AutoMinder                      | United States   | 76/091 124  | Date             | 2,652,452      | Date<br>Nov. 10  |
| Systems, Inc. | Autowinger                      | United States   | 76/081,134  | June 30,<br>2000 | 2,032,432      | Nov. 19,<br>2002 |
| Net Health    | Design with three               | United States   | 77/172,345  | May 3,           | 3,493,468      | Aug. 26,         |
| Systems, Inc. | curved arrows]                  | United States   | 77/17/2,343 | 2007             | 3,493,406      | 2008             |
| Net Health    | •                               | United States   | 75/519,944  |                  | 2,376,589      |                  |
|               | [Design with two curved arrows] | United States   | /3/319,944  | July 16,<br>1998 | 2,370,389      | Aug. 15,<br>2000 |
| Systems, Inc. |                                 | I Inited States | 77/275 252  |                  | 2 420 502      |                  |
| Net Health    | Wound Care                      | United States   | 77/275,253  | Sept. 10,        | 3,430,503      | May 20,          |
| Systems, Inc. | Strategies                      | TT 1: 1 C: :    | 76/217 200  | 2007             | 2 (54 251      | 2008             |
| Net Health    | Wound Care                      | United States   | 76/317,390  | Sept. 26,        | 2,674,351      | Jan. 14,         |
| Systems, Inc. | Strategies                      |                 |             | 2001             |                | 2003             |
| Net Health    | woundcarestrategie              | United States   | 78/226,402  | Mar. 17,         | 3,064,584      | Feb. 28,         |
| Systems, Inc. | s.com                           |                 |             | 2003             |                | 2006             |
| Net Health    | Clinical Branding               | United States   | 78/554,459  | Jan. 26,         | 3,203,052      | Jan. 23,         |
| Systems, Inc. |                                 |                 |             | 2005             |                | 2007             |
| Net Health    | TriAssess.com                   | United States   | 78/226,491  | Mar. 17,         | 2,949,948      | May 10,          |
| Systems, Inc. |                                 |                 |             | 2003             |                | 2005             |
| Net Health    | TriAssess                       | United States   | 75/531,784  | Aug. 5,          | 2,400,668      | Oct. 31,         |
| Systems, Inc. |                                 |                 |             | 1998             |                | 2000             |
| Net Health    | Woundography                    | United States   | 75/853,161  | Nov. 19,         | 2,402,027      | Nov. 7, 2000     |
| Systems, Inc. |                                 |                 |             | 1999             |                | ,                |

# 2. TRADEMARK APPLICATIONS

None.

# 3. IP LICENSES

**RECORDED: 12/21/2017** 

None.