

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM643978

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER AND CHANGE OF NAME
EFFECTIVE DATE:	09/24/2020

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Brinker Capital, LLC		09/24/2020	Limited Liability Company: DELAWARE

NEWLY MERGED ENTITY DATA

Name	Execution Date	Entity Type
CLS Investments, LLC	09/24/2020	Limited Liability Company: NEBRASKA

MERGED ENTITY'S NEW NAME (RECEIVING PARTY)

Name:	Brinker Capital Investments, LLC
Street Address:	17605 Wright Street
City:	Omaha
State/Country:	NEBRASKA
Postal Code:	68130
Entity Type:	Limited Liability Company: NEBRASKA

PROPERTY NUMBERS Total: 26

Property Type	Number	Word Mark
Serial Number:	88578690	TULIP
Registration Number:	3638678	BRINKER BAROMETER
Registration Number:	5214705	CENTER FOR OUTCOMES
Registration Number:	4938038	GREAT IDEAS + STRONG DISCIPLINE = BETTER
Registration Number:	4938040	GREAT IDEAS PLUS STRONG DISCIPLINE EQUAL
Registration Number:	4938039	IDEAS. DISCIPLINE. OUTCOMES.
Registration Number:	5214712	THE BRINKER CAPITAL CENTER FOR OUTCOMES
Registration Number:	5214713	THE CENTER FOR OUTCOMES LEADERSHIP COURS
Registration Number:	5277021	THE CENTER FOR OUTCOMES LEADERSHIP MODEL
Registration Number:	5277020	THE CENTER FOR OUTCOMES MODEL
Registration Number:	2842231	BRINKER CAPITAL
Registration Number:	4407411	BRINKER CAPITAL ASSET CLASS STRATEGIES
Registration Number:	4183388	BRINKER CAPITAL CORE ASSET MANAGER
Registration Number:	4601829	BRINKER CAPITAL DESTINATIONS

TRADEMARK

Property Type	Number	Word Mark
Registration Number:	4674914	BRINKER CAPITAL PERSONAL BENCHMARK
Registration Number:	4569107	BRINKER CAPITAL'S MY PERSONAL BENCHMARK
Registration Number:	4968885	DESTINATIONS ETFH
Registration Number:	4968884	ETFH
Registration Number:	2873208	PROGEN SYSTEM
Serial Number:	88577916	BRINKER CAPITAL BEHAVIORAL INNOVATION LA
Registration Number:	4354313	BRINKER CAPITAL CRYSTAL STRATEGIES
Registration Number:	4518048	BRINKER CAPITAL DIRECT RESEARCH
Registration Number:	4183389	BRINKER CAPITAL PERSONAL PORTFOLIOS
Registration Number:	4182449	CRYSTAL STRATEGY I
Registration Number:	4617873	ESG CRYSTAL STRATEGY
Registration Number:	2720894	

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.

Email: adam.werner@orion.com

Correspondent Name: Adam Werner

Address Line 1: 17605 Wright Street

Address Line 4: Omaha, NEBRASKA 68130

NAME OF SUBMITTER: Adam Werner

SIGNATURE: /Adam Werner/

DATE SIGNED: 05/03/2021

Total Attachments: 4

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Delaware

The First State

Page 1

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"BRINKER CAPITAL, LLC", A DELAWARE LIMITED LIABILITY COMPANY, WITH AND INTO "CLS INVESTMENTS, LLC" UNDER THE NAME OF "CLS INVESTMENTS, LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF NEBRASKA, AS RECEIVED AND FILED IN THIS OFFICE ON THE TWENTY-FOURTH DAY OF SEPTEMBER, A.D. 2020, AT 12:33 O`CLOCK P.M.



3737992 8100M
SR# 20207458478

You may verify this certificate online at corp.delaware.gov/authver.shtml

A handwritten signature in black ink, appearing to read "JBULLOCK", written over a horizontal line. Below the line, the text "Jeffrey W. Bullock, Secretary of State" is printed in a small font.

Authentication: 203726539
Date: 09-24-20

TRADEMARK
REEL: 007278 FRAME: 0370

State of Delaware
Secretary of State
Division of Corporations
Delivered 12:33 PM 09/24/2020
FILED 12:33 PM 09/24/2020
SR 20207458478 - File Number 2571571

**CERTIFICATE OF MERGER
MERGING
BRINKER CAPITAL, LLC,
A DELAWARE LIMITED LIABILITY COMPANY,
WITH AND INTO
CLS INVESTMENTS, LLC,
A NEBRASKA LIMITED LIABILITY COMPANY**

Pursuant to Section 18-209 of the Limited Liability Company Act of the State of Delaware (the “Delaware LLC Act”) and Section 21-173 of the Nebraska Limited Liability Company Act (the “Nebraska LLC Act”), CLS Investments, LLC, a Nebraska limited liability company (“CLS Investments”), in connection with the merger of Brinker Capital, LLC, a Delaware limited liability company (the “Company”), with and into CLS Investments (the “Merger”), hereby certifies as follows:

FIRST: The names and states of formation of the constituent entities to the Merger are:

<u>Name</u>	<u>State of Formation</u>
Brinker Capital, LLC	Delaware
CLS Investments, LLC	Nebraska

SECOND: An Agreement and Plan of Merger, dated as of September 24, 2020 (the “Merger Agreement”), by and between the Company and CLS Investments, setting forth the terms and conditions of the Merger, has been approved, adopted, certified, executed and acknowledged by each of the Company and CLS Investments in accordance with the requirements of Section 18-209 of the Delaware LLC Act and Section 21-172 of the Nebraska LLC Act.

THIRD: CLS Investments shall be the surviving entity in the Merger (the “Surviving Entity”), which will continue its existence as said Surviving Entity under the name Brinker Capital Investments, LLC upon the effective date of the Merger.

FOURTH: The Merger shall become effective upon the filing of this Certificate of Merger with the Secretary of State of the State of Delaware.

FIFTH: An executed copy of the Merger Agreement is on file at the principal place of business of the Surviving Entity located at:

Brinker Capital Investments, LLC
17605 Wright Street
Omaha, NE 68130
Attention: Daniel Applegarth

SIXTH: A copy of the Merger Agreement will be furnished by the Surviving Entity, on request and without cost, to any member of CLS Investments or any other person holding an interest in any other business entity which is to merge or consolidate.

SEVENTH: The Surviving Entity agrees that it may be served with process in the State of Delaware in any proceeding for enforcement of any obligation of the Surviving Entity arising from this Merger, including any suit or other proceeding to enforce the rights of any members as determined in appraisal proceedings pursuant to the provisions of Section 18-209 of the Delaware LLC Act, and irrevocably appoints the Secretary of State of Delaware as its agent to accept services of process in any such suit or proceeding. The Secretary of State shall mail any such process to the Surviving Entity at the address listed in Article FIFTH.

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IN WITNESS WHEREOF, CLS Investments, LLC has caused this Certificate of Merger to be executed by an authorized officer in its name, on September 24, 2020.

CLS INVESTMENTS, LLC

By: M. Daniel Applegarth
Name: Daniel Applegarth
Title: Chief Financial Officer

[SIGNATURE PAGE TO CERTIFICATE OF MERGER]