# OP \$40.00 2044956

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 ETAS ID: TM692265 Stylesheet Version v1.2

SUBMISSION TYPE: NEW ASSIGNMENT

NATURE OF CONVEYANCE: RELEASE OF SECURITY INTEREST

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Abacus Finance Group, LLC		11/22/2021	Limited Liability Company: DELAWARE

## **RECEIVING PARTY DATA**

Name:	Persante Sleep Care, Inc.		
Street Address:	200 E. Park Drive		
Internal Address:	Suite 600		
City:	Mt. Laurel		
State/Country:	NEW JERSEY		
Postal Code:	08054		
Entity Type:	Corporation: DELAWARE		

#### **PROPERTY NUMBERS Total: 1**

Property Type	Number	Word Mark
Registration Number:	2044956	SLEEPCARE

## **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: bwatson@burr.com
Correspondent Name: Brooke Watson

Address Line 1: 101 South Tryon Street

Address Line 2: Suite 2610

Address Line 4: Charlotte, NORTH CAROLINA 28280

NAME OF SUBMITTER:	Brooke R. Watson
SIGNATURE:	/Brooke R. Watson/
DATE SIGNED:	12/03/2021

## **Total Attachments: 3**

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## TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS

THIS TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS (this "<u>Termination and Release</u>"), dated as of November 22, 2021 is made by Abacus Finance Group, LLC, as Agent for the Secured Parties (each as defined in the Credit Agreement defined below), in favor of the Grantor (as defined below).

### WITNESSETH:

WHEREAS, pursuant to the Credit Agreement, dated as of April 3, 2013 (as the same may be amended, restated, supplemented or otherwise modified from time to time, the "Credit Agreement"), among Persante Continuing Care, Inc., a New Jersey corporation ("PCC"), Home Sleep Diagnostics, Inc., a Delaware corporation ("HSD"), Persante Sleep Care, Inc., a Delaware corporation (the "Grantor" and, collectively with HSD and PCC, the "Borrowers"), Persante Health Care, Inc., a Delaware corporation, as a Guarantor, the financial institutions party thereto from time to time (collectively, the "Lenders") and the Agent, the Lenders have severally agreed to make extensions of credit to the Borrowers upon the terms and subject to the conditions set forth therein;

WHEREAS, pursuant to the Trademark Security Agreement, dated as of April 3, 2013 (the "<u>Trademark Security Agreement</u>"), a lien on and security interest (collectively, the "<u>Security Interest</u>") was granted by the Grantor to the Agent in certain collateral, including the Trademark Collateral;

WHEREAS, the Trademark Security Agreement was recorded in the United States Patent and Trademark Office on April 5, 2013 at Reel/Frame 4999/0416; and

WHEREAS, the Agent now desires to terminate and release the entirety of its Security Interest in the Trademark Collateral, including those trademarks listed on <u>Schedule 1</u> hereto.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and upon the terms set forth in this Termination and Release, the Agent hereby agrees as follows:

- 1. <u>Definitions</u>. Capitalized terms not defined herein have the meanings set forth in the Trademark Security Agreement or the Credit Agreement, as applicable.
- 2. <u>Release of Security Interest</u>. The Agent, without representation, warranty or recourse, hereby terminates, releases and discharges any and all Security Interest in the Trademark Collateral, and any right, title or interest of the Agent in such Trademark Collateral shall hereby cease and become void.
- 3. <u>Recordation</u>. The Agent authorizes the Borrowers and their respective designees to record this Termination and Release with the United States Patent and Trademark Office or any other applicable governmental authority at the Borrowers' expense.

[Signature page follows.]

TRADEMARK
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IN WITNESS WHEREOF, the undersigned has executed this Termination and Release of Security Interest in Trademarks by its duly authorized officer as of the date first above written.

# ABACUS FINANCE GROUP, LLC,

as Agent

Name: Aized A. Rabbani

Title: Managing Director

REEL: 007516 FRAME: 0699

# **SCHEDULE 1**

# TRADEMARK REGISTRATIONS

Grantor	<u>Mark</u>	Registration Number	Registration Date
Persante Sleep Care, Inc.	SLEEPCARE	2044956	March 11, 1997

# TRADEMARK APPLICATIONS

None.

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**RECORDED: 12/03/2021** 

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