

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM847526

SUBMISSION TYPE:		NEW ASSIGNMENT	
NATURE OF CONVEYANCE:		RELEASE OF SECURITY INTEREST	
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Cerberus CB IP LLC		10/16/2023	Limited Liability Company: DELAWARE
RECEIVING PARTY DATA			
Name:	Kimberly LLC		
Street Address:	P.O. Box 189		
City:	Bedford Hills		
State/Country:	NEW YORK		
Postal Code:	10507		
Entity Type:	Limited Liability Company: DELAWARE		
PROPERTY NUMBERS Total: 45			
Property Type	Number	Word Mark	
Registration Number:	5461832	5-MINUTE FOUNDATION	
Registration Number:	2489738	ADVANCED COMFORT	
Registration Number:	4677393	ADVANCED COMFORT	
Registration Number:	5802550	BEDDING ELEMENTS	
Registration Number:	5124850	CHALET MATTRESS	
Registration Number:	1296339	CLASSIC	
Registration Number:	5361225	COOL CLOUD	
Registration Number:	6798275	COOL ESSENTIAL	
Registration Number:	6323500	COOL FIRM	
Registration Number:	3656013	COOL SLEEP	
Registration Number:	6102335	COOL SLEEP JADE	
Registration Number:	6323501	COOL STANDARD	
Registration Number:	3656012	COOL TOP	
Registration Number:	5156831	COPPERSMART	
Registration Number:	4638109	DEFENDABED	
Registration Number:	4688863	DEFEND-A-BED	
Registration Number:	5991798	EARTH ELEMENTS	
Registration Number:	5120039	EUROFRAME	
Registration Number:	5296709	HERCULES	
		TRADEMARK	

OP \$1140.00 5461832

Property Type	Number	Word Mark
Registration Number:	4287547	INSTANT FOUNDATION
Registration Number:	5735184	JUBILEE
Registration Number:	5567258	LEIGH + IVY
Registration Number:	5076142	MODERNSLEEP
Registration Number:	5423692	MY LOFT
Registration Number:	6130718	NAKED GOOSE
Registration Number:	3220504	NATURAL EXPRESSIONS
Registration Number:	4429394	PEDIC ADVANTAGE
Registration Number:	5124849	POSTURE+
Registration Number:	4302292	POSTURE CLOUD
Registration Number:	5037125	POSTURELOFT
Registration Number:	5124851	POSTUREPLUS
Registration Number:	3007738	POSTURE-TEMP
Registration Number:	3738297	QUIETSLEEP
Registration Number:	5251435	REVO
Registration Number:	6680018	RUFF N ROO
Registration Number:	5735185	SAVILE ROW
Registration Number:	6042929	SILVERSMART
Registration Number:	4014671	SLEEP OPTIONS
Registration Number:	4706908	SLEEP TRENDS
Registration Number:	5735186	TALI MATTRESS
Registration Number:	4739924	THE NEW SHAPE OF COMFORT
Registration Number:	5905436	THERMIC
Registration Number:	6555573	URBAN FARMHOUSE
Registration Number:	6114164	URBAN LOFT
Registration Number:	4369310	VALUEPEDIC

CORRESPONDENCE DATA

Fax Number: 9735776301

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: 973-577-6300

Email: michael@mjbrownlaw.com

Correspondent Name: Michael Brown/Michael J Brown Law Office

Address Line 1: 354 Eisenhower Parkway

Address Line 2: Plaza 1, 2nd Floor, Suite 2025

Address Line 4: Livingston, NEW JERSEY 07039

NAME OF SUBMITTER: Michael J. Brown

SIGNATURE: /MichaelJBrown/

DATE SIGNED:	10/20/2023
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Total Attachments: 4

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PARTIAL RELEASE OF TRADEMARK SECURITY AGREEMENT

WHEREAS, pursuant to that certain Trademark Security Agreement, dated as of November 25, 2022 (the “**Trademark Security Agreement**”), recorded in the United States Patent and Trademark Office (“**USPTO**”) at Reel 7958, Frame 0357 on November 25, 2022, Kimberly LLC (“**Grantor**”), among other things, pledged, conveyed, sold, assigned, transferred, set over unto and granted to Cerberus CB IP LLC (“**Grantee**”), a continuing security interest in all right, title and interest of the Grantor in, to and under the trademarks and service marks listed on the attached Schedule A (the “**Released Trademarks**”), together with, among other things, the good-will of the business symbolized by the Released 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 (together with the Released Trademarks, the “**Released Collateral**”) to secure the prompt payment, performance and observance of the Secured Obligations.

WHEREAS, Grantor has requested that the Grantee release its liens in the Released Collateral and, pursuant to this Partial Release of Trademark Security Agreement, confirm the release, relinquishment and discharge of the Grantee’s continuing security interest in the Released Collateral.

NOW, THEREFORE, in consideration of and in exchange for good and valuable consideration, the undersigned hereby agrees as follows:

1. Defined Terms. All capitalized terms used but not otherwise defined herein have the meanings given to them in the Trademark Security Agreement.
2. Release of Security Interest in the Released Collateral. The Grantee, without any representation and warranty and without any recourse, releases, relinquishes and discharges its continuing security interest, and any other interest of any kind, in the Released Collateral. For the avoidance of doubt, upon the effective time hereof, the Released Collateral shall no longer constitute “Collateral”, and the Released Trademarks shall no longer constitute “Trademarks”, in each case within the meaning of the Trademark Security Agreement.

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IN WITNESS WHEREOF, the undersigned has caused this Partial Release of Trademark Security Agreement to be duly executed as of October 16, 2023.

CERBERUS CB IP LLC

By: 

Name: Joseph Naccarato

Title: Senior Managing Director

SCHEDULE A**Trademark Registrations/Applications**

Mark	Registration Date	Registration Number	Serial Number
5-Minute Foundation	5/8/2018	5461832	87313806
Adjustable Comfort	10/24/2017	5318929	87172978
Adjustable Comfort Affordamatic	2/5/2019	5670951	87358192
Advanced Comfort	9/18/2001	2489738	75403707
Advanced Comfort	1/27/2015	4677393	86113512
Bedding Elements	7/9/2019	5802550	87689983
Chalet Mattress	1/17/2017	5124850	86455114
Classic	9/18/1984	1296339	73451914
Cool Cloud	12/19/2017	5361225	87275475
Cool Essential	7/19/2022	6798275	88751286
Cool Firm	4/13/2021	6323500	88751251
Cool Sleep	7/14/2009	3656013	78945209
Cool Sleep Jade	7/14/2020	6102335	87172964
Cool Standard	4/13/2021	6323501	88751282
Cool Top	7/14/2009	3656012	78945080
Coppersmart	3/7/2017	5156831	86657210
DeCoro	10/19/2010	3864354	79070477
Defendabed	11/11/2014	4638109	86025180
Defend-A-Bed	2/17/2015	4688863	86410510
Earth Elements	2/18/2020	5991798	87914496
Euroframe	1/10/2017	5120039	86543265
Hercules	9/26/2017	5296709	86332647
Instant Foundation	2/12/2013	4287547	85345339
Jubilee	4/23/2019	5735184	87866309
Leigh + Ivy	9/18/2018	5567258	87728644
Modern Sleep	11/8/2016	5076142	86596085
My Loft	3/13/2018	5423692	86455131
Naked Goose	8/18/2020	6130718	87695631
Natural Expressions	3/20/2007	3220504	78367817
Pedic Advantage	11/5/2013	4429394	85542730
Posture Cloud	3/12/2013	4302292	85458931
Posture+	1/17/2017	5124849	86455106
Postureloft	9/6/2016	5037125	86455085
Postureplus	1/17/2017	5124851	86455123
Posture-Temp	10/18/2005	3007738	78140651
Quietsleep	1/12/2010	3738297	78947633
Revo	7/25/2017	5251435	86091985
Ruff N Roo	3/22/2022	6680018	88603690
Savile Row	4/23/2019	5735185	87866317
Silversmart	4/28/2020	6042929	87485655
Sleep Options	8/23/2011	4014671	85007503
Sleep Trends	3/24/2015	4706908	86260676

Mark	Registration Date	Registration Number	Serial Number
Tali Mattress	4/23/2019	5735186	87866322
The New Shape of Comfort	5/19/2015	4739924	86091970
Thermic	11/5/2019	5905436	87485652
Urban Farmhouse	11/9/2021	6555573	88185393
Urban Loft	7/28/2020	6114164	88115712
Valuepedic	7/16/2013	4369310	85455931