ETAS ID: TM644462

# 2751497

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2

**SUBMISSION TYPE: NEW ASSIGNMENT** 

**NATURE OF CONVEYANCE:** RELEASE OF SECURITY INTEREST

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
CORTLAND CAPITAL MARKET SERVICES LLC		04/28/2021	Limited Liability Company: DELAWARE

### **RECEIVING PARTY DATA**

Name:	Abaco Systems Holding Corp.			
Street Address:	12090 South Memorial Parkway			
City:	Huntsville			
State/Country:	ALABAMA			
Postal Code:	35803			
Entity Type:	Corporation: DELAWARE			
Name:	Abaco Systems, Inc.			
Street Address:	12090 South Memorial Parkway			
City:	Huntsville			
State/Country:	ALABAMA			
Postal Code:	35803			
Entity Type:	Corporation: DELAWARE			

### **PROPERTY NUMBERS Total: 6**

Property Type	Number	Word Mark	
Registration Number:	2751497	CORE-1553	
Registration Number:	3209718	FLIGHTCORE	
Registration Number:	3437233	NETERNITY	
Registration Number:	3463501	OPENWARE	
Registration Number:	2017447	SBS TECHNOLOGIES	
Registration Number:	1661491	RADSTONE	

## **CORRESPONDENCE DATA**

Fax Number: 2127352000

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.

212-735-2811 Phone:

Email: mribando@skadden.com

Skadden, Arps, Slate, Meagher & Flom LLP **Correspondent Name:** 

TRADEMARK

REEL: 007281 FRAME: 0065 900614486

Address Line 1: One Manhattan West
Address Line 2: Monique L. Ribando

Address Line 4: New York, NEW YORK 10001-8602

ATTORNEY DOCKET NUMBER: 194700/10

NAME OF SUBMITTER: Kendall lckes

SIGNATURE: /kendall ickes/

DATE SIGNED: 05/05/2021

**Total Attachments: 3** 

source=Amber-1L-Trademark Release (Abaco)#page1.tif source=Amber-1L-Trademark Release (Abaco)#page2.tif source=Amber-1L-Trademark Release (Abaco)#page3.tif

> TRADEMARK REEL: 007281 FRAME: 0066

### RELEASE AND TERMINATION OF SECURITY INTEREST IN TRADEMARKS

This RELEASE AND TERMINATION OF SECURITY INTEREST IN TRADEMARKS (this "Release") is dated as of April 28, 2021, by **CORTLAND CAPITAL MARKET SERVICES LLC**, a Delaware limited liability company, as collateral agent (in such capacity, the "Collateral Agent"), in favor of **ABACO SYSTEMS HOLDING CORP.**, a Delaware corporation, and **ABACO SYSTEMS, INC.**, a Delaware corporation (the "Grantors").

WHEREAS, pursuant to the terms and conditions of that certain First Lien Intellectual Property Collateral Agreement made by Grantors in favor of Collateral Agent, dated December 7, 2015 (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the "IP Collateral Agreement"), Collateral Agent was granted a continuing security interest in and to all of Grantors' right, title and interest in and to the Collateral (as defined in the IP Collateral Agreement), including, without limitation, the Trademarks set forth on Schedule A attached hereto, and all goodwill associated therewith;

WHEREAS, the IP Collateral Agreement was recorded on January 21, 2016 at the United States Patent and Trademark Office at Reel 5713, Frame 0222; and

WHEREAS, pursuant to the Payoff Letter, dated as of April 28, 2021, by and between, among others, the Collateral Agent and the Grantors, the Grantors have requested and the Collateral Agent has agreed to (a) release any and all security interests it may have in the Collateral pursuant to the IP Collateral Agreement and (b) provide a document suitable for recording in the United States Patent and Trademark Office evidencing and effecting the release, termination, relinquishment and discharge of its security interest in the Collateral.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Collateral Agent does hereby, in each case, without representation or warranty of any kind whatsoever, (a) terminate the IP Collateral Agreement and the liens and security interest created under the IP Collateral Agreement in the Collateral, (b) release and relinquish its security interest in the Collateral, and (c) discharge any and all rights, title and interest it has in and to the Collateral, including the goodwill of the business symbolized by the Collateral. The Collateral Agent hereby authorizes the Grantors, and any of its designees, to file this Release and other necessary filings with the United States Patent and Trademark Office and corresponding governmental authorities and agencies throughout the world, and shall take all further actions (including, without limitation, the execution and delivery of any and all documents or other instruments) reasonably requested by and at the sole expense of the Grantors, to effect the release and termination of the security interest in the Collateral and of the IP Collateral Agreement contemplated hereby.

THIS RELEASE SHALL BE GOVERNED BY AND CONSTRUED IN ACCORDANCE WITH THE LAWS OF THE STATE OF NEW YORK.

[SIGNATURE PAGE TO FOLLOW]

123138246v3

TRADEMARK REEL: 007281 FRAME: 0067 IN WITNESS WHEREOF, the Collateral Agent has caused this Release and Termination of Security Interest in Trademarks to be duly executed and delivered by its officer thereunto duly authorized as of the date above first written.

CORTLAND CAPITAL MARKET SERVICES LLC,

as Collateral Agent

Name: Ion Kirschmei

Title: Associate Counsel

# SCHEDULE A

# **Trademarks**

App Number	Country	Filing Date	Registration Number	Registratio n Date	Trademark	Owner
76424558	US	6/24/2002	275 <b>149</b> 7	8/12/2003	CORE-1553	Abaco Systems, Inc.
78642382	us	6/2/2005	3209718	2/13/2007	FLIGHTCORE	Abaco Systems, Inc.
77136688	US	3/21/2007	3437233	5/27/2008	NETERNITY	Abaco Systems, Inc.
77144122	US	3/29/2007	3463501	7/8/2008	OPENWARE	Abaco Systems, Inc.
75015083	US	11/6/1995	2017447	11/19/1996	SBS TECHNOLOGIES	Abaco Systems, Inc.
103010	US State -AL	8/28/1986	103010	8/28/2006	VMIC AND DESIGN	GE Intelligent Platforms Embedded Systems, Inc.
74020479	US	1/19/1990	1661491	10/22/1991	RADSTONE	Abaco Systems, Inc.

123138246v3

**RECORDED: 05/05/2021** 

TRADEMARK REEL: 007281 FRAME: 0069