

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM840469

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
VICTORY PARK MANAGEMENT, LLC, as Collateral Agent		09/13/2023	Corporation: DELAWARE
RECEIVING PARTY DATA			
Name:	Dave, Inc.		
Street Address:	1265 South Cochran Avenue		
City:	Los Angeles		
State/Country:	CALIFORNIA		
Postal Code:	90019		
Entity Type:	Corporation: DELAWARE		
PROPERTY NUMBERS Total: 13			
Property Type	Number	Word Mark	
Registration Number:	5404867	DAVE	
Registration Number:	5803513	OUTSMART OVERDRAFTS.	
Serial Number:	88284384	BANKING FOR THE 99%	
Serial Number:	88288663	SIDE HUSTLE	
Registration Number:	6192582		
Serial Number:	88977699	BANKING FOR HUMANS	
Serial Number:	88697691	DAVE.COM	
Serial Number:	88460803	BANKING FOR HUMANS	
Serial Number:	88930971	PUT EVERYONE'S FINANCIAL MIND AT EASE	
Serial Number:	88930989	FINANCIAL MIND	
Serial Number:	88961431	YOURS TO SPEND	
Serial Number:	90133935	DAVE HUSTLE	
Serial Number:	87367037	OUTSMART OVERDRAFTS.	
CORRESPONDENCE DATA			
Fax Number:			
<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:	212.940.6562		

CH \$340.00 5404867

Email: joanne.arnold@katten.com
Correspondent Name: Joanne BL Arnold
Address Line 1: Katten
Address Line 2: 50 Rockefeller Plaza
Address Line 4: New York, NEW YORK 10020-1605

NAME OF SUBMITTER: Joanne BL Arnold

SIGNATURE: /Joanne BL Arnold/

DATE SIGNED: 09/19/2023

Total Attachments: 6

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**TERMINATION AND RELEASE OF
SECURITY INTEREST IN TRADEMARK RIGHTS**

TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARK RIGHTS (the “Termination and Release”) dated as of September 13, 2023, from VICTORY PARK MANAGEMENT, LLC, as Collateral Agent (the “Agent”) in favor of Dave, Inc. (the “Grantor”).

WITNESSETH:

WHEREAS, pursuant to (i) that certain Financing Agreement, dated as of January 27, 2021 (as amended, restated, supplemented or otherwise modified from time to time, the “Credit Agreement”), among Grantor, as a Guarantor, the other Guarantors from time to time party thereto, Dave OD Funding I, LLC, a Delaware limited liability company (the “Borrower”), the Lenders from time to time party thereto and Agent, as administrative and collateral agent and (ii) that certain Parent Pledge Agreement, dated as of January 28, 2021, in favor of the Agent (together with all amendments and modifications, if any, from time to time thereafter made thereto, the “Parent Pledge Agreement”), the Grantor granted to the Agent, for the benefit of the Secured Parties, a security interest (the “Security Interest”) in certain collateral, including all of such Grantor’s right, title and interest in, to and under the United States trademark and trademark applications listed on Schedule A attached hereto (the “Trademarks”) all related goodwill associated therewith and applications and registrations therefrom (the “Trademark Collateral”);

WHEREAS, pursuant to that certain Trademark Security Agreement, dated as of January 27, 2021, among, *inter alios*, the Agent and the Grantor (the “Trademark Security Agreement”), the Grantor, by reference to the Parent Pledge Agreement, reaffirmed its intent to grant the Security Interest to the Agent specifically in certain Intellectual Property, including the Trademark set forth on Schedule A hereto;

WHEREAS, the Trademark Security Agreement was recorded in the Trademark Division of the United States Patent and Trademark Office on January 28, 2021 at Reel 7172 and Frame 0210; and

WHEREAS, the Agent now desires to terminate and release the entirety of its Security Interest in the Trademark Collateral;

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, and upon the terms set forth in this Termination and Release, the Agent hereby states as follows:

1. **Definitions.** Capitalized terms used in this Termination and Release and not otherwise defined herein have the meanings specified in the Trademark Security Agreement or the Parent Pledge Agreement, as applicable.

2. **Release of Security Interest.** The Agent hereby terminates, releases and discharges, without recourse, representation or warranty, its Security Interest in the Trademark Collateral, and any right, title or interest of the Agent in such collateral shall hereby cease and become void.


3. **Counterparts.** This Termination and Release may be executed in counterparts (including by telecopy or electronic (i.e., “pdf”) transmission), each of which will be deemed an original, but all of which together constitute one and the same original.

4. Further Assurances. The Agent hereby agrees to duly execute, acknowledge, procure and deliver any further documents and to do such other acts as may be reasonably necessary to effect the release of the Security Interest contemplated hereby.

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IN WITNESS WHEREOF, the undersigned has executed this Termination and Release by its duly authorized officer as of the date first above written.

VICTORY PARK MANAGEMENT, LLC

By: 
Name: Scott Zernick
Title: Manager

SCHEDULE A

U.S. Trademarks

Owner/Applicant	Country	Trademark	Registration Number	Registration Date
Dave Inc.	USA	"Dave" word mark classes 009, 035, 036, 042	5404867	2/20/2018
Dave Inc.	USA	"Outsmart Overdrafts" word mark Published TMOG on Nov 27, 2018. 009 and 036 (1 (a) status In Use in Commerce and 035 and 042 under 1(b) status. Filed Statement of Use for Classes 035 and 042, awaiting office action response.	Serial #87367037 Registration # 5803513	Notice of Allowance (NOA) Issue Date: Jan 22, 2019. Filed Statement of Use for classes 035 and 042, awaiting office action response.
Dave Inc.	USA	"Banking For the 99%" word mark	Serial #88284384	Application Suspended 6/17/19, Another TM App Filed Before Dave Inc application. Serial Number 88255786
Dave Inc.	USA	"Side Hustle" word mark	Serial #88288663	TM Office Suspended Application for Previously Filed TM. Filed office response, revival of application, appeal for rejection for Side Hustle. Office Action Response Due Awaiting Office Response

				from August 19, 2020 (Need Verified evidence of Use of Side Hustle from Dave team)
Dave Inc.	USA	Dave Bear Image Mark	Registration #6192582	Registered: Nov 10, 2020
Dave Inc.	USA	"Banking for Humans"	Serial #8846083 and 88977699	Application Suspended Jan 12, 2021 until disposition of cited Registration(s) "Bank Human" "Bank Human Again"
Dave Inc.	USA	"Dave.com"	Serial # 88697691	No Opposition Filed and Notice of Allowance issued on November 17, 2020. Granted 1(a) for classes 009 & 036; 1(b) for 035 & 042
Dave Inc.	USA	"Put Everyones Financial Mind At Ease"	Serial #: 88930971	Non Final Office Action Date: August 31, 2020 (Response Pending Dave Changes)
Dave Inc.	USA	"Financial Mind"	Serial #: 88930989	Non Final Office Action Date: August 31, 2020 (Response Pending Dave Changes)

Dave Inc.	USA	"Yours To Spend"	Serial # 88961431	Non Final Office Action Date: August 31, 2020 (Response Pending Dave Changes)
Dave Inc.	USA	"Dave Hustle"	Serial #90133935	Filed Response to Office Action 12/25/2020 (Pending File Allegation of Use with "Dave Hustle" Replacing Side Hustle)