

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM605450

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	Security Agreement		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Maui and Sons		10/27/2020	Corporation: CALIFORNIA
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Merchant Factors Corp.		
<b>Street Address:</b>	1441 Broadway		
<b>Internal Address:</b>	22nd Floor		
<b>City:</b>	New York		
<b>State/Country:</b>	NEW YORK		
<b>Postal Code:</b>	10018		
<b>Entity Type:</b>	Corporation: DELAWARE		
<b>PROPERTY NUMBERS Total: 17</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	5050340	MALIBU BEACH POLO CLUB P O L O	
<b>Registration Number:</b>	4332351	MAUI ACTIVE	
<b>Registration Number:</b>	4235991	X-CALIBER	
<b>Registration Number:</b>	4248320	X-CALIBER	
<b>Registration Number:</b>	4104261	MAUI & SONS	
<b>Registration Number:</b>	4101313		
<b>Registration Number:</b>	4503199	PARADISE COVE	
<b>Registration Number:</b>	4499519	SUNRISE BAY	
<b>Registration Number:</b>	3336794	MISS MALIBU	
<b>Registration Number:</b>	3326458	MAUI AND SONS	
<b>Registration Number:</b>	3260836	MAUI AND SONS	
<b>Registration Number:</b>	3135017	MAUI PRINCESS	
<b>Registration Number:</b>	2210850	MAUI AND SONS	
<b>Registration Number:</b>	3835415	WHITE LAUNDRY	
<b>Registration Number:</b>	1922160	MAUI AND SONS	
<b>Registration Number:</b>	1935966	MAUI AND SONS	
<b>Registration Number:</b>	1432990	MAUI AND SONS	

OP \$440.00 5050340

**CORRESPONDENCE DATA****Fax Number:** 8009144240*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:** 800-713-0755**Email:** james.murray@wolterskluwer.com**Correspondent Name:** CT Corporation**Address Line 1:** 4400 Easton Commons Way**Address Line 2:** Suite 125**Address Line 4:** Columbus, OHIO 43219

<b>NAME OF SUBMITTER:</b>	Corenda R. Gaines
<b>SIGNATURE:</b>	/Corenda R. Gaines/
<b>DATE SIGNED:</b>	10/28/2020

**Total Attachments: 14**

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**COLLATERAL ASSIGNMENT OF TRADEMARKS  
[FOR FILING WITH THE US PATENT AND TRADEMARK OFFICE]**

WHEREAS, Maui and Sons, a corporation formed under the laws of California located at 17383 Sunset Blvd. #100 Pacific Palisades, CA 90272 (the “Company”), has adopted, used and is using or intends to use the marks annexed hereto as Schedule A (the “Marks”), and

WHEREAS, the Company is obligated to Merchant Factors Corp. (the “Factor”) located at 1441 Broadway, 22<sup>nd</sup> Floor, New York, New York 10018, pursuant to a Discount Factoring Agreement dated October 27, 2020 (as the same may be amended, restated, modified or supplemented from time to time, the “Factoring Agreement”); and

WHEREAS, as a condition of the Company’s right to obtain financing under the Factoring Agreement, the Company is obligated to grant to the Factor a security interest in the Marks, together with the good will of the business symbolized by the Marks;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, the Company does hereby grant to the Factor a security interest in and to the Marks, together with the good will of the business symbolized by the Marks, which security interest shall secure all the Obligations as defined in the Factoring Agreement and in accordance with the terms and provisions thereof.

The Company expressly acknowledges and affirms that the rights and remedies of the Factor, and the various obligations of the Factor and conditions precedent to its exercise of any of such rights and remedies, with respect to the security interest granted hereby are more fully set forth in the Factoring Agreement.

Dated: October 22, 2020

MAUI AND SONS

By:   
Name: James Demet  
Title: President

State of \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss:

On the \_\_\_\_ day of \_\_\_\_\_, in the year 20\_\_\_\_, before me, the undersigned, personally appeared \_\_\_\_\_, personally known to me or proved to me on the basis of satisfactory evidence to the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

*See Attached*

\_\_\_\_\_  
(Signature and Office of Individual taking acknowledgment)

[NOTARY STAMP]

[Signature Page to Trademark Security Agreement- Short Form]

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )  
County of Los Angeles )  
On Oct. 22, 2020 before me, Jeanette Calloway Notary  
Date Here Insert Name and Title of the Officer  
personally appeared James Demet  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Jeanette Calloway  
Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_ Document Date: \_\_\_\_\_  
Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_  
 Corporate Officer -- Title(s): \_\_\_\_\_  
 Partner --  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_  
 Corporate Officer -- Title(s): \_\_\_\_\_  
 Partner --  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_

**Schedule A**

**[SEE ATTACHED]**

**Schedule A - 1**

	REGISTRATIONS	REGISTRATION DATE	RENEWAL DATE
AUSTRALIA	SHARKMAN CLASS 25 748527	November 28, 1996	July 6, 2025
	LOGO CLASS 28 661479	November 21, 1996	May 19, 2025
	LOGO CLASS 18 661748	January 2, 1997	May 19, 2025
	LOGO CLASS 25 394247	November 19, 1987	July 15, 2024
BRAZIL	LOGO CLASS 25 811599221	October 29, 1985	October 29, 2025
	MAUI CLASS 25 810500167	May 3, 1983	May 3, 2023
	LOGO CLASS 25 20513	July 9, 1991	November 2, 2020
BRUNEI			
Canada	Cookie Logo Class 25 343785	August 12, 1998	August 12, 2033

LOGO CLASS 14 1680753	December 14, 2011	December 13, 2021
LOGO CLASS 25 1387290	April 21, 2010	April 20, 2030
MAUI AND SONS (STYLIZED) CLASS 25 1387078	April 21, 2000	April 20, 2030
LOGO CLASS 3 2021216	July 28, 2003	July 28, 2023
LOGO CLASS 16 1696978	January 14, 2002	January 13, 2022
LOGO CLASS 18 928220	January 14, 1997	January 13, 2027
LOGO CLASS 12 947229	February 14, 1997	February 13, 2027
LOGO CLAS 28 945006	February 14, 1997	February 13, 2027
LOGO CLASS 9 950681	February 21, 1997	February 20, 2027
LOGO W/ MAUI AND SONS (STYLIZED) CLASS 25 2021259	April 28, 2006	April 27, 2026
SHARK LOGO CLASS 25 2020661	November 28, 2006	November 27, 2026
SHARK LOGO CLASS 9 4819570	July 21, 2008	July 20, 2028
SHARK LOGO CLASS 3 4819571	April 14, 2009	April 13, 2029
SHARKMAN CLASS 25 2020121	November 28, 2006	November 27, 2026
MAUI GIRL CLASS 25 1489233	December 14, 2000	December 13, 2020
MAUI GIRL CLASS 25 1489233	December 14, 2000	December 13, 2020
MAUI BOY CLASS 25 2020695	December 28, 2007	December 28, 2027
CHINA		



	SHARK2 LOGO CLASS 25 1637404	September 21, 2001	September 20, 2021
	MAUI AND SONS LOGO CLASS 25 17029297	September 07, 2016	September 06, 2026
	MAUI AND SONS CLASSES 9,14, 18 4954368	May 31, 2007	March 12, 2026
	LOGO CLASSES 3,25,28 3374188	July 29, 2005	September 30, 2023
	SHARK W/ SURFBOARD DESIGN CLASSES 18,25,28 67934	August 3, 2000	April 1, 2026
	MAUI GIRL W/ FLOWER STYLIZED CLASSES 3,25,28 3374162	July 29, 2005	September 30, 2023
EU	MAUI AND SONS W/ SHARK STYLIZED CLASSES 3,25,28 17631144	IN OPPOSITION	
HK	LOGOS CLASS 25 1995b06569	October 4, 1994	October 4, 2024
INDIA	LOGO CLASS 25 667847	June 1, 1995	June 1, 2025
INDONESIA	LOGO CLASSES 3, 14, 18,25,28 0002015027712	PENDING	
ISRAEL	LOGO CLASS 25 62249	November 15, 1985	November 15, 2020

ITALY	LOGO CLASS 25 1.135.860	November 15, 1985	July 18, 2025
	LOGO CLASSES 29, 32 5880619	October 30, 1991	October 30, 2021
	LOGO CLASSES 3,1 4,18,25,28 5921893	February 10, 2017	February 10, 2027
	SHARK LOGO1 CLASSES 18, 25 5470393	February 10, 2012	February 10, 2022
	SHARK LOGO 2 CLASSES 18, 25 5470392	June 20, 1997	February 10, 2022
	MAUI GIRL W/ WINGS CLASS 25 4198574	October 16, 1998	October 16, 2026
	LOGO CLASS 25 40-2018-112499	February 20, 2019	February 20, 2029
	LOGO CLASS 24 40-776503	January 19, 2009	January 19, 2029
	LOGO W/ MAUI AND SONS CLASS 9 40-557718	August 20, 2003	August 28, 2023
	LOGO W/ MAUI AND SONS CLASS 25 40-407060	May 21, 1998	June 30, 2028
KOREA	WHITE LOGO CLASS 18 40-210079	February 6, 1991	February 2, 2021
	WHITE LOGO CLASS 28 40-207843	November 28, 1990	January 7, 2021
	LOGO CLASS 14 2015062196	July 28, 2015	July 28, 2025
	LOGO CLASS 25 2015062201	July 28, 2015	July 28, 2025
MALAYSIA	LOGO CLASS 28 96002811	March 20, 2003	March 20, 2023
	WHITE LOGO CLASS 28 499214	July 26, 1995	June 14, 2025
	WHITE LOGO CLASSES 5,9, 10, 16, 18, 21,25	May 14, 1991	June 8, 2024
MEXICO			

	395021		
	WHITE LOGO CLASS 25 698946	January 22, 2001	May 11, 2023
	WHITE LOGO CLASS 14 501830	August 28, 1995	June 14, 2025
	MAUI SPORTS STYLIZED CLASS 25 1334661	November 29, 2012	July 24, 2022
	Cookie Logo Class 25 4/15727/2019	PENDING	
MYANMAR	MAUI AND SONS CLASS 25 316899	September 6, 2001	April 7, 2027
	LOGO CLASS 25 612128		
NEW ZEALAND	LOGO W/SINCE 1980 CLASS 25 207599	January 12, 2000	March 29, 2021
NORWAY	WHITE LOGO CLASS 25 4-2015-502175	October 15, 2015	October 15, 2025
	WHITE LOGO CLASS 16 4-2017 -500990	May 18, 2017	May 18, 2027
	WHITE LOGO CLASS 35 4-2015-503099	October 22, 2015	October 22, 2025
	LOGO CLASS 25 83691	December 9, 1988	January 13, 2028
PHILIPPINES			
RUSSIA			

SAUDI ARABIA	LOGO CLASS 25 143409464	May 25, 2013	May 2, 2023
	WHITE LOGO CLASS 25 T8704004G	May 4, 1989	March 17, 2024
SINGAPORE	LOGO CLASS 28 2000106608	April 7, 2000	April 7, 2030
	LOGO CLASS 25 1984/02725	April 3, 1984	April 3, 2024
SOUTH AFRICA	WHITE LOGO CLASS 25 389890	July 10, 1990	July 10, 2020
SWITZERLAND	LOGO CLASS 25 481 982	April 16, 1990	April 15, 2030
	LOGO CLASS 28 487960	April 16, 1990	April 15, 2030
TAIWAN	WHITE LOGO CLASS 25 59319	November 7, 1997	June 11, 2027
THAILAND	LOGO CLASS 29 171111994	October 16, 2014	October 15, 2024

	LOGO CLASS 32 1711 13064	October 16, 2014	October 15, 2024
	MALIBU BEACH POLO CLUB POLO 86441280 5050340 Class 25	September 27, 2016	September 27, 2026 (Section 8 due September 27, 2022)
	MAUI ACTIVE 85249798 4332351 Class 25	May 7, 2013	May 7, 2023
	X-CALIBER 85279794 4235991 Class 25	November 6, 2012	November 6, 2022
	X-CALIBER 85279782 4248320 Class 28	November 27, 2012	November 27, 2022
	MAUI & SONS 85221298 4104261 Class 32	February 28, 2012	February 28, 2022
	STYLIZED AND/OR DESIGN MARK HARDWEAR LOGO 85249763 4101313 Class 25	February 21, 2012	February 21, 2022
	PARADISE COVE 85913413 4503199 Class 32	March 25, 2014	Section 8 due by grace period deadline of September 25, 2020
	SUNRISE BAY 85913411 4499519 Class 32	March 18, 2014	March 18, 2024 (Section 8 due by grace period deadline of September 18, 2020)
	MISS MALIBU 78806487 3336794 Class 25	November 13, 2007	November 13, 2027
	MAUI AND SONS 78673466 3326458 Class 3	October 30, 2007	October 30, 2027
UNITED STATES OF AMERICA			

TURKEY	MAUI AND SONS 78952424 3260836 Class 2	July 10, 2007	July 10, 2027
	MAUI PRINCESS 78523628 3135017 Class 25	August 29, 2006	August 29, 2026
	MAUI AND SONS 75372743 2210850 Class 14	December 15, 1998	December 15, 2028
	WHITE LAUNDRY 74586273 3835415 Class 25	August 17, 2010	August 17, 2020
	MAUI AND SONS 74560089 1922160 Class 25	September 26, 1995	September 26, 2025
	MAUI AND SONS 74470905 1935966 Class 12	November 14, 1995	November 14, 2025
	MAUI AND SONS 73343278 1432990 Class 25	March 17, 1987	March 17, 2027
	LOGO CLASS 25 2016 04371	October 5, 2016	January 19, 2026
	MAUI AND SONS STYLIZED CLASS 25 2016 04374	August 15, 2016	January 19, 2026
	LOGO CLASS 25 164105	June 4, 1996	July 11, 2025

URUGUAY	MAUI AND SONS CLASS 25 490523  PLEASE NOTE THIS TM HAS BEEN ASSIGNED TO THIRD PARTY CHILE AS OF 2021	March 3, 1999	June 27, 2028
VIETNAM	LOGO CLASS 25, 28 282265	May 30, 2017	March 4, 2025