# OP \$1240.00 5719962

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM607372

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

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type	
Bank of the West		10/02/2020	Corporation:	

#### **RECEIVING PARTY DATA**

Name:	ZO Skin Health, Inc.	
Street Address:	9685 Research Drive	
City:	Irvine	
State/Country:	CALIFORNIA	
Postal Code:	92618	
Entity Type:	Corporation: CALIFORNIA	

### **PROPERTY NUMBERS Total: 49**

Property Type	Number	Word Mark		
Registration Number:	5719962	GSR		
Registration Number:	5719959	GETTING SKIN READY		
Registration Number:	5413502	ROZATROL		
Registration Number:	5252365	ZO		
Registration Number:	5433835	ZO-RRS2		
Registration Number:	5418681	ZOX12		
Registration Number:	5228879	ZPRO		
Registration Number:	5162143	REVITATROL		
Registration Number:	5138591	MELAMIN-C		
Registration Number:	4773998	SURFATROL		
Registration Number:	4735210	HYDRAFIRM		
Registration Number:	4754455	ZO CONTROLLED DEPTH PEEL		
Registration Number:	4773997	POMATROL		
Registration Number:	4750572	ZO 3-STEP PEEL		
Registration Number:	4256279	ZO SKIN HEALTH CIRCLE		
Registration Number:	4314218	OILACLEANSE		
Registration Number:	4318377	ZO MEDICAL		
Registration Number:	4407733	VITASCRUB		
Registration Number:	4505845	OCLIPSE-C		

TRADEMARK REEL: 007104 FRAME: 0040

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Property Type	Number	Word Mark	
Registration Number:	4369428	RETAMAX	
Registration Number:	4369427	BRIGHTENEX	
Registration Number:	4369426	BALATONE	
Registration Number:	4369425	NORMACLEANSE	
Registration Number:	4359846	ZO SKIN HEALTH CIRCLE MAINTENANCE DAILYS	
Registration Number:	4688942	ZO	
Registration Number:	4732147	AKNEBRIGHT	
Registration Number:	4717109	RESTORACALM	
Registration Number:	4717108	BRIGHTAMAX	
Registration Number:	4717107	BRIGHTALIVE	
Registration Number:	4717106	FOAMACLEANSE	
Registration Number:	4964903	LEADING THE WORLD TO SKIN HEALTH	
Registration Number:	4717105	LIPREBUILD	
Registration Number:	4544128	INVISAPEEL	
Registration Number:	4314219	GLYCOGENT	
Registration Number:	4700117	CEBATROL	
Registration Number:	4498559	AKNETROL	
Registration Number:	4403996	MELAMIX	
Registration Number:	4369429	MELAMIN	
Registration Number:	3774720	OCLIPSE	
Registration Number:	3593734	OSSENTIAL	
Registration Number:	3534953	OLLUMINATE	
Registration Number:	3544801	OMMERSE	
Registration Number:	3534951	ORASER	
Registration Number:	3443712	ZO	
Registration Number:	3443711	ZO	
Registration Number:	3699894	REFISSA	
Registration Number:	3818858	OFFECTS	
Serial Number:	88368363	Z-FIRM	
Serial Number:	88197687	CONTROLLED DEPTH PEEL	

## **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:** 402-932-5676

Email: tlangan@ddlawgroup.com

Correspondent Name: Tom Langan

Address Line 1: 9500 W. Dodge Rd.

Address Line 2: Ste. 100

Address Line 4: Oma	Omaha, NEBRASKA 68114		
NAME OF SUBMITTER:	Tom Langan		
SIGNATURE:	/Tom Langan/		
DATE SIGNED:	11/06/2020		

#### **Total Attachments: 6**

source=27U2088-Blackstone - ZO - BOTW Release of Security Interest in IP (Executed)#page1.tif source=27U2088-Blackstone - ZO - BOTW Release of Security Interest in IP (Executed)#page2.tif source=27U2088-Blackstone - ZO - BOTW Release of Security Interest in IP (Executed)#page3.tif source=27U2088-Blackstone - ZO - BOTW Release of Security Interest in IP (Executed)#page4.tif source=27U2088-Blackstone - ZO - BOTW Release of Security Interest in IP (Executed)#page5.tif source=27U2088-Blackstone - ZO - BOTW Release of Security Interest in IP (Executed)#page6.tif

# RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

This Release of Security Interest in Intellectual Property (this "Release"), dated as of October 2, 2020 (the "Effective Date"), is made by Bank of the West, a California banking corporation, as Agent (the "Lender"), in favor of ZO Skin Health, Inc., a California corporation (the "Grantor").

**WHEREAS**, pursuant to that certain Amended and Restated Loan and Security Agreement, dated as of July 16, 2019, by and between the Lender and the Grantor (as amended, restated, or otherwise modified from time to time, the "Security Agreement"), the Grantor granted to the Lender a security interest in and to certain collateral; and

**WHEREAS**, in connection with the Security Agreement, the Grantor executed that certain Memorandum and Notice of Security Interest in Intellectual Property, dated as of July 16, 2019 (the "Memorandum and Notice"), which was recorded with the United States Patent and Trademark Office on July 31, 2019 at Reel/Frame 006709/0067 and Reel/Frame 049923/0062.

**NOW**, **THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Lender hereby agrees as follows:

- 1. <u>Defined Terms</u>. All capitalized terms used, but not otherwise defined or referenced herein, shall have the respective meanings ascribed in or otherwise referenced in the Security Agreement.
- 2. Release. The Lender, without representation or warranty of any kind, hereby terminates the Security Agreement and the Memorandum and Notice and hereby releases, discharges, terminates and cancels all of its security interest arising under the Security Agreement and the Memorandum and Notice, in and to the Collateral, including without limitation (a) the trademarks and trademark registrations and applications set forth on Exhibit A, attached hereto and incorporated herein (the "Trademarks"), together with the goodwill and assets of the business, (b) the patents and patent applications set forth on Exhibit B, attached hereto and incorporated herein (the "Patents"), (c) the copyright registrations set forth on Exhibit C, attached hereto and incorporated herein (the "Copyrights"), and (d) all actions for infringement concerning the foregoing (collectively, the "Released Collateral"). If and to the extent that the Lender has acquired any right, title or interest in and to the Released Collateral, the Lender, without representation or warranty of any kind, hereby irrevocably re-transfers, re-conveys and re-assigns such right, title or interest to the Grantor. Lender hereby authorizes the recordation of this Release with the United States Patent and Trademark Office.
- 3. <u>Further Assurances</u>. The Lender agrees to take all further actions, and provide to the 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 Release.
- 4. <u>Governing Law</u>. This Release shall be governed exclusively under the laws of California, without regard to conflicts of law or choice of law principles.

IN WITNESS WHEREOF, the Lender has caused this Release to be executed by its duly authorized representative as of the Effective Date.

BANK OF THE WEST, a California banking corporation, Lender

By: Maurice Murray

Name: Maurice Murray

 $_{Title:}\ \underline{\text{Sr Relationship Manager}}$ 

# Exhibit A

# Trademarks

No.	Property Type	Number	Word Mark
1.	Serial Number	88368363	Z-FIRM
2.	Serial Number	88197687	CONTROLLED DEPTH PEEL
3.	Registration Number	5719962	GSR
4.	Registration Number	5719959	GETTING SKIN READY
5.	Registration Number	5413502	ROZATROL
6.	Registration Number	5252365	ZO
7.	Registration Number	5433835	ZO-RRS2
8.	Registration Number	5418681	ZOX12
9.	Registration Number	5228879	ZPRO
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11.	Registration Number	5138591	MELAMIN-C
12.	Registration Number	4773998	SURFATROL
13.	Registration Number	4735210	HYDRAFIRM
14.	Registration Number	4754455	ZO CONTROLLED DEPTH PEEL
15.	Registration Number	4773997	POMATROL
16.	Registration Number	4750572	ZO 3-STEP PEEL
17.	Registration Number	4256279	ZO SKIN HEALTH CIRCLE
18.	Registration Number	4314218	OILACLEANSE
19.	Registration Number	4318377	ZO MEDICAL
20.	Registration Number	4407733	VITASCRUB
21.	Registration Number	4505845	OCLIPSE-C
22.	Registration Number	4369428	RETAMAX
23.	Registration Number	4369427	BRIGHTENEX
24.	Registration Number	4369426	BALATONE
25.	Registration Number	4369425	NORMACLEANSE
26.	Registration Number	4359846	ZO SKIN HEALTH CIRCLE MAINTENANCE
			DAILYS
27.	Registration Number	4688942	ZO
28.	Registration Number	4732147	AKNEBRIGHT
29.	Registration Number	4717109	RESTORACALM
30.	Registration Number	4717108	BRIGHTAMAX
31.	Registration Number	4717107	BRIGHTALIVE
32.	Registration Number	4717106	FOAMACLEANSE
33.	Registration Number	4964903	LEADING THE WORLD TO SKIN HEALTH
34.	Registration Number	4717105	LIPREBUILD
35.	Registration Number	4544128	INVISAPEEL
36.	Registration Number	4314219	GLYCOGENT
37.	Registration Number	4700117	CEBATROL
38.	Registration Number	4498559	AKNETROL
39.	Registration Number	4403996	MELAMIX
40.	Registration Number	4369429	MELAMIN
41.	Registration Number	3774720	OCPLIPSE
42.	Registration Number	3593734	OSSENTIAL
43.	Registration Number	3534953	OLLUMINATE
44.	Registration Number	3544801	OMMERSE

45.	Registration Number	3534951	ORASER
46.	Registration Number	3443712	ZO
47.	Registration Number	3443711	ZO
48.	Registration Number	3699894	REFISSA
49.	Registration Number	3818858	OFFECTS

# Exhibit B

# Patents

No.	Property Type	Number	Title
1.	Registered Number	9248160	POST-PROCEDURE SKIN CARE SYSTEMS,
			COMPOSITIONS, AND METHODS OF USE
			THEREOF
2.	Registered Number	9763976	COMPOSITION AND METHOD FOR TREATING
	_		SKIN CONDITIONS

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Copyrights

None.

**RECORDED: 11/06/2020**