# OP \$115.00 3839847

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM772904

SUBMISSION TYPE:	NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	Release of Security Interest in Trademark Rights	

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Owl Rock Capital Corporation		12/08/2022	Corporation: MARYLAND

#### **RECEIVING PARTY DATA**

Name:	Plant Health Intermediate, Inc.		
Street Address:	1550 East Old 210 Highway		
City:	Liberty		
State/Country:	MISSOURI		
Postal Code:	64068		
Entity Type:	Corporation: DELAWARE		

# **PROPERTY NUMBERS Total: 4**

Property Type	Number	Word Mark
Registration Number:	3839847	AGRIENERGY RESOURCES
Registration Number:	3711841	
Registration Number:	3833488	MYCO SEED TREAT
Registration Number:	3779372	RESIDUCE

# **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:** 212.318.6000

**Email:** yoosonlee@paulhastings.com

Correspondent Name: Yooson Sandy Lee
Address Line 1: Paul Hastings LLP
Address Line 2: 200 Park Avenue

Address Line 4: New York, NEW YORK 10166

NAME OF SUBMITTER:	Yooson Sandy Lee
SIGNATURE:	/s/ Yooson Sandy Lee
DATE SIGNED:	12/08/2022

### **Total Attachments: 5**

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#### RELEASE OF SECURITY INTEREST IN TRADEMARK RIGHTS

This Release of Security Interest in Trademark Rights ("Release") is made as of December 8, 2022 (the "Release Date") by OWL ROCK CAPITAL CORPORATION, (the "Administrative Agent") and PLANT HEALTH INTERMEDIATE, INC., a Delaware corporation (the "Grantor").

WHEREAS, a Grant of Security Interest in Trademark Rights between the Administrative Agent and Grantor was entered into on December 10, 2018 (the "<u>Trademark Security Agreement</u>").

WHEREAS, the Administrative Agent has agreed to terminate the Trademark Security Agreement and release and discharge its security interest in all the Trademarks listed on Schedule A (collectively, the "Trademarks").

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor and the Administrative Agent hereby agree as follows:

The Administrative Agent hereby terminates the Trademark Security Agreement and releases and terminates, without recourse, undertaking, representation or warranty of any kind, all security interests, liens, pledges, mortgages and other encumbrances of any kind whatsoever created against the Trademarks pursuant to the Trademark Security Agreement or otherwise (collectively, the "Security Interests").

The Administrative Agent shall sign any additional termination documents reasonably requested by Grantor at Grantor's cost and expense, including filings with the U.S. Patent and Trademark Office against the Trademarks, as shall be necessary to effect the termination, release and discharge of all of the Security Interests, each at Grantor's cost and expense.

If and to the extent that the Administrative Agent has acquired any right, title or interest in or to any of the Trademarks, it hereby assigns and transfers such rights, title or interest to Grantor, along with any goodwill in the Trademarks that the Administrative Agent may have acquired, in each case without recourse to the Administrative Agent and without any representation or warranty of any kind by or on behalf of the Administrative Agent.

This Release shall be governed by the laws of the State of New York. This Release shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns. This Release may be executed in any number of separate counterparts, each of which shall, collectively and separately, constitute one and the same instrument, and any signature page delivered by electronic transmission shall have same effect as the delivery of an original thereof. EACH PARTY TO THIS RELEASE HEREBY EXPRESSLY WAIVES, TO THE FULLEST EXTENT PERMITTED BY APPLICABLE LAW, ANY RIGHT TO TRIAL BY JURY OF ANY CLAIM, DEMAND, ACTION OR CAUSE OF ACTION ARISING UNDER THIS RELEASE OR IN ANY WAY CONNECTED WITH OR RELATED OR INCIDENTAL TO THE DEALINGS OF THE PARTIES HERETO OR ANY OF THEM WITH RESPECT HERETO, OR THE TRANSACTIONS RELATED HERETO, IN EACH CASE WHETHER NOW EXISTING OR HEREAFTER ARISING, AND WHETHER FOUNDED IN CONTRACT

OR TORT OR OTHERWISE; AND EACH PARTY HEREBY AGREES AND CONSENTS THAT ANY SUCH CLAIM, DEMAND, ACTION OR CAUSE OF ACTION SHALL BE DECIDED BY COURT TRIAL WITHOUT A JURY, AND THAT ANY PARTY TO THIS RELEASE MAY FILE AN ORIGINAL COUNTERPART OR A COPY OF THIS SECTION WITH ANY COURT AS WRITTEN EVIDENCE OF THE CONSENT OF THE SIGNATORIES HERETO TO THE WAIVER OF THEIR RIGHT TO TRIAL BY JURY.

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IN WITNESS WHEREOF, each of the parties hereto has caused this document to be signed as of the date first set forth above by a duly authorized representative.

# **Administrative Agent:**

# OWL ROCK CAPITAL CORPORATION

Name: Jeff Walwyn

Title: Authorized Signatory

# **Grantor:**

# PLANT HEALTH INTERMEDIATE, INC.

Clinis Bridguell

Name: Chris Bridgnell

Title: Chief Financial Officer

**RECORDED: 12/08/2022** 

# SCHEDULE A

U.S. Trademark Registrations and Applications

RESIDUCE	MYCO SEED TREAT		AGRIENERGY RESOURCES	TRADEMARK
RN: 3779372 SN: 77730006	RN: 3833488 SN: 77720292	RN: 3711841 SN: 77720293	RN: 3839847 SN: 77731192	REG. NO.
April 20, 2010	August 17, 2010	November 17, 2009	August 31, 2010	DATE REGISTERED