

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM823870

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|---|--|-----------------------|--------------------|
| SUBMISSION TYPE: | NEW ASSIGNMENT | | |
| NATURE OF CONVEYANCE: | SECURITY INTEREST | | |
| CONVEYING PARTY DATA | | | |
| Name | Formerly | Execution Date | Entity Type |
| SAIL PLEIN AIR INC. / SAIL OUTDOORS INC. | | 07/15/2019 | Corporation: |
| RECEIVING PARTY DATA | | | |
| Name: | WELLS FARGO CAPITAL FINANCE CORPORATION CANADA | | |
| Street Address: | 125 High Street, 11th Floor | | |
| City: | Boston | | |
| State/Country: | MASSACHUSETTS | | |
| Postal Code: | 02110 | | |
| Entity Type: | National Banking Association: UNITED STATES | | |
| PROPERTY NUMBERS Total: 2 | | | |
| Property Type | Number | Word Mark | |
| Serial Number: | 97521669 | BOREALIS | |
| Serial Number: | 97521664 | BOREALIS | |
| CORRESPONDENCE DATA | | | |
| Fax Number: | 4162163930 | | |
| <i>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.</i> | | | |
| Phone: | 4162163950 | | |
| Email: | tom.sutherland@nortonrosefulbright.com | | |
| Correspondent Name: | Tom Sutherland | | |
| Address Line 1: | 2500-1 Place Ville-Marie | | |
| Address Line 4: | Montréal, QUEBEC H3B 1R1 | | |
| ATTORNEY DOCKET NUMBER: | 1000164700 | | |
| NAME OF SUBMITTER: | Tom Sutherland | | |
| SIGNATURE: | /Tom Sutherland/ | | |
| DATE SIGNED: | 07/12/2023 | | |
| Total Attachments: 5 | | | |
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CONFIRMATORY SECURITY AGREEMENT

WHEREAS SAIL PLEIN AIR INC. / SAIL OUTDOORS INC. (the **Grantor**), having its registered office at 2850 av. Jacques-Bureau, Laval, Québec H7P 0B7 (i) is the registered owner of the Canadian trademarks and trademark applications listed in Schedule "A" hereto and may, in the future, become the registered owner of additional Canadian trademarks and trademark applications (collectively, the **Canadian Trademarks**), and (ii) is the registered owner of the United States trademarks and trademark applications listed in Schedule "B" hereto and may, in the future, become the registered owner of additional United States trademarks and trademark applications (collectively, the **US Trademarks**, and together with the Canadian Trademarks, the **Intellectual Property**);

WHEREAS WELLS FARGO CAPITAL FINANCE CORPORATION CANADA, in its capacity as hypothecary representative (in such capacity, the **Creditor**), having a place of business at 1 Boston Place, 18th Floor, Boston, Massachusetts, 02108, and the Grantor entered into a deed of hypothec as of July 9, 2019 (the **Security Document**), pursuant to which the Grantor granted to the Creditor a hypothec on, and a security interest in and to, among other things, the Intellectual Property;

WHEREAS the Grantor and the Creditor have perfected (rendered opposable) the Security Document in the Intellectual Property in accordance with the laws of the Province of Québec and the federal laws of Canada applicable thereto;

WHEREAS the Grantor and the Creditor are desirous of recording the Security Document and the additional security created hereunder in the Intellectual Property with the United States Patent and Trademark Office and with the Canadian Intellectual Property Office;

NOW THEREFORE, the Grantor and the Creditor hereby confirm that the Grantor and the Creditor had entered into the Security Document, pursuant to which the Grantor granted to the Creditor a hypothec on, and a security interest in and to, among other things, the Intellectual Property.

AND, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, intending to be legally bound, the Grantor does hereby further grant to the Creditor a security interest in the Intellectual Property.


AND each party hereto does hereby further acknowledge and affirm that the rights and remedies of the Creditor with respect to the security interest in the Intellectual Property made and granted hereby are more fully set forth in the Security Document, the terms and provisions of which are hereby incorporated herein by reference as if fully set forth herein.

THE PARTIES FURTHER AGREE that the Grantor shall record this Confirmatory Security Agreement with (i) the Canadian Intellectual Property Office, with respect to the Canadian Trademarks, and (ii) the United States Patent and Trademark Office (together with a filing at the Office of Revenue in Washington, D.C.), with respect to the US Trademarks.

The parties hereto acknowledge that they have required that this Confirmatory Security Agreement and all related documents be prepared in English. *Les parties aux présentes reconnaissent avoir demandé que la présente convention et tous les documents connexes soient rédigés en anglais.*

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed as an instrument on the 15th day of July, 2019.

SAIL PLEIN AIR INC. / SAIL OUTDOORS INC.,
as the Grantor

Per: 

Name: Daniel Desmarais
Title: Secretary

**WELLS FARGO CAPITAL FINANCE
CORPORATION CANADA, as the Creditor**

Per:



Name:

Title:

David G. Phillips
Senior Vice President
Credit Officer, Canada
Wells Fargo Capital Finance
Corporation Canada

SCHEDULE "A"

CANADIAN TRADEMARKS

| | Current Owner/ Applicant | Trademark | Application No. |
|----|--|------------------|------------------------|
| 1. | SAIL PLEIN AIR INC. / SAIL OUTDOORS INC. | PROVOKE | 2097743 |
| 2. | SAIL PLEIN AIR INC. / SAIL OUTDOORS INC. | PROVOKE (dessin) | 2097747 |
| 3. | SAIL PLEIN AIR INC. / SAIL OUTDOORS INC. | PROTEX | 2124360 |
| 4. | SAIL PLEIN AIR INC. / SAIL OUTDOORS INC. | PROTEX (dessin) | 2125717 |
| 5. | SAIL PLEIN AIR INC. / SAIL OUTDOORS INC. | EXPLORE + | 2175713 |
| 6. | SAIL PLEIN AIR INC. / SAIL OUTDOORS INC. | BOREALIS | 2189057 |

SCHEDULE "B"

US TRADEMARKS

| | Current Owner/ Applicant | Trademark | Serial No. |
|----|--------------------------|-----------|------------|
| 1. | SAIL OUTDOORS INC. | BOREALIS | 97521669 |
| 2. | SAIL OUTDOORS INC. | BOREALIS | 97521664 |