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# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM599090

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	SECURITY INTEREST

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
365 OPERATING COMPANY LLC		09/22/2020	Limited Liability Company: DELAWARE
BROADBANDONE, LLC		09/22/2020	Limited Liability Company: DELAWARE

### **RECEIVING PARTY DATA**

Name:	ORIX Corporate Capital Inc.	
Street Address:	1717 Main Street, Ste. 1100	
City:	Dallas	
State/Country:	TEXAS	
Postal Code:	75201	
Entity Type:	Corporation: DELAWARE	

### **PROPERTY NUMBERS Total: 3**

Property Type	Number	Word Mark	
Serial Number:	86271613	365 DATA CENTERS	
Serial Number:	86271606	365 DATA CENTERS	
Registration Number:	5133566	TECHNOLOGY HUMANIZED	

### CORRESPONDENCE DATA

**Fax Number:** 7146686355

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:** 7146686255

**Email:** sunnyelee@paulhastings.com

Correspondent Name: Sunny E. Lee

**Address Line 1:** 695 Town Center Drive, 17th Floor

Address Line 2: PAUL HASTINGS LLP

Address Line 4: Costa Mesa, CALIFORNIA 92626

ATTORNEY DOCKET NUMBER:	47110-4 Ross/Rose/Faught	
NAME OF SUBMITTER:	Sunny E. Lee	
SIGNATURE:	/s/ Sunny E. Lee	
DATE SIGNED:	09/23/2020	

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### **Total Attachments: 3**

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### NOTICE OF GRANT OF SECURITY INTEREST IN TRADEMARKS

WHEREAS, the entities listed on the signature page hereto (each a "<u>Grantor</u>", and collectively, the "<u>Grantors</u>") have adopted, used and are using, and hold all right, title and interest in and to, the trademarks and service marks listed on the attached Schedule A, which trademarks and service marks are registered or applied for in the United States Patent and Trademark Office (the "<u>Trademarks</u>");

WHEREAS, the Grantors have entered into a Pledge and Security Agreement, dated September 22, 2020 (as amended, restated, supplemented, modified or otherwise changed from time to time, the "Security Agreement"), in favor of ORIX Corporate Capital Inc., a Delaware corporation, as the collateral agent for itself and certain lenders (in such capacity, together with its successors and permitted assigns, if any, the "Collateral Agent"); and

WHEREAS, pursuant to the Security Agreement, the Grantors have collaterally assigned to the Collateral Agent and granted to the Collateral Agent for the benefit of the Secured Parties (as defined in the Security Agreement) a continuing security interest in all right, title and interest of the Grantors in, to and under the Trademarks, together with, among other things, the good-will of the business symbolized by the Trademarks and the applications and registrations thereof, and all proceeds thereof, including, without limitation, any and all causes of action which may exist by reason of infringement thereof and any and all damages arising from past, present and future violations thereof (the "Collateral"), to secure the payment, performance and observance of the Secured Obligations (as defined in the Security Agreement);

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Grantors hereby grant to the Collateral Agent for the benefit of the Collateral Agent and the Secured Parties a continuing security interest in the Collateral to secure the prompt payment, performance and observance of the Secured Obligations.

The Grantors hereby further acknowledge and affirm that the rights and remedies of the Collateral Agent with respect to the Collateral are more fully set forth in the Security Agreement, the terms and provisions of which are hereby incorporated herein by reference as if fully set forth herein.

74766890.2 LEGAL\_US\_E # 150792113.3 IN WITNESS WHEREOF, each Grantor has caused this Notice to be duly executed by its officer thereunto duly authorized as of the date first written above.

365 OPERATING COMPANY LLC

Name Town Him

Title: Authorized Officer

BROADBANDONE, LLC

Name: Lance Hirt

Title: Authorized Officer

[Signature Page to Notice of Grant of Security Interest in Trademarks]

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## SCHEDULE A TO NOTICE OF GRANT OF SECURITY INTEREST IN TRADEMARKS

# Registered Trademark and Trademark Applications

Company	Country	Trademark	Application or Registration No.	Filing Date	Registration Date
365 Operating Company LLC	United States (Federal)	365 DATA CENTERS	86271606	May 5, 2014	March 14, 2017
365 Operating Company LLC	United States (Federal)	365 DATA CENTERS and Design	86271613	May 5, 2014	March 14, 2017
BroadbandOne, LLC	United States (Federal)	TECHNOLOGY HUMANIZED	5133566	June 28, 2016	January 31, 2017

Trademark Licenses: None

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**RECORDED: 09/23/2020** 

**TRADEMARK REEL: 007059 FRAME: 0139**