

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

ETAS ID: TM692772

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Capital Dynamics US, Inc.		11/12/2021	Corporation:
RECEIVING PARTY DATA			
Name:	ESO ACTIVE LLC		
Street Address:	440 9th Avenue		
Internal Address:	6th Floor		
City:	New York		
State/Country:	NEW YORK		
Postal Code:	10001		
Entity Type:	Limited Liability Company: DELAWARE		
PROPERTY NUMBERS Total: 16			
Property Type	Number	Word Mark	
Registration Number:	2580230	AIR BED	
Registration Number:	2568426	AIR COIL	
Registration Number:	2423876	AIR SURGE	
Registration Number:	1735733	AIR THUNDER	
Registration Number:	2454304	AIR TRANSFER	
Registration Number:	2586639	CAGE	
Registration Number:	3804082	ECO-SOLE	
Registration Number:	3854330	EXERTONE	
Registration Number:	2543423	FLEX-TECH	
Registration Number:	3955243	FLEX-TONE	
Registration Number:	4915094	KIDS U	
Registration Number:	2948812	KIDS UNIVERSITY	
Registration Number:	1828938	SURE TRED	
Registration Number:	3738240	TODDLER UNIVERSITY	
Registration Number:	1797111	TRAIL LITES	
Registration Number:	2574522	TURBO AIR	
CORRESPONDENCE DATA			

CH \$415.00 2580230

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: 212-728-8000
Email: ipdept@willkie.com
Correspondent Name: Spencer Simon
Address Line 1: 787 Seventh Avenue
Address Line 4: New York, NEW YORK 10019

ATTORNEY DOCKET NUMBER:	124116/16
NAME OF SUBMITTER:	Spencer Simon
SIGNATURE:	/Spencer Simon/
DATE SIGNED:	12/06/2021

Total Attachments: 4

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RELEASE OF TRADEMARK SECURITY INTEREST

THIS RELEASE OF TRADEMARK SECURITY INTEREST (this “Release”) is made as of November 12, 2021 by Capital Dynamics US, Inc., in its capacity as administrative agent (in such capacity, the “Administrative Agent”) for the Lenders (as defined in the Loan Agreement referred to in the Trademark Security Agreement (as defined below)), in favor of the Grantor (as defined below).

WITNESSETH:

WHEREAS ESO ACTIVE LLC, a Delaware limited liability company (the “Grantor”), executed that certain Trademark Security Agreement, dated as of December 29, 2020 (as amended, restated, supplemented or otherwise modified from time to time, the “Trademark Security Agreement”) in favor of the Administrative Agent, pursuant to which the Grantor granted a security interest to the Administrative Agent in certain trademarks and other intellectual property of the Grantor;

WHEREAS the Trademark Security Agreement was recorded with the United States Patent and Trademark Office at Reel: 7150; Frame: 0973 on December 30, 2020; and

WHEREAS, the Administrative Agent has agreed to terminate the Trademark Security Agreement and Security Interest (as defined in the Trademark Security Agreement) and terminate and release the entirety of its security interest in all Trademark Collateral (as defined in the Trademark Security Agreement), including all its liens on the trademarks and trademark applications of the Grantor identified on Annex 1 attached hereto and made a part hereof, and to reconvey any and all of its rights, title and interests in, to and under the Trademark Collateral to the Grantors.


NOW, THEREFORE, in consideration of the promises and other good and valuable consideration, receipt of which is hereby acknowledged, the Administrative Agent hereby terminates the Trademark Security Agreement and the Security Interest and absolutely, unconditionally and irrevocably terminates, releases, cancels and discharges the collateral pledges, grants, liens and security interests granted by the Grantor in favor of the Administrative Agent (on behalf of itself, the Lenders and their permitted successors and assigns) in and to the Trademark Collateral and all rights, title and interests in, to and under the Trademark Collateral, all without warranty or representation of any kind.

[Signature Page Follows]

IN WITNESS WHEREOF, the Administrative Agent has caused this Release to be duly executed on the date first above written.

CAPITAL DYNAMICS US, INC., as
Administrative Agent

By: 
Name: Jens Ernberg
Title: Managing Director

By: 
Name: Thomas Hall
Title: Managing Director

ANNEX 1

TRADEMARKS AND TRADEMARK APPLICATIONS

TRADEMARK	COUNTRY	SERIAL NO. (FILING DATE)	REG. NO. (REG. DATE)	STATUS	GOODS
AIR BED	USA	76/202,437 (1/30/2001)	2,580,230 (6/11/2002)	Registered	Footwear
AIR BED	CANADA	1232100 (9/30/2004)	699,202 (10/23/2007)	Registered	Footwear, namely, boots, shoes, sneakers, sandals and athletic shoes
AIR COIL	USA	76/180,322 (12/13/2000)	2,568,426 (5/7/2002)	Registered	Footwear
AIR DEFENSE	CANADA	1019725 (6/21/1999)	564,416 (7/8/2002)	Registered	Footwear
AIR FLASH	CANADA	1019724 (6/21/1999)	564,415 (7/8/2002)	Registered	Footwear
AIR SURGE	USA	75/573447 (10/19/1998)	2,423,876 (1/23/2001)	Registered	Footwear
AIR THUNDER	USA	74/193,100 (8/9/1991)	1,735,733 (11/24/1992)	Registered	Footwear
AIR TRANSFER	USA	75/903155 (1/26/2000)	2,454,304 (5/22/2001)	Registered	Footwear
AIR TRANSFER	CANADA	1232722 (10/6/2004)	649,284 (9/29/2005)	Registered	Footwear, namely, boots, shoes, sneakers, sandals and athletic shoes
CAGE	USA	76/303,071 (8/22/2001)	2,586,639 (6/25/2002)	Registered	Footwear
ECO-SOLE	USA	77/620,456 (11/24/2008)	3,804,082 (6/15/2010)	Registered	Footwear
EXERTONE	USA	77/541,714 (8/7/2008)	3,854,330 (9/28/2010)	Registered	Footwear
FLEX-TECH	USA	75/843,143 (11/8/1999)	2,543,423 (2/26/2002)	Registered	Footwear
FLEX-TONE	USA	77/541,695 (8/7/2008)	3,955,243 (5/3/2011)	Registered	Footwear
KIDS U	USA	86/534.589 (2/13/2015)	4,915,094 (3/8/2016)	Registered	Footwear
KIDS UNIVERSITY	USA	76/406,403 (5/13/2002)	2,948,812 (5/10/2005)	Registered	Footwear
SURE TRED	USA	74/347,319 (1/11/1993)	1,828,938 (3/29/1994)	Registered	Footwear

TRADEMARK	COUNTRY	SERIAL NO. (FILING DATE)	REG. NO. (REG. DATE)	STATUS	GOODS
TODDLER UNIVERSITY	USA	78/805,215 (02/02/2006)	3,738,240 (1/12/2010)	Registered	Footwear
TRAIL LITES	USA	74/298,445 (7/27/1992)	1,797,111 (10/5/93)	Registered	Footwear
TRED SAFE	BRAZIL	818,122,735 (10/19/1994)	818,112,735 (9/3/96)	Registered	Footwear
TRED SAFE	CHINA	94108657 (10/24/1994)	882190 (10/14/96)	Registered	Footwear
TRED SAFE	MEXICO	1606407 (5/6/2015)	1587408 (11/6/2015)	Registered	Footwear
TURBO AIR	USA	76/186,876 (12/28/00)	2,574,522 (5/28/02)	Registered	Footwear