

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM811780

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	SECURITY INTEREST		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Earthlite, LLC		05/12/2023	Limited Liability Company: CALIFORNIA
Earthlite Acquisition, Inc.		05/12/2023	Corporation: DELAWARE
Continuum Footspas, LLC		05/12/2023	Limited Liability Company: WISCONSIN
RECEIVING PARTY DATA			
Name:	THE HUNTINGTON NATIONAL BANK		
Street Address:	5555 CLEVELAND AVENUE		
Internal Address:	GW1W37		
City:	COLUMBUS		
State/Country:	OHIO		
Postal Code:	43231		
Entity Type:	National Banking Association: UNITED STATES		
PROPERTY NUMBERS Total: 14			
Property Type	Number	Word Mark	
Registration Number:	2784712	AVILA	
Registration Number:	2628062		
Registration Number:	3082035	EARTHLITE	
Registration Number:	3062815	EARTHLITE	
Registration Number:	2508704	EARTHLITE WORLD'S #1 BRAND IN MASSAGE	
Registration Number:	2602860	ERGO PRO	
Registration Number:	4860865	HEALTHYDESKS STAND UP FOR HEALTH	
Registration Number:	2532768	INNER STRENGTH	
Registration Number:	4840157	LIVING EARTH CRAFTS	
Registration Number:	4840145	LIVING EARTH CRAFTS	
Registration Number:	4864320		
Registration Number:	2180158	STRONGLITE	
Registration Number:	2462992	WORLD'S #1 BRAND IN MASSAGE	
Registration Number:	2238613	EARTHLITE	

OP \$365.00 2784712

CORRESPONDENCE DATA**Fax Number:** 2487436002*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:** 2489251921**Email:** ipfilings@bodmanlaw.com**Correspondent Name:** Jennifer M. Hetu - Bodman PLC**Address Line 1:** 201 W. Big Beaver Road, Suite 500**Address Line 4:** Troy, MICHIGAN 48084-4160**ATTORNEY DOCKET NUMBER:** 14673-351**NAME OF SUBMITTER:** Jennifer M. Hetu**SIGNATURE:** /jmh/**DATE SIGNED:** 05/19/2023**Total Attachments: 13**

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**ACKNOWLEDGEMENT OF SECURITY INTEREST
IN TRADEMARKS, PATENTS, AND COPYRIGHTS**

THIS ACKNOWLEDGEMENT OF SECURITY INTEREST IN TRADEMARKS, PATENTS, AND COPYRIGHTS (this "Agreement"), dated as of May 12, 2023, is made by Earthlite, LLC, a California limited liability company, Earthlite Acquisition, Inc., a Delaware corporation, and Continuum Footspas, LLC, a Wisconsin limited liability company (collectively, the "Grantors" and individually, each a "Grantor"), in favor of THE HUNTINGTON NATIONAL BANK (the "Lender").

W I T N E S S E T H:

WHEREAS, Grantors entered into that certain Security Agreement, dated as of July 11, 2016 (as amended, restated, supplemented or otherwise modified from time to time, the "Security Agreement"), among Grantors and Lender; and

WHEREAS, pursuant to the Security Agreement, each Grantor granted to Lender a security interest in its General Intangibles (as defined in the Security Agreement), including, without limitation, trademarks, patents, and copyrights, and licenses; and

WHEREAS, Grantors have duly authorized the execution, delivery and performance of this Agreement.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

SECTION 1. Definitions. Unless otherwise defined herein or the context otherwise requires, capitalized terms used in this Agreement, including its preamble and recitals, have the meanings provided or provided by reference in the Security Agreement.

SECTION 2. Grant of Security Interest. Each Grantor hereby confirms that pursuant to the Security Agreement, it granted to the Lender a security interest in all of its trademarks, patents, copyrights, and licenses (including, without limitation, those items listed on Schedule A hereto), any and all goodwill associated therewith, and all proceeds and products of any and all of its trademarks, patents, and copyrights, to secure the payment and performance of the Liabilities.

SECTION 3. Purpose. This Agreement has been executed and delivered by Grantors for the purpose of recording the security interest granted pursuant to the Security Agreement with the United States Patent and Trademark Office and the United States Copyright Office. This Agreement is expressly subject to the terms and conditions of the Security Agreement. The Security Agreement (and all rights and remedies of the Lender thereunder) shall remain in full force and effect in accordance with its terms.

SECTION 4. Acknowledgement. Grantors hereby further acknowledge and affirm that the rights and remedies of the Lender with respect to the security interest in the trademarks, copyrights, and patents are fully set forth in the Credit Agreement and the Security Agreement, the terms and provisions of which (including the remedies provided for therein) are incorporated by reference herein as if fully set forth herein.

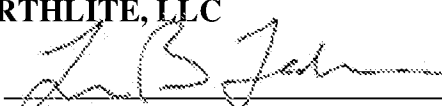
SECTION 5. Counterparts. This Agreement may be executed in counterparts, each of which will be deemed an original, but all of which together constitute one and the same original.

[Signature pages follow.]

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed and delivered as of the day and year first written above.

GRANTORS:

EARTHLITE, LLC

By: 
Name: Laurence Lederer
Its: Vice President

GUARANTORS:

CONTINUUM FOOTSPAS, LLC

By: _____
Name: James Chenevey
Its: Chief Executive Officer

EARTHLITE ACQUISITION, INC.

By: _____
Name: James Chenevey
Its: Chief Executive Officer

[Signature Page to Acknowledgement of Security Interest in Trademarks, Patents, and Copyrights]

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GRANTORS:

EARTHLITE, LLC

By: _____
Name: Laurence Lederer
Its: Vice President

GUARANTORS:

CONTINUUM FOOTSPAS, LLC

By: _____
Name: James Chenevey
Its: Chief Executive Officer

EARTHLITE ACQUISITION, INC.

By: _____
Name: James Chenevey
Its: Chief Executive Officer

LENDER:

THE HUNTINGTON NATIONAL BANK

By: Joseph Aardema
Name: Joseph Aardema
Title: Vice President

[Signature Page to Acknowledgement of Security Interest in Trademarks, Patents, and Copyrights]

TRADEMARK
REEL: 008079 FRAME: 0031

SCHEDULE A

Copyrights, Patents, Trademarks and Licenses, Etc.

Type	App S/N Number/Pat No / Reg No	Our File Number	Title	Description	Filing/ Issued/ Registration Date
design patent	D533,667	20005.47D	MASSAGE TABLE (Design)	Contouring Portable Table Top Shape	Issued 12/12/06
design patent	D545,595	20005.45.3	ENDPLATE (Design)	Unique NC Etched Portable Table Endplate Design 1	Issued 7/3/07
design patent	D546,098	20005.45.4	ENDPLATE (Design)	Unique NC Etched Portable Table Endplate Design 2	Issued 7/10/07
design patent	D546,099	20005.45.5	ENDPLATE (Design)	Unique NC Etched Portable Table Endplate Design 3	Issued 7/10/07
design patent	D548,498	20005.45.1	ENDPLATE (Design)	Unique NC Etched Portable Table Endplate Design 4	Issued 8/14/07
design patent	D555,249	20005.46.1	MASSAGE CHAIR (Design)	Vortex Massage Chair Unique Shape	Issued 11/3/07
design patent	D555,794 S	20005.46.2	MASSAGE PAD (Design)	Vortex Massage Chair Contouring Knee Pad Shape	Issued 11/20/07
utility patent	2008304506	20005.59.AU	HEADREST ASSEMBLY FOR A MASSAGE DEVICE	Australia filing	Issued 7/10/14
utility patent	6,151,734	20005.100	HEAD SUPPORT APPARATUS	Design enabling use of facecradle patent with a standard bed mattress.	Issued 11/28/00
utility patent	6,163,904	20005.24	ARTICULATED TABLE FOR SUPPORTING A PERSON	Design enabling smooth pinchpointless adjustment of table top	Issued 12/26/00
utility patent	9,072,645		HEIGHT ADJUSTMENT MECHANISM FOR A MASSAGE TABLE	Motor concealed in top frame give table a mechanical advantage	Issued 8/3/03
utility patent	6,698,831	20005.56	ADJUSTABLE CHAIR (acquired from Lloyd)	Removable knee pads on massage chair - great for injured/disabled clients	Issued 3/2/04
utility patent	6,729,690	20005.02	COMPACT FOLDABLE MASSAGE CHAIR	Enables very compact folding of portable massage chair	Issued 5/4/04
utility patent	6,769,736	20005.14	POSITIONING MECHANISM FOR A MASSAGE CHAIR	Allows for unique chest adjustment for improved massage chair comfort	Issued 8/3/04

Type	App S/N Number/Pat No / Reg No	Our File Number	Title	Description	Filing/ Issued/ Registration Date
utility patent	7,452,032	20005.48	ARMREST ASSEMBLY FOR A RESTING DEVICE	Mechanical Pivot and Height Articulation for Stationary Spa/Massage Table Arm rests	Issued 11/18/08
utility patent	7,610,639	20005.41.4	HEADREST ASSEMBLY With IMPROVED ADJUSTABILITY FOR A MASSAGE DEVICE	Mechanical Articulation, 4-bar link, that allows full range of adjustment on the Face Rest Platforms - Flex Rest, Caress, etc.	Issued 11/3/09
utility patent	7,636,968	20005.41.3	FLEXIBLE HEADREST ASSEMBLY WITH NON- SKID CONTACT FOR A MASSAGE DEVICE	Face Rest Cushioning System with Resilient and non-skid support Frame	Issued 12/29/09
utility patent	7,640,609	20005.41.1	HEADREST ASSEMBLY FOR A MASSAGE DEVICE	Full Articulating Support Members that Cradle Ones Face While lying on Platform	Issued 1/5/10
utility patent	7,761,943	20005.59	HEADREST ASSEMBLY FOR A MASSAGE DEVICE	Resilient Forming Face Support on a Massage Face Platform - Flex rest	Issued 7/27/10
utility patent	7,823,517	20005.47	MASSAGE TABLE WITH CURVED FRAME	Contouring Portable Table Top Shape That Allows Therapist Closer Access to Client	Issued 11/2/10
utility patent	7,966,947	20005.57	RESTING DEVICE ASSEMBLY INCLUDING A TABLE AND A TROLLEY	Spa/Massage Stationary Table that Incorporates a removable Storage Trolley	Issued 6/28/11
utility patent	7,979,933	20005.41.5	HEADREST ASSEMBLY WITH IMPROVED FLEXIBILITY FOR A MASSAGE DEVICE	Fully articulating facerest panels which reduces sinus pressure	Issued 7/19/11
utility patent	7,979,934	20005.41.2	HEADREST ASSEMBLY FOR A MASSAGE DEVICE WITH TIMED SUPPORT ARMS AND ARM CONNECTOR NEAR THE FOREHEAD	Single Handle Lock Assembly Used on the Spa and Massage Face Rest Platform Support	Issued 7/19/11
utility patent	8,256,360	20005.43	MASSAGE TABLE WITH SECURE LOCK LEGS	Unique locking mechanism which reduces table shimmy during use	Issued 9/4/12
utility patent	8,499,386	20005.62	ADJUSTABLE COVER FOR A MASSAGE DEVICE	Unique breast comfort cushioning system with pregnancy option	Issued 8/6/13

Type	App S/N Number/Pat No / Reg No	Our File Number	Title	Description	Filing/ Issued/ Registration Date
utility patent	Japan 5,412,434	20005.59.JP	HEADREST ASSEMBLY FOR A MASSAGE	Fully articulating facerest which flexes to reduce sinus pressure	Issued 11/15/13
utility patent	Europe 2,194,813 Germany, France, Great Britain, Netherlands, Sweden	20005.59.EPO	HEADREST ASSEMBLY FOR A MASSAGE DEVICE	Fully articulating facerest which flexes to reduce sinus pressure	Issued 2/26/14
U.S. Patent Application (Provisional)	62/232,812	20005.75PRV	Salon Table movable arms	Essex Pedicure Chair Ergonomic Seat Entry "Retracting Arms"	Filed 9/25/2015
U.S. Patent Application (Provisional)	PCT/US I4/ II 100	20005.67.PCT	SALON TREATMENT ASSEMBLY WITH MOVABLE SALON CHAIR AND HARD- PLUMBED	Unique space saving design, allows both manicure and pedicure use in one chair	Filed 1/10/14
U.S. Patent Application (Utility)	14/655,883	20005.67	SALON TREATMENT ASSEMBLY WITH MOVABLE SALON CHAIR AND HARD- PLUMBED FOOT BATH	Unique space saving design, allows both manicure and pedicure use in one chair	Filed 6/26/2015
U.S. Patent Application (Provisional)	serial # 62/311135	20005.77.PRIV	LEG ASSEMBLY FOR A MASSAGE TABLE	Ellora Split Leg for Eye Lash Franchise	Filed 3/21/2016
U.S. Copyright Registration	VA000101429 8		Stylized Earth	Art original	Registered 10/5/01
App Serial No. / Patent No.	PUB DATE	TITLE	PRIORITY DATE	APP DATE	APPLICANT
<u>CA2216253C</u>	2002-05-14	COLLAPSIBLE MESSAGE TABLE I TABLE DE MESSAGE REPLIABLE	1996-09-23	1997-09-23	EARTHLITE MESSAGE TABLES INC., VISTA, CA, US
<u>CA2429783A1</u>	2002-06-13	COMPACT FOLDABLE MESSAGE CHAIR I CHAISE DE MESSAGE PLIABLE COMPACTE	2000-12-05 2001-11-30	2001-11-30	EARTHLITE MESSAGE TABLES INC., VISTA, US
<u>CA2467169A1</u>	2003-05-22	POSITIONING MECHANISM FOR A MESSAGE CHAIR MECANISME DE POSITIONNEMENT POUR CHAISE DE MESSAGE	2001-11-13 2002-11-12	2002-11-12	EARTHLITE MESSAGE TABLES INC., VISTA, US

Type	App SIN Number/Pat No / Reg No	Our File Number	Title	Description	Filing/ Issued/ Registration Date
<u>EP1345511A4</u>	2005-07-27	COMPACT FOLDABLE MESSAGE CHAIR KONPAKTER ZUSAMMEN KLAPPBARE R MESSAGEST UHL I CHAISE DE MESSAGE PLIABLE COMPACTE	2000-12-05 2001-11-30	2001-11-30	EARTHLITE MESSAGE TABLES INC
<u>EP1453722A4</u>	2005-06-22	POSITIONING MECHANISM FOR A MESSAGE CHAIR POSITIONIER MECHANISM US FOR MESSAGESE SSEL I MECANISME DE POSITIONNE MENT POUR CHAISE DE MESSAGE	2001-11-13 2002-11-12	2002-11-12	EARTHLITE MESSAGE TABLES INC

Type	App S/N Number/Pat No / Reg No	Our File Number	Title	Description	Filing/ Issued/ Registration Date
<u>EP1898747B1</u>	2015-11-11	HEADREST ASSEMBLY FOR A MASSAGE DEVICE I KOPFSTUTZA NORDNUNG FOR EINE MASSAGEVO RRICHTUNG I ENSEMBLE APPUIE- TETE POUR DISPOSITIF DE MASSAGE	2005-06-14 2006-06-13 2006- 06-13 2006-06-13 2006-06-13 2006-06-13 2006-06-14	2006-06-14	Earthlite Massage Tables Inc., Vista, CA 92083,US,100114 085
<u>EP2939570A1</u>	2015-11-04	HEADREST ASSEMBLY FOR A MASSAGE DEVICE I KOPFSTUTZE NANORDNUNG FOR EINE MASSAGEVO RRICHTUNG I ENSEMBLE APPUI- TETE POUR UN DISPOSITIF DE MASSAGE	2005-06-14 2006-06-13 2006- 06-13 2006-06-13 2006-06-13 2006-06-13 2006-06-14	2006-06-14	Earthlite Massage Tables Inc., Vista, CA 92083,US,100114 085
<u>WO2002045550 A9</u>	2002-10-17	COMPACT FOLDABLE MASSAGE CHAIR I CHAISE DE MASSAGE PLIABLE COMPACTE	2000-12-05	2001-11-30	EARTHLITE MASSAGE TABLES INC

Type	App S/N Number/Pat No / Reg No	Our File Number	Title	Description	Filing/ Issued/ Registration Date
<u>WO2003042025</u> <u>A1</u>	2003-05-22	POSITIONING MECHANISM FOR A MASSAGE CHAIR MECANISME DE POSITIONNE MENT POUR CHAISE DE MASSAGE	2001-11-13	2002-11-12	EARTHLITE MASSAGE TABLES INC.,US
<u>WO2006127536</u> <u>A3</u>	2007-10-18	MASSAGE TABLE WITH SECURE LOCK LEGS I TABLE DE MASSAGE POUR VUE DE PIEDS A VERROUILLA GE SECURISE	2005-05-20 2006-05-18	2006-05-19	EARTHLITE MASSAGE TABLES INC.,US CHOW William W.,US
<u>WO2006138298</u> <u>A3</u>	2009-05-07	HEADREST ASSEMBLY FOR A MASSAGE DEVICE I ENSEMBLE APPUIE- TETE POUR DISPOSITIF DE MASSAGE	2005-06-14 2006-06-13 2006-06-13 2006-06- 13 2006-06-13 2006- 06-13	2006-06-14	EARTHLITE MASSAGE TABLES INC.,US ROLEDER Jon W.,US CHOW William W.,US

Type	App S/N Number/Pat No / Reg No	Our File Number	Title	Description	Filing/ Issued/ Registration Date
<u>WO2007143092</u> <u>A3</u>	2008-10-02	FURNITURE THAT CONVERTS INTO A MASSAGE DEVICE I MEUBLE CONVERTIBLE EN DISPOSITIF DE MASSAGE	2006-06-02	2007-06-01	EARTHLITE MASSAGE TABLES INC.,US ROLEDER Jon W.,US SPLANE Robson L.,US ESTRADA Richard, US CHOW William W.,US
<u>WO2009042706</u> <u>A1</u>	2009-04-02	HEADREST ASSEMBLY FOR A MASSAGE DEVICE I ENSEMBLE APPUI-TETE POUR UN DISPOSITIF DE MASSAGE	2007-09-26	2008-09-24	EARTHLITE MASSAGE TABLES INC.,US ROLEDER Jon W.,US CHOW William W.,US ESTRADA Richard V.,US
<u>WO2012033857</u> <u>A1</u>	2012-03-15	HEIGHT ADJUSTMENT MECHANISM FOR A MASSAGE TABLE I MECANISME DE REGLAGE DE LA HAUTEUR POUR UNE TABLE DE MASSAGE	2010-09-07 2011-09-07	2011-09-07	EARTHLITE MASSAGE TABLES INC.,US GAMMAN Dave, US ROLEDER Jon W.,US
<u>USD418689</u>		MASSAGE TABLE		1998-12-03	

Type	App S/N Number/Pat No / Reg No	Our File Number	Title	Description	Filing/ Issued/ Registration Date
U.S. Copyright Registration	VA000101429 8		Stylized Earth	Art original	Registered 10/5/01
trademark	2,784,712	20005.13(TM)	AVILA	AVILA	Registered 11/18/03
trademark	2,628,062	20005.15 (TM)	DESIGN OF A STYLIZED GLOBE	DESIGN OF A STYLIZED GLOBE	Registered 10/1/02
trademark	3,082,035	20005.35 (TM)	EARTHLITE	EARTHLITE	Registered 4/18/06
trademark	3,062,815	20005.36 (TM)	EARTHLITE	EARTHLITE	Registered 2/28/06
trademark	Madrid Protocol 856,018	20005.36.MP (TM)	EARTHLITE	EARTHLITE	Registered 5/19/05
trademark	4,999,179	20005.40 (TM) JAPAN	EARTHLITE	EARTHLITE	Registered 10/27/06
trademark	Canada, TMA523,758	20005.100.CA	EARTHLITE & DESIGN	EARTHLITE & DESIGN	Registered
trademark	2,508,704	20005.05 (TM)	EARTHLITE WORLD'S #1 BRAND IN MASSAGE (DESIGN)	EARTHLITE WORLD'S #1 BRAND IN MASSAGE (DESIGN)	Registered 11/20/01
trademark	2,602,860	20005.100.2	ERGO-PRO	ERGO-PRO	Registered 7/30/02
trademark	4,860,865	20005.69 TM	HEALTHY DESKS (with logo)	HEALTHY DESKS (with logo)	Registered 3/17/15
trademark	2,532,768	20005.07 (TM)	INNER STRENGTH	INNER STRENGTH	Registered 1/22/02
trademark	4,840,157	20005.73 TM	LIVING EARTH CRAFTS (no logo)	LIVING EARTH CRAFTS (no logo)	Registered 10/27/15
trademark	1278278	20005.73Madr id	LIVING EARTH CRAFTS (no logo)- Filed in EP and China	LIVING EARTH CRAFTS (no logo)- Filed in EP and China	Filed 8/15/2015
trademark	4,840,145	20005.68 TM	LIVING EARTH CRAFTS (with new logo)	LIVING EARTH CRAFTS (with new logo)	Registered 10/27/15
trademark	4,864,320	20005.70 TM	Logo for HEALTHY DESKS	Logo for HEALTHY DESKS	Registered 12/1/15
trademark	2,180,158	20005.100.1	STRONGLITE	STRONGLITE	Registered 8/11/98
trademark	2,462,992	20005.04 (TM)	WORLD'S #1 BRAND IN MASSAGE	WORLD'S #1 BRAND IN MASSAGE	Registered 6/19/01
trademark	2,238,613	20005.20 (TM)	EARTHLITE (DESIGN)	EARTHLITE (DESIGN)	Registered 4/13/99
trademark	Canada TMA682,126		EARTHLITE	EARTHLITE	Registered 2/22/07