

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM498990

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST
SEQUENCE:	1

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
BLACK DIAMOND COMMERCIAL FINANCE LLC, as Agent		11/19/2018	Limited Liability Company: DELAWARE

RECEIVING PARTY DATA

Name:	BOOMERANG TUBE, LLC
Street Address:	14567 North Outer Forty
Internal Address:	Suite 500
City:	Chesterfield
State/Country:	MISSOURI
Postal Code:	63017
Entity Type:	Limited Liability Company: DELAWARE

PROPERTY NUMBERS Total: 8

Property Type	Number	Word Mark
Registration Number:	4049116	BOOMERANG
Registration Number:	3877205	BOOMERANG
Registration Number:	3880158	BOOMERANG
Registration Number:	4105836	BOOMERANG TUBE
Registration Number:	4105844	BOOMERANG TUBE
Registration Number:	3967830	BOOMERANG TUBE, LLC
Registration Number:	3967829	BOOMERANG TUBE, LLC
Registration Number:	3975879	

CORRESPONDENCE DATA

Fax Number: 7045032622

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: 7045032600

Email: msheehan@kslaw.com

Correspondent Name: King & Spalding LLP

Address Line 1: 300 S. Tryon St., Ste 1700

OP \$215.00 4049116

Address Line 2: Attn: Moira Sheehan
Address Line 4: Charlotte, NORTH CAROLINA 28202

NAME OF SUBMITTER: Moira Sheehan

SIGNATURE: /Moira Sheehan/

DATE SIGNED: 11/20/2018

Total Attachments: 5

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TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS

This TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS (this "Release") is given as of November 19, 2018, by BLACK DIAMOND COMMERCIAL FINANCE, L.L.C., as agent (in such capacity, the "Agent") for the Lender Group (as defined in the Credit Agreement referred to below) and the Bank Product Providers (as defined in the Credit Agreement referred to below), in favor of Boomerang Tube, LLC, a Delaware Limited Liability Company (the "Grantor").

WITNESSETH

WHEREAS, the Grantor has entered into that certain Credit Agreement, dated as of February 2, 2016 (as amended, restated, amended and restated, supplemented or otherwise modified to date, the "Credit Agreement"), by and among the Grantor, the financial institutions from time to time party thereto as lenders (the "Lenders") and the Agent, as Agent for the Lenders;

WHEREAS, subject to the terms and conditions of the Credit Agreement and the Security Agreement dated as of February 2, 2016 among the Grantor, the other grantors party thereto and the Agent (as amended, restated, amended and restated, supplemented or otherwise modified to date, the "Security Agreement"), the Grantor has entered into that certain Trademark Security Agreement, dated as of February 2, 2016 (the "Trademark Security Agreement"), by the Grantor in favor of the Agent. Capitalized terms used herein without definition shall have the meaning given to them in the Credit Agreement or the Trademark Security Agreement, as applicable;

WHEREAS, under the terms of the Trademark Security Agreement and pursuant to the Security Agreement, the Grantor granted to the Agent, as security, a lien on, and security interest in the Grantor's Trademark Collateral (as defined in the Trademark Security Agreement) including, without limitation, the Grantor's respective Trademarks and Trademark Intellectual Property Licenses listed on Schedule 1 attached hereto;

WHEREAS, an executed copy of the Trademark Security Agreement was recorded with the United States Patent and Trademark Office (the "USPTO") on February 19, 2016 as Document Number 900354858 at Reel 5736, Frame 0308;

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

WHEREAS, the Grantor and the Agent desire that the Agent terminate and release its Lien on, and any and all security interest the Agent may hold in, the Trademark Collateral.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged:

The Agent hereby, on behalf of itself, the Lender Group and the Bank Product Providers, without recourse, representation, warranty or other assurance of any kind by Agent (express or implied) as to Agent's rights in any Trademark Collateral, the condition of any Trademark

Collateral or the value of any Trademark Collateral, terminates, discharges and releases its continuing security interest and Lien in all right, title and interest in the Trademark Collateral, including, without limitation and for clarity, the Trademarks (and/or applications) and Trademark Intellectual Property Licenses listed on Schedule 1 and all goodwill associated with the foregoing, and assigns any and all right, title or interest that it may have therein to the Grantor.

The Agent hereby authorizes the Grantor, any of the Grantor's authorized representatives or any new lender or collateral agent to the Lender Group or Bank Product Providers, to (i) record this Release with the United States Patent and Trademark Office and (ii) file UCC Financing Statement terminations with the applicable filing office in order to memorialize the release, discharge or termination of any Lien on, or security interest in, the Trademark Collateral as contemplated hereby.

The Agent hereby agrees to duly execute, acknowledge, procure and deliver any further documents, filings, agreements and certificates and to do such other acts, in each case at the Grantor's reasonable expense, as reasonably requested by the Grantor and as may be reasonably necessary to effect the release of the Lien on, and security interest in, the Trademark Collateral as contemplated hereby.

THIS RELEASE SHALL BE GOVERNED BY, AND CONSTRUED IN ACCORDANCE WITH, THE LAWS OF THE STATE OF NEW YORK AND SHALL BE BINDING UPON THE AGENT'S REPRESENTATIVES, SUCCESSORS, ASSIGNS AND TRANSFEREES.

Delivery of an executed counterpart of this Release by facsimile or other electronic transmission (i.e. "pdf") shall be as effective as delivery of an original copy of a manually executed counterpart hereto.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the undersigned has caused this TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS to be executed and delivered as of the date first above written.

**BLACK DIAMOND
COMMERCIAL FINANCE LLC, as
Agent**

By: 
Name: Hugo Gravenhorst
Title: Managing Director

[Signature Page to Termination and Release of Security Interest in Trademarks]

**TRADEMARK
REEL: 006486 FRAME: 0551**

SCHEDULE 1

Trademark Registrations/Applications

Grantor	Mark	Application/ Registration No.	Filing Date	Registration Date
Boomerang Tube, LLC	BOOMERANG BOOMERANG	RN: 4049116 SN: 85289385	April 7, 2011	November 1, 2011
Boomerang Tube, LLC	BOOMERANG BOOMERANG	RN: 3877205 SN: 77065501	December 15, 2006	November 16, 2010
Boomerang Tube, LLC	BOOMERANG and Design 	RN: 3880158 SN: 77065486	December 15, 2006	November 23, 2010
Boomerang Tube, LLC	BOOMERANG TUBE BOOMERANG TUBE	RN: 4105836 SN: 77480498	May 21, 2008	February 28, 2012
Boomerang Tube, LLC	BOOMERANG TUBE and Design 	RN: 4105844 SN: 77489840	June 3, 2008	February 28, 2012
Boomerang Tube, LLC	BOOMERANG TUBE, LLC BOOMERANG TUBE, LLC	RN: 3967830 SN: 85057126	June 8, 2010	May 24, 2011
Boomerang Tube, LLC	BOOMERANG TUBE, LLC and Design 	RN: 3967829 SN: 85057119	June 8, 2010	May 24, 2011
Boomerang Tube, LLC	Design Only 	RN: 3975879 SN: 85048440	May 26, 2010	June 7, 2011

Trade Names

None.

Common Law Trademarks

None.

Trademarks Not Currently In Use

None.

Trademark Licenses

<u>LICENSEE</u>	<u>LICENSOR</u>	<u>COUNTRY/STATE</u>	<u>REGISTRATION/ APPLICATION NUMBER</u>	<u>TRADEMARK</u>
Boomerang Tube, LLC	American Petroleum Institute	U.S.A.		