

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM464014

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Solar Capital Ltd.		01/05/2018	Corporation: MARYLAND
RECEIVING PARTY DATA			
Name:	Breathe Technologies, Inc.		
Street Address:	175 Technology Drive, Suite 100		
City:	Irvine		
State/Country:	CALIFORNIA		
Postal Code:	92618		
Entity Type:	Corporation: DELAWARE		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Registration Number:	3969045	BREATHE TECHNOLOGIES	
Registration Number:	4154573	NIOV	
CORRESPONDENCE DATA			
Fax Number:	4152687522		
<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:	415-268-7000		
Email:	kes8@mofo.com		
Correspondent Name:	Jennifer Lee Taylor		
Address Line 1:	425 Market Street		
Address Line 2:	c/o Morrison & Foerster LLP		
Address Line 4:	San Francisco, CALIFORNIA 94105		
ATTORNEY DOCKET NUMBER:	73369-9		
NAME OF SUBMITTER:	Jennifer Lee Taylor		
SIGNATURE:	/JLT2/		
DATE SIGNED:	03/01/2018		
Total Attachments: 3			
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**TERMINATION OF
TRADEMARK SECURITY AGREEMENT**

This Termination of Trademark Security Agreement (this “Termination”), dated as of January 5, 2018, is executed by Solar Capital Ltd., in its capacity as collateral agent (the “Secured Party”) in favor of Breathe Technologies, Inc., a Delaware corporation (the “Company”).

RECITALS

WHEREAS, the Company and the Secured Party entered in a certain Loan and Security Agreement, dated as of November 5, 2015 (as amended, the “Loan Agreement”); and

WHEREAS, in connection with the Loan Agreement, the Company entered into a certain (i) Short Form Trademark Security Agreement dated as of December 29, 2016 (the “2016 Security Agreement”) and recorded with the U.S. Patent and Trademark Office (“USPTO”) on December 29, 2016 at Reel/Frame No. 5955/0666, and (ii) Short Form Trademark Security Agreement dated as of March 24, 2017 (the “2017 Security Agreement” and collectively with the 2016 Security Agreement, the “Security Agreements”) and recorded with the USPTO on March 27, 2017 at Reel/Frame No. 6019/0959; and

WHEREAS, pursuant to the Loan Agreement and Security Agreements, the Company granted to the Secured Party a security interest in certain “Collateral” including certain Trademarks; and

WHEREAS, the Collateral in Loan Agreement has been released, including all of the Trademarks described in the Security Agreements. Accordingly, the Security Agreements are to be terminated.

NOW, THEREFORE, the Secured Party agrees as follows:

1. The Secured Party is executing and delivering this Termination as evidence of the termination of the Security Agreements.
2. The Secured Party claims no right, title or interest whatsoever in or to any of the “Collateral” described in the Security Agreements, and, accordingly, the Secured Party expressly terminates its security interest in the trademarks listed on Exhibit A hereto, which security interest was evidenced by the recordation of the Security Agreements with the United States Patent and Trademark Office.

IN WITNESS WHEREOF, this Termination is executed as of the first date written above.

IN WITNESS WHEREOF, this Termination is executed as of the first date written above.

SOLAR CAPITAL LTD.

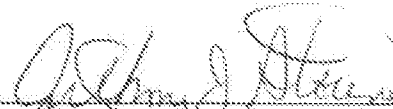
By: 
Name: Anthony J. Soriso
Title: Authorized Signatory

Exhibit "A"

TRADEMARKS AND TRADEMARK APPLICATIONS

Registered Trademarks

No.	Title	App. No.	App. Date	Reg. No.	Reg. Date	Owner
1.	BREATHE TECHNOLOGIES BREATHE TECHNOLOGIES	85015112	04/15/2010	3969045	05/31/2011	Breathe Technologies, Inc.
2.	NIOV NIOV	77967915	03/24/2010	4154573	06/05/2012	Breathe Technologies, Inc.