

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM783262

SUBMISSION TYPE:	RESUBMISSION
NATURE OF CONVEYANCE:	SECURITY INTEREST
RESUBMIT DOCUMENT ID:	900734236
SEQUENCE:	4

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Kimberly LLC		11/25/2022	Limited Liability Company: DELAWARE

RECEIVING PARTY DATA

Name:	Cerberus CB IP LLC
Street Address:	875 Third Avenue
City:	New York
State/Country:	UNITED STATES
Postal Code:	10022
Entity Type:	Limited Liability Company: DELAWARE

PROPERTY NUMBERS Total: 51

Property Type	Number	Word Mark
Registration Number:	5802550	BEDDING ELEMENTS
Registration Number:	6323500	COOL FIRM
Registration Number:	6267301	COOL GEL ICE
Registration Number:	6323501	COOL STANDARD
Registration Number:	5156831	COPPERSMART
Registration Number:	5991798	EARTH ELEMENTS
Registration Number:	5735184	JUBILEE
Registration Number:	5567258	LEIGH + IVY
Registration Number:	6130718	NAKED GOOSE
Registration Number:	5735185	SAVILE ROW
Registration Number:	5735186	TALI MATTRESS
Registration Number:	6555573	URBAN FARMHOUSE
Registration Number:	6114164	URBAN LOFT
Registration Number:	5481768	VIBE
Registration Number:	5461832	5-MINUTE FOUNDATION
Registration Number:	5318929	ADJUSTABLE COMFORT
Registration Number:	5670951	ADJUSTABLE COMFORT AFFORDAMATIC

TRADEMARK

Property Type	Number	Word Mark
Registration Number:	2489738	ADVANCED COMFORT
Registration Number:	4677393	ADVANCED COMFORT
Registration Number:	1296339	CLASSIC
Registration Number:	5361225	COOL CLOUD
Registration Number:	3656017	COOL GEL
Registration Number:	3656013	COOL SLEEP
Registration Number:	6102335	COOL SLEEP JADE
Registration Number:	3656012	COOL TOP
Registration Number:	4638109	DEFENDABED
Registration Number:	4688863	DEFEND-A-BED
Registration Number:	3994667	DELANDIS
Registration Number:	5120039	EUROFRAME
Registration Number:	5296709	HERCULES
Registration Number:	4287547	INSTANT FOUNDATION
Registration Number:	5076142	MODERNSLEEP
Registration Number:	5423692	MY LOFT
Registration Number:	3220504	NATURAL EXPRESSIONS
Registration Number:	4429394	PEDIC ADVANTAGE
Registration Number:	4302292	POSTURE CLOUD
Registration Number:	5124849	POSTURE+
Registration Number:	5037125	POSTURELOFT
Registration Number:	5124851	POSTUREPLUS
Registration Number:	3007738	POSTURE-TEMP
Registration Number:	3738297	QUIETSLEEP
Registration Number:	5251435	REVO
Registration Number:	6042929	SILVERSMART
Registration Number:	4014671	SLEEP OPTIONS
Registration Number:	4706908	SLEEP TRENDS
Registration Number:	4739924	THE NEW SHAPE OF COMFORT
Registration Number:	4960631	THE SHAPE OF THINGS TO COME
Registration Number:	5905436	THERMIC
Registration Number:	4369310	VALUEPEDIC
Registration Number:	6798275	COOL ESSENTIAL
Registration Number:	6680018	RUFF N ROO

CORRESPONDENCE DATA

Fax Number: 3104079090

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: 3104074010
Email: nmaoz@ktbslaw.com
Correspondent Name: KTBS Law LLP; N. Maoz
Address Line 1: 1801 Century Park East
Address Line 2: 26th Floor
Address Line 4: Los Angeles, CALIFORNIA 90067

NAME OF SUBMITTER: Nir Maoz

SIGNATURE: /Nir Maoz/

DATE SIGNED: 01/30/2023

Total Attachments: 5

source=Classic Brands (Kimberly) - Trademark Security Agreement (IP Sale) [Execution Version]#page1.tif

source=Classic Brands (Kimberly) - Trademark Security Agreement (IP Sale) [Execution Version]#page2.tif

source=Classic Brands (Kimberly) - Trademark Security Agreement (IP Sale) [Execution Version]#page3.tif

source=Classic Brands (Kimberly) - Trademark Security Agreement (IP Sale) [Execution Version]#page4.tif

source=Classic Brands (Kimberly) - Trademark Security Agreement (IP Sale) [Execution Version]#page5.tif

TRADEMARK SECURITY AGREEMENT

This **Trademark Security Agreement** (this “**Trademark Security Agreement**”) is made as of November 25, 2022, by Kimberly LLC (the “**Grantor**”), in favor Cerberus CB IP LLC (together with its successors and assigns in such capacity, the “**Grantee**”).

WHEREAS, the Grantor has adopted, used and is using, and holds all right, title and interest in and to, the trademarks and service marks listed on the attached Schedule A, which trademarks and service marks are registered or applied for in the United States Patent and Trademark Office (the “**Trademarks**”);

WHEREAS, the Grantor has entered into a Secured Demand Promissory Note, dated as of the date hereof (as amended, restated, supplemented, modified or otherwise changed from time to time, the “**Note**”), in favor of the Grantee; and

WHEREAS, pursuant to the Note, the Grantor has granted to the Grantee a continuing security interest in all right, title and interest of the Grantor in, to and under the Trademarks, together with, among other things, the good-will of the business symbolized by the Trademarks and the applications and registrations thereof, and all proceeds thereof, including, without limitation, any and all causes of action which may exist by reason of infringement thereof and any and all damages arising from past, present and future violations thereof (the “**Collateral**”), to secure the payment, performance and observance of the Secured Obligations (as defined in the Note);

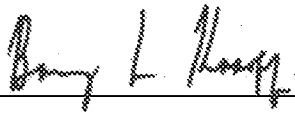
NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Grantor does hereby pledge, convey, sell, assign, transfer and set over unto the Grantee and grants to the Grantee for the benefit of the Grantee a continuing security interest in the Collateral to secure the prompt payment, performance and observance of the Secured Obligations.

The Grantor does hereby further acknowledge and affirm that the rights and remedies of the Grantee with respect to the Collateral are more fully set forth in the Note, the terms and provisions of which are hereby incorporated herein by reference as if fully set forth herein.

[The remainder of this page is intentionally left blank.]


IN WITNESS WHEREOF, the Grantor has caused this Trademark Security Agreement to be duly executed by its officer thereunto duly authorized as of the date first written above.

KIMBERLY LLC

By: 
Name: Barry L. Kasoff
Title: President

ACKNOWLEDGED AND AGREED:

CERBERUS CB IP LLC

By: 

Name: Joseph Naccarato

Title: Senior Managing Director

SCHEDULE A TO GRANT OF A SECURITY INTEREST

Jurisdiction	Mark	Registration Date	Registration Number	Serial Number
United States	BEDDING ELEMENTS	7/9/2019	5802550	87689983
United States	COOL FIRM	4/13/2021	6323500	88751251
United States	COOL GEL ICE	2/9/2021	6267301	88347067
United States	COOL STANDARD	4/13/2021	6323501	88751282
United States	COPPERSMART	3/7/2017	5156831	86657210
United States	EARTH ELEMENTS	2/18/2020	5991798	87914496
United States	JUBILEE	4/23/2019	5735184	87866309
United States	LEIGH + IVY	9/18/2018	5567258	87728644
United States	NAKED GOOSE	4/18/2020	6130718	87695631
United States	SAVILE ROW	4/23/2019	5735185	87866317
United States	TALI MATTRESS	4/23/2019	5735186	87866322
United States	URBAN FARMHOUSE	11/9/2021	6555573	88185393
United States	URBAN LOFT	7/28/2020	6114164	88115712
United States	VIBE	5/29/2018	5481768	87159458
United States	5-MINUTE FOUNDATION	1/25/2017	5461832	87313806
United States	ADJUSTABLE COMFORT	9/15/2016	5318929	87172978
United States	ADJUSTABLE COMFORT AFFORDAMATIC	3/3/2017	5670951	87358192
United States	ADVANCED COMFORT	12/18/2001	2489738	75403707
United States	ADVANCED COMFORT	1/27/2015	4677393	86113512
United States	CHALET MATTRESS	1/17/2017	5124850	86455114
United States	CLASSIC	9/18/1984	1296339	73451914
United States	COOL CLOUD	12/20/2016	5361225	87275475
United States	COOL GEL	7/14/2009	3656017	78947612
United States	COOL SLEEP	7/14/2009	3656013	78945209
United States	COOL SLEEP JADE	9/15/2016	6102335	87172964
United States	COOL TOP	7/14/2009	3656012	78945080

United States	DECORO	10/19/2010	3864354	79070477
United States	DEFENDABED	11/11/2014	4638109	86025180
United States	DEFEND-A-BED	2/17/2015	4688863	86410510
United States	DELANDIS (STYLIZED)	7/12/2011	3994667	77923119
United States	EUROFRAME	1/10/2017	5120039	86543265
United States	HERCULES	9/26/2017	5296709	86332647
United States	INSTANT FOUNDATION	2/12/2013	4287547	85345339
United States	MODERN SLEEP	11/8/2016	5076142	86596085
United States	MY LOFT	11/14/2014	5423692	86455131
United States	NATURAL EXPRESSIONS	3/20/2007	3220504	78367817
United States	PEDIC ADVANTAGE	11/5/2013	4429394	85542730
United States	POSTURE CLOUD	3/12/2013	4302292	85458931
United States	POSTURE+	1/17/2017	5124849	86455106
United States	POSTURELOFT	9/6/2016	5037125	86455085
United States	POSTUREPLUS	1/17/2017	5124851	86455123
United States	POSTURE-TEMP	10/18/2005	3007738	78140651
United States	QUIETSLEEP	1/12/2010	3738297	78947633
United States	REVO	7/25/2017	5251435	86091985
United States	SILVERSMART	6/12/2017	6042929	87485655
United States	SLEEP OPTIONS	8/23/2011	4014671	85007503
United States	SLEEP TRENDS	3/24/2015	4706908	86260676
United States	THE NEW SHAPE OF COMFORT	5/19/2015	4739924	86091970
United States	THE SHAPE OF THINGS TO COMFORT	5/17/2016	4960631	86092008
United States	THERMIC	6/12/2017	5905436	87485652
United States	VALUEPEDIC	7/16/2013	4369310	85455931
United States	VIBE MATTRESS	9/2/2016	5481768	87159458
United States	COOL ESSENTIAL	7/19/2022	6798275	88751286
United States	RUFF N ROO	3/22/2022	6680018	88603690