

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM612740

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	RELEASE OF SECURITY INTEREST

## CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
East West Bank		12/01/2020	Corporation: DELAWARE

## RECEIVING PARTY DATA

<b>Name:</b>	NewAge, Inc.
<b>Street Address:</b>	2420 17th Street Suite 220
<b>City:</b>	Denver
<b>State/Country:</b>	COLORADO
<b>Postal Code:</b>	80202
<b>Entity Type:</b>	Corporation: WASHINGTON
<b>Name:</b>	NABC, Inc.
<b>Street Address:</b>	2420 17th Street Suite 220
<b>City:</b>	Denver
<b>State/Country:</b>	COLORADO
<b>Postal Code:</b>	80202
<b>Entity Type:</b>	Corporation: COLORADO
<b>Name:</b>	Morinda, Inc.
<b>Street Address:</b>	737 East 1180 South
<b>City:</b>	American Fork
<b>State/Country:</b>	UTAH
<b>Postal Code:</b>	84003
<b>Entity Type:</b>	Corporation: UTAH

## PROPERTY NUMBERS Total: 40

Property Type	Number	Word Mark
<b>Registration Number:</b>	4863045	LIBERATE YOUR THIRST
<b>Registration Number:</b>	5025217	BÚCHA
<b>Registration Number:</b>	4094652	COCO LIBRE
<b>Registration Number:</b>	3999942	BÚCHA
<b>Registration Number:</b>	3289696	XING TEA
<b>Serial Number:</b>	88166351	
<b>Serial Number:</b>	88166371	NEWAGE

OP \$1015.00 4863045

Property Type	Number	Word Mark
Serial Number:	88151044	CBD CANNABINOID-INFUSED
Serial Number:	88140172	CBD SHOT
Serial Number:	88138729	CBD TEA SHOT
Serial Number:	88113736	THC TEA
Serial Number:	88113728	CBD TEA
Serial Number:	88113711	THC WTR
Serial Number:	88113680	CBD WTR
Serial Number:	88106486	CANNA T
Registration Number:	5353752	TE MANA
Registration Number:	4632984	TRUAGE
Registration Number:	3103905	MORINDA
Registration Number:	3106564	MORINDA
Registration Number:	3123217	TAHITIAN NONI
Registration Number:	3074196	TAHITIAN NONI
Registration Number:	4172104	TAHITIAN NONI
Registration Number:	3488064	TAHITIAN NONI
Registration Number:	3488062	TAHITIAN NONI
Registration Number:	2727630	
Registration Number:	2586236	
Registration Number:	2537558	TAHITIAN NONI
Registration Number:	2374456	
Registration Number:	2359545	
Registration Number:	2353365	TAHITIAN NONI
Registration Number:	2353364	TAHITIAN NONI
Registration Number:	2348298	MORINDA
Registration Number:	2323630	MORINDA
Registration Number:	2320937	MORINDA
Registration Number:	2420648	TAHITIAN NONI
Registration Number:	2213694	TAHITIAN NONI
Registration Number:	2207977	TAHITIAN NONI
Registration Number:	2198227	
Registration Number:	2188983	MORINDA
Registration Number:	2212254	100% AUTHENTIC TAHITIAN NONI

**CORRESPONDENCE DATA**

Fax Number: 3036073600

*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: 303 607 3500

**Email:** tcamesignature@faegredrinker.com  
**Correspondent Name:** Hunter Metcalf/Sarah House  
**Address Line 1:** 1144 15th Street, Suite 3400  
**Address Line 2:** Faegre Drinker Biddle & Reath LLP  
**Address Line 4:** Denver, COLORADO 80202

**ATTORNEY DOCKET NUMBER:** 516477.000013

**NAME OF SUBMITTER:** Sarah M. House

**SIGNATURE:** /Sarah M House/

**DATE SIGNED:** 12/07/2020

**Total Attachments: 6**

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## TERMINATION AND RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY**, dated as of December 1, 2020 ("Release"), is made by East West Bank, a Delaware corporation ("Bank"), in favor of NewAge, Inc., a Washington corporation ("NewAge"), NABC, Inc., a Colorado corporation ("NABC"), and Morinda, Inc., a Utah corporation (together with NewAge and NABC, the "Grantors").

**WHEREAS**, pursuant to that certain Loan and Security Agreement dated as of March 29, 2019 (as amended, restated, supplemented or otherwise modified from time to time, the "Loan Agreement") by and among Bank, NewAge as borrower, and others party thereto and the Intellectual Property Security Agreement dated as of March 29, 2019 (as amended, restated, supplemented or otherwise modified from time to time, the "IP Security Agreement") by and among the Grantors (or their predecessors in interest) and Bank, each Grantor granted to the Bank a security interest in the Patents and Trademarks (as defined in the Loan Agreement), including the Patents and Trademarks set forth on Schedule A attached hereto;

**WHEREAS**, the IP Security Agreement was recorded at the United States Patent and Trademark Office ("USPTO") on April 1, 2019 at Reel 048752, Frame 0082 and at Real 6605, Frame 0378; and

**WHEREAS**, pursuant to the satisfaction of all obligations of NewAge and the Grantors under the Loan Agreement, the security interest in the Patents, and Trademarks is unconditionally released, discharged, and terminated.

**NOW THEREFORE**, in consideration of the mutual promises and undertakings set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and with the intention of being legally bound hereby, Bank agrees as follows:

**SECTION 1. Defined Terms.** Capitalized terms used herein without definition shall have the meanings ascribed to such terms in the Loan Agreement.

**SECTION 2. Termination and Release.** Bank hereby:

- (a) terminates the IP Security Agreement;
- (b) terminates, cancels, forever discharges, and releases the security interest in the Patents and Trademarks, including the Patents and Trademarks set forth on Schedule A attached hereto;
- (c) represents and warrants that it has full authority to execute and deliver this Release; and
- (d) authorizes the recordation of this Release with the USPTO at Grantors' expense.

**IN WITNESS WHEREOF**, the Bank has caused this Termination and Release of Security Interest in Intellectual Property to be duly executed as of the date first set forth above.

Administrative Agent:

East West Bank

By: \_\_\_\_\_  
Name: Kelvin Chan \_\_\_\_\_  
Title: Managing Director \_\_\_\_\_

## Schedule A

### Patents and Patent Applications Held by NABC, Inc. (successor in interest to New Age Health Sciences, Inc.)

- U.S. Patent No. 7,399,755 – “Formulations Comprising Multiple Dietary and Endogenously Made Antioxidants and B-Vitamins”, Application No. 11/357,246
- U.S. Patent No. 7,449,451 – “Use of Multiple Antioxidant Micronutrients as Systemic Biological Radioprotective Agents Against Potential Ionizing Radiation Risks”, Application No. 10/229,274
- U.S. Patent No. 7,605,145 – “Micronutrient Formulations for Treatment of Diabetes Mellitus”, Application No. 11/943,176
- U.S. Patent No. 7,628,984 – “Micronutrient Formulations for Pulmonary and Heart Health”, Application No. 12/157,077
- U.S. Patent No. 7,635,469 – “Micronutrient Formulations for Hearing Health”, Application No. 12/080,189
- U.S. Patent No. 8,221,799 – “Multiple Antioxidant Optimal Health/Veterans Ultimate Complete Formulation”, Application No. 11/671,317
- U.S. Patent No. 8,592,392 – “Multiple Antioxidant Micronutrients”, Application No. 11/032,831
- U.S. Patent No. 9,655,966 – “Micronutrient Formulations for Radiation Applications”, Application No. 12/284,841
- U.S. Application No. 14/756,311 – “Antioxidants Micronutrients in Electronic Cigarettes”
- U.S. Application No.: 15/603,197 – “Micronutrient Formulation for Environmental Applications”
- U.S. Application No. 62/553,260 – “Composition of Micronutrients and Phytochemicals”
- U.S. Application No. 62/685,498 – “Compositions of Nutrients and Phytochemicals for Preoperative Functional Beverages in Enhanced Recovery after Surgery (ERAS) Protocols”

**Patents and Patent Applications  
Held by Morinda, Inc.**

- U.S. Patent No. 8,790,727 – “Morinda citrifolia and Iridoid based Formulations”, Application No. 13/032,540
- U.S. Patent No. 6,214,351 – “Morinda citrifolia Oil”, Application No. 09/384,785
- U.S. Patent No. 6,254,913 – “Morinda citrifolia Dietary Fiber and Method”, Application No. 09/384,784
- U.S. Patent No. 6,417,157 – “Morinda citrifolia Oil”, Application No. 09.523,865
- U.S. Patent No. 6,589,514 – “Cosmetic Intensive Repair Serum with Morinda citrifolia”, Application No. 09.836,869
- U.S. Patent No. 8,025,910 – “Method and Composition for Administering Bioactive Compounds derived from Morinda citrifolia”, Application No. 11/746,798
- U.S. Patent No. 8,535,741 – “Method and Composition for Administering Bioactive Compounds derived from Morinda citrifolia”, Division of Application No. 11/746,798
- U.S. Patent No. 8,652,546 – “Morinda citrifolia based Formulations for Regulating T Cell Immunomodulation in Neonatal Stock Animals”, Application No. 12/199,369
- U.S. Patent No. 8,679,550 – “Morinda citrifolia Juice Formulations Comprising Iridoids”, Application 13/406,253

**Trademarks and Trademark Applications Held by  
NewAge, Inc. (f/k/a New Age Beverages Corporation)**

- U.S. Trademark Registration for LIBERATE YOUR THIRST, Registration No. 4863045
- U.S. Trademark Registration for BÚCHA, Registration No. 5025217
- U.S. Trademark Registration for COCO LIBRE, Registration No. 4094652
- U.S. Trademark Registration for BÚCHA, Registration No. 3999942
- U.S. Trademark Registration for XING TEA, Registration No. 3289696
- U.S. Trademark Application for *New Age* figurative mark, Serial No. 88166351
- U.S. Trademark Application for NEW AGE, Serial No. 88166371
- U.S. Trademark Application for CBD CANNABINOID INFUSED, Serial No. 88151044
- U.S. Trademark Application for CBD SHOT, Serial No. 88140172
- U.S. Trademark Application for CBD TEA SHOT, Serial No. 88138729
- U.S. Trademark Application for THC TEA, Serial No. 88113736
- U.S. Trademark Application for CBD TEA, Serial No. 88113728
- U.S. Trademark Application for THC WTR, Serial No. 88113711
- U.S. Trademark Application for CBD WTR, Serial No. 88113680
- U.S. Trademark Application for CANNA T, Serial No. 88106486

**U.S. Trademarks and Trademark Applications  
held by Morinda, Inc.**

- U.S. Trademark Registration for TE MANA, Registration No. 5353752
- U.S. Trademark Registration for TRUAGE, Registration No. 4632984
- U.S. Trademark Registration for MORINDA, Registration No. 3103905
- U.S. Trademark Registration for MORINDA, Registration No. 3106564
- U.S. Trademark Registration for TAHITIAN NONI, Registration No. 3123217
- U.S. Trademark Registration for TAHITIAN NONI, Registration No. 3074196
- U.S. Trademark Registration for TAHITIAN NONI, Registration No. 4172104
- U.S. Trademark Registration for TAHITIAN NONI, Registration No. 3488064
- U.S. Trademark Registration for TAHITIAN NONI, Registration No. 3488062
- U.S. Trademark Registration for *bottle shape*, Registration No. 2727630
- U.S. Trademark Registration for *bottle shape*, Registration No. 2586236
- U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2537558
- U.S. Trademark Registration for *Man with Conch Shell* figurative mark, Registration No. 2374456
- U.S. Trademark Registration for *Man with Conch Shell* figurative mark, Registration No. 2359545
- U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2353365
- U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2353364
- U.S. Trademark Registration for MORINDA, Registration No. 2348298
- U.S. Trademark Registration for MORINDA, Registration No. 2323630
- U.S. Trademark Registration for MORINDA, Registration No. 2320937
- U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2420648
- U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2213694
  
- U.S. Trademark Registration for TAHITIAN NONI, Registration No. 2207977
- U.S. Trademark Registration for *Man with Conch Shell* figurative mark, Registration No. 2198227
- U.S. Trademark Registration for MORINDA, Registration No. 2188983
- U.S. Trademark Registration for 100% AUTHENTIC TAHITIAN NONI, Registration No. 2212254