# OP \$315.00 3954518

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM656436

SUBMISSION TYPE:	NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY	

## **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
BANK OF AMERICA, N.A., AS ADMINISTRATIVE AGENT AND COLLATERAL AGENT		06/25/2021	National Banking Association: UNITED STATES

## **RECEIVING PARTY DATA**

U.S. CONCRETE, INC.
331 N. MAIN STREET
EULESS
TEXAS
76039
Corporation: DELAWARE
REDI-MIX, LLC
331 N. MAIN STREET
EULESS
TEXAS
76039
Limited Liability Company: TEXAS
WMC IP, INC.
331 N. MAIN STREET
EULESS
TEXAS
76039
Corporation: NEW JERSEY

## **PROPERTY NUMBERS Total: 12**

Property Type	Number	Word Mark
Registration Number:	3954518	ARIDUS
Registration Number:	3415322	EF TECHNOLOGY
Registration Number:	3873706	EF TECHNOLOGY
Registration Number:	3415323	EF TECHNOLOGY
Registration Number:	3873707	EF TECHNOLOGY
Registration Number:	2993255	SITE FRESH

TRADEMARK

900626033 REEL: 007338 FRAME: 0041

Property Type	Number	Word Mark
Registration Number:	4493511	US CONCRETE
Registration Number:	4374520	USC TECHNOLOGIES
Registration Number:	4374508	USC TECHNOLOGIES
Registration Number:	4198511	QUADRASET
Registration Number:	5707272	MOBILE-CRETE
Serial Number:	88625146	WHERES MY CONCRETE

#### **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:** 800-494-5225

**Email:** ipteam@cogencyglobal.com

Correspondent Name: Stewart Walsh

Address Line 1: 1025 Connecticut Ave NW, Suite 712

Address Line 2: COGENCY GLOBAL Inc.
Address Line 4: Washington, D.C. 20036

ATTORNEY DOCKET NUMBER:	1412076 TM Rel
NAME OF SUBMITTER:	RYLEIGH PETERSON
SIGNATURE:	/RYLEIGH PETERSON/
DATE SIGNED:	06/28/2021

#### **Total Attachments: 5**

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> TRADEMARK REEL: 007338 FRAME: 0042

- RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY dated as of June 25, 2021 (this "Release"), by BANK OF AMERICA, N.A. ("BofA") as Administrative Agent in favor of U.S. CONCRETE, INC., a Delaware corporation (the "Borrower"), and each other Grantor as defined in the IP Security Agreement (defined below) (collectively, the "Grantors").
- A. Reference is made to (i) the Credit and Guaranty Agreement dated as of April 17, 2020 (as amended, restated, supplemented, waived or otherwise modified from time to time, the "Term Loan Agreement"), by and among the Borrower, the Subsidiaries of the Borrower party thereto as Guarantors, the Administrative Agent and the financial institutions party thereto from time to time as the Lenders, (ii) the Security Agreement dated as of April 17, 2020 (as amended, restated, supplemented, waived or otherwise modified from time to time, the "Security Agreement") and (iii) the Intellectual Property Security Agreement dated as of April 17, 2020 (as amended, restated, supplemented, waived or otherwise modified from time to time, the "IP Security Agreement").
- B. Pursuant to the Security Agreements, each Grantor granted to the Administrative Agent, its successors and assigns, on behalf of and for the ratable benefit of the Secured Parties, a continuing security interest in all right, title and interest of such Grantor in, among other things, the IP Collateral set forth on Schedule I hereto, and pursuant to the IP Security Agreement, such security interest was recorded with the United States Patent & Trademark Office (the "<u>USPTO</u>") on April 17, 2020, at Reel/Frame 052434/0213 and Reel/Frame 6918/0405, and with the United States Copyright Office (the "<u>USCO</u>") on April 27, 2020 (Recordation Number V9973D011).
- C. Pursuant to the Termination Effectiveness Letter dated as of June 25, 2021, among the Borrower and BofA as Administrative Agent, the Administrative Agent agreed to release any and all liens and security interests it may have in the IP Collateral pursuant to the Security Agreements.

Accordingly, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, BofA, as Administrative Agent, on behalf of the Secured Parties, does hereby state as follows:

SECTION 1. <u>Terms</u>. Each capitalized term used but not otherwise defined herein shall have the meaning specified in the Security Agreements or the Term Loan Agreement, as applicable.

SECTION 2. <u>Release</u>. BofA, as Administrative Agent, on behalf of itself, the Secured Parties and their respective successors and assigns, does hereby terminate the IP Security Agreement and release, relinquish and discharge its and their lien and security interest granted under the Security Agreements in the IP Collateral and any right, title or interest granted under the Security Agreements it has in the IP Collateral shall hereby cease and become void. This Release is made without representation or warranty by, or recourse to, BofA, as Administrative Agent, or any other Secured Party.

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SECTION 3. Further Assurances. The Administrative Agent hereby authorizes each Grantor or such Grantor's authorized representative to record this Release with the USPTO and USCO. The Administrative Agent hereby agrees to duly execute, acknowledge, procure and deliver any further documents and to do such other acts as may be reasonably necessary to effect and record the release of the security interest contemplated hereby, solely at the Borrower's cost.

SECTION 4. Miscellaneous. Delivery of an executed signature page of this Release by facsimile or other electronic transmission (e.g., "pdf" or "tif") shall be effective as delivery of a manually executed counterpart hereof. The words "execution," "signed," "signature," "delivery," and words of like import in or relating to this Release and/or any document to be signed in connection with this Release and the transactions contemplated hereby shall be deemed to include Electronic Signatures (as defined below), deliveries or the keeping of records in electronic form, each of which shall be of the same legal effect, validity or enforceability as a manually executed signature, physical delivery thereof or the use of a paper-based recordkeeping system, as the case may be. "Electronic Signatures" means any electronic symbol or process attached to, or associated with, any contract or other record and adopted by a person with the intent to sign, authenticate or accept such contract or record.

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

[Remainder of this page intentionally left blank]

[Signature Page to IP Security Release]

**TRADEMARK** REEL: 007338 FRAME: 0044

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IN WITNESS WHEREOF, the Administrative Agent has caused this Release to be duly executed as of the day and year first above written.

BANK OF AMERICA, N.A., as Administrative Agent

Ву

Name: Erik Truette Title: Vice President

## **SCHEDULE I**

## **Patents**

Registered Owner	Title of Patent	Patent Number	Issue Date	Expiration Date
U.S. Concrete, Inc.	ACCELERATED DRYING CONCRETE COMPOSITIONS AND METHODS OF MANUFACTURING THEREOF	9,174,869	11/3/15	4/26/32
U.S. Concrete, Inc.	CEMENTITIOUS COMPOSITIONS FOR DECREASING THE RATE OF WATER VAPOR EMISSIONS FROM CONCRETE AND METHODS FOR PREPARING AND USING THE SAME	9,133,058	9/15/15	11/13/29
U.S. Concrete, Inc.	METHOD FOR ESTIMATING PROPERTIES OF CONCRETE	8,220,344	7/17/12	1/19/31
U.S. Concrete, Inc.	CONCRETE HAVING REDUCED SURFACE DRYING TIME AND CEMENTITIOUS COMPOSITIONS AND METHODS FOR MANUFACTURING SAME	9,382,157	7/5/16	7/19/33
U.S. Concrete, Inc.	ACCELERATED DRYING CONCRETE COMPOSITIONS AND METHODS OF MANUFACTURING THEREOF	10,000,414	6/19/18	7/15/29
U.S. Concrete, Inc.	CONCRETE HAVING REDUCED SURFACE DRYING TIME AND CEMENTITIOUS COMPOSITIONS AND METHODS FOR MANUFACTURING SAME	10,233,119	3/19/19	7/19/33
Redi-Mix, LLC	DRY MIX FOR COMPOSITE CEMENT	9,676,668	6/13/17	12/18/34

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TRADEMARK REEL: 007338 FRAME: 0046

# $\underline{Trademarks}$

Registered Owner	Mark	Application/Registration Number	Registration Date
U.S. Concrete, Inc.	ARIDUS	IR 1071182 (US 3954518)	5/3/2011
U.S. Concrete, Inc.	EF TECHNOLOGY	3415322	4/22/2008
U.S. Concrete, Inc.	EF TECHNOLOGY	3873706	11/9/2010
U.S. Concrete, Inc.	EF TECHNOLOGY (and design)	3415323	4/22/2008
U.S. Concrete, Inc.	EF TECHNOLOGY (and design)	3873707	11/9/2010
U.S. Concrete, Inc.	SITE FRESH (stylized)	2993255	9/6/2005
U.S. Concrete, Inc.	US CONCRETE	IR 1186283 (US 4493511)	3/11/2014
U.S. Concrete, Inc.	USC TECHNOLOGIES	4374520	7/30/2013
U.S. Concrete, Inc.	USC TECHNOLOGIES (and design)	4374508	7/30/2013
Redi-Mix, LLC	QUADRASET	4198511	8/28/2012
Redi-Mix, LLC	MOBILE-CRETE	5707272	3/26/2019
WMC IP, Inc.	WHERES MY CONCRETE	88625146	n/a

# Copyrights

Registered Owner	Title	Registration/Application Number	Expiration Date
WMC IP, Inc.	WheresMyConcrete Software and App	n/a	n/a

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**RECORDED: 06/28/2021** 

TRADEMARK REEL: 007338 FRAME: 0047