# CH \$315.00 437468

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM563263

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

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
VIRTUS GROUP, LP		02/18/2020	Limited Partnership: TEXAS

### **RECEIVING PARTY DATA**

Name:	LAPOLLA INDUSTRIES, INC.	
Street Address:	15402 Vantage Parkway E.	
Internal Address:	Suite 322	
City:	Houston	
State/Country:	TEXAS	
Postal Code:	77032	
Entity Type:	Corporation: DELAWARE	

### **PROPERTY NUMBERS Total: 12**

Property Type	Number	Word Mark
Registration Number:	4374681	AIRTIGHT SPRAY FOAM INSULATION MFG. BY L
Registration Number:	3888457	AIRTIGHT
Registration Number:	3888458	AIRTIGHT SPRAYFOAM
Registration Number:	3888459	AIRTIGHT SPRAYFOAM
Registration Number:	4139386	AIRTIGHT SPRAY FOAM INSULATION
Registration Number:	4104321	LAPOLLA
Registration Number:	4482902	THERM-O-FLEX
Registration Number:	5031323	FOAM-LOK
Registration Number:	4605677	THERMO-FLEX
Registration Number:	4104322	LAPOLLA
Registration Number:	5020023	AIRTIGHT MULTI-FAMILY ENERGY REDUCTION P
Registration Number:	5317395	AIRTIGHT MULTI-FAMILY ENERGY REDUCTION D

### CORRESPONDENCE DATA

Fax Number:

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: 212-728-8000 Email: ipdept@willkie.com

TRADEMARK REEL: 006869 FRAME: 0465

900536627

Correspondent Name: Heather Schneider Address Line 1: 787 Seventh Avenue

Address Line 4: New York, NEW YORK 10019

ATTORNEY DOCKET NUMBER: 120588.00086

NAME OF SUBMITTER: Heather Schneider

SIGNATURE: /Heather Schneider/

DATE SIGNED: 02/21/2020

**Total Attachments: 4** 

source=Icynene - Executed#page1.tif source=Icynene - Executed#page2.tif source=Icynene - Executed#page3.tif source=Icynene - Executed#page4.tif

# TERMINATION AND RELEASE OF NOTICE OF GRANT OF A SECURITY INTEREST - TRADEMARKS

THIS TERMINATION AND RELEASE OF NOTICE OF GRANT OF A SECURITY INTEREST- TRADEMARKS (this "Termination"), is dated as of February 18, 2020, and made by VIRTUS GROUP, LP ("Grantee") in its capacity as agent under the below-defined Security Agreement, to LAPOLLA INDUSTRIES, INC., a Delaware corporation (the "Grantor").

WHEREAS, pursuant to that certain Pledge and Security Agreement dated as of November 30, 2017 (the "Security Agreement"), made by the Grantor and the other Loan Parties party thereto in favor of Grantee, a security interest was granted by the Grantor to Grantee, in certain collateral, including the Trademark Collateral (as hereinafter defined);

WHEREAS, to record the security interest granted under the Security Agreement, a Notice of Grant of a Security Interest – Trademarks ("<u>Trademark Security Agreement</u>"), dated as of November 30, 2017, was recorded in the Trademark Division of the United States Patent and Trademark Office (the "<u>USPTO</u>") on December 1, 2017, at Reel 6217 and Frame 0550;

WHEREAS, Grantee now desires to terminate and release its security interest in the Trademark Collateral defined below;

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, Grantee hereby states as follows:

- 1. <u>Definitions</u>. The term "<u>Trademark Collateral</u>," as used herein, means the Grantor's Trademarks (as such term is defined in the Security Agreement), other than any "intent-to-use" applications for registration of a trademark, together with, among other things, the goodwill of the business symbolized by Trademarks owned by the Grantor, and including those trademarks set forth on <u>Schedule A</u> hereto.
- 2. <u>Release of Security Interest</u>. Grantee hereby terminates, releases and discharges all of its security interests and liens in, to and under the Trademark Collateral. Grantee acknowledges that this Termination may be filed with the United States Patent and Trademark Office or any other governmental office to evidence the partial termination and release granted by this Termination.
- 3. <u>Choice of Law.</u> This Termination shall be governed by and construed in accordance with the laws of the State of New York.
- 4. <u>Further Assurances</u>. Grantee agrees to take all further actions, and provide to each applicable Grantor and its successors, assigns or other legal representatives, all such cooperation and assistance (including, without limitation, the execution and delivery of any and all documents or other instruments), reasonably requested by the Grantor, at the Grantor's sole cost and expense, to more fully and effectively effectuate the purposes of this Termination.

[remainder of page intentionally blank]

duly authorized officer as of the date first written above.

VIRTUS GROUP, LP, as Grantee

Name: Beth Cesari

Title: Senior Director

[SIGNATURE PAGE TO TERMINATION AND RELEASE OF NOTICE OF GRANT OF A SECURITY INTEREST - TRADEMARKS]

TRADEMARK

REEL: 006869 FRAME: 0468

# Schedule A

Applicant / Registered Owner	Trademark	Application / Registration No.	Application / Registration Date
LaPolla Industries, Inc.	SPRAY FOAM INSULATION AND A POLEA	4,374,681	July 30, 2013
LaPolla Industries, Inc.	AIRTIGHT	3,888,457	December 14, 2010
LaPolla Industries, Inc.	AIRTIGHT SPRAYFOAM	3,888,458	December 14, 2010
LaPolla Industries, Inc.	<b>Qui-</b> SprayFoan	3,888,459	December 14, 2010
LaPolla Industries, Inc.	AIII	4,139,386	May 8, 2012
LaPolla Industries, Inc.	LAPOLLA	4,104,321	February 28, 2012
LaPolla Industries, Inc.	THERM-O-FLEX	4,482,902	February 28, 2012
LaPolla Industries, Inc.	FOAW-L8K	5,031,323	August 30, 2016
LaPolla Industries, Inc.	THERMO-FLEX	4,605,677	September 16, 2014
LaPolla Industries, Inc.	(LAPOLLA)	4,104,322	February 28, 2012

Applicant / Registered Owner	Trademark	Application / Registration No.	Application / Registration Date
LaPolla Industries, Inc.	CAIrTight MULTI-FAMILY ENERGY REDUCTION PROGRAM	5,020,023	August 16, 2016
LaPolla Industries, Inc.	MILITERANIE ERENIES REDICTIONS (F	5,317,395	October 24, 2017

**RECORDED: 02/21/2020**