

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM872723

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Release of Security Interest at R/F 6118/0721		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Orix Growth Capital, LLC		01/04/2024	Limited Liability Company: DELAWARE
RECEIVING PARTY DATA			
Name:	Datavail Corporation		
Street Address:	11800 Ridge Parkway		
Internal Address:	Suite 125		
City:	Broomfield		
State/Country:	COLORADO		
Postal Code:	80021		
Entity Type:	Corporation: DELAWARE		
Name:	Advancedepm Consulting, Inc.		
Street Address:	11800 Ridge Parkway		
Internal Address:	Suite 125		
City:	Broomfield		
State/Country:	COLORADO		
Postal Code:	80021		
Entity Type:	Corporation: OHIO		
Name:	Datavail Canada, Inc.		
Street Address:	11800 Ridge Parkway		
Internal Address:	Suite 125		
City:	Broomfield		
State/Country:	COLORADO		
Postal Code:	80021		
Entity Type:	Corporation: CANADA		
Name:	Navantis Inc.		
Street Address:	11800 Ridge Parkway		
Internal Address:	Suite 125		
City:	Broomfield		
State/Country:	COLORADO		
Postal Code:	80021		
Entity Type:	Corporation: CANADA		

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Name:	Accelatis, LLC
Street Address:	11800 Ridge Parkway
Internal Address:	Suite 125
City:	Broomfield
State/Country:	COLORADO
Postal Code:	80021
Entity Type:	Limited Liability Company: CONNECTICUT

PROPERTY NUMBERS Total: 2

Property Type	Number	Word Mark
Registration Number:	4000718	DATAVAIL
Registration Number:	4000719	DATAVAIL DELTA

CORRESPONDENCE DATA

Fax Number: 3128622200
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: 3128622272
Email: carrie.rosenburg@kirkland.com
Correspondent Name: Carrie Rosenburg
Address Line 1: Kirkland and Ellis
Address Line 2: 300 N LaSalle
Address Line 4: Chicago, ILLINOIS 60654

ATTORNEY DOCKET NUMBER:	56226-1
NAME OF SUBMITTER:	Carrie Rosenburg
SIGNATURE:	/Carrie Rosenburg/
DATE SIGNED:	01/31/2024

Total Attachments: 4

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**TERMINATION AND RELEASE OF SECURITY INTEREST IN
INTELLECTUAL PROPERTY**

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY**, dated as of January 4, 2024 (“Release”), is made by **ORIX GROWTH CAPITAL, LLC**, a Delaware limited liability company (“Lender”), in favor of **DATAVAIL CORPORATION**, a Delaware corporation, **ADVANCEDEPM CONSULTING, INC.**, an Ohio corporation, **DATAVAIL CANADA, INC.**, a Canadian corporation, **NAVANTIS INC.**, a Canadian corporation, and **ACCELATIS, LLC**, a Connecticut limited liability company (each, individually, a “Grantor” and, collectively “Grantors”) with their principal place of business located at 11800 Ridge Parkway, Suite 125, Broomfield, CO 80021.

WHEREAS, pursuant to that certain (i) Loan and Security Agreement dated as of July 28, 2017 (as amended, restated, supplemented, modified, extended, renewed or replaced from time to time, the “Loan Agreement”) by and between Lender and Grantors, and (ii) Intellectual Property Security Agreement dated as of July 28, 2017 by and between Lender and Grantors (the “IP Agreement”, together with the Loan Agreement, the “Loan Documents”), Grantors granted and conveyed to Lender a security interest in the entire right, title and interest of Grantor in and to all of Grantors’ Intellectual Property;

WHEREAS, the IP Agreement was recorded with the US Patent and Trademark Office (“USPTO”) on July 31, 2017 at Reel No. 6118, Frame No. 0721, for the trademarks listed on Schedule A attached hereto; and

NOW THEREFORE, in consideration of the mutual promises and undertakings set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and with the intention of being legally bound hereby, Lender agrees as follows:

SECTION 1. Defined Terms. Capitalized terms used herein without definition shall have the meanings ascribed to such terms in the Loan Agreement, as applicable.

SECTION 2. Termination and Release. Lender, without representation, warranty, or recourse, hereby:

(a) terminates the IP Agreement and terminates, cancels, discharges, and releases the mortgage, pledge, and hypothecation and liens on and security interests in and to the entire right, title, and interest of Grantors in and to all of Grantors’ Intellectual Property listed on Schedule A attached hereto, granted pursuant to the Loan Documents;

(b) re-assigns, grants and re-conveys to the Grantors any and all of the right, title, and interest of Grantors that may have been acquired in and to all of Grantors’ Intellectual Property listed on Schedule A; and

(c) authorizes the recordation of this Release with the USPTO, at Grantors’ expense.

SECTION 3. Choice of Law. This Release shall be governed by and construed in accordance with the laws of the State of New York, without regard to its conflict of laws principles.

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IN WITNESS WHEREOF, Lender has caused this Termination and Release of Security Interest in Intellectual Property to be duly executed as of the date first set forth above.

ORIX GROWTH CAPITAL, LLC

By: 
Name: David Orlandella
Title: Managing Director

Address:
2001 Ross Avenue, Suite 1900
Dallas, TX 75201

SCHEDULE A

TRADEMARKS

DATAVAIL CORPORATION

Trademark: DATAVAIL
Owner: Datavail Corporation
Regn. No.: 4000718
Regn. Date: July 26, 2011

Trademark: DATAVAIL DELTA
Owner: Datavail Corporation
Regn. No.: 4000719
Regn. Date: July 26, 2011

ADVANCEDEPM CONSULTING, INC.

- None

DATAVAIL CANADA, INC.

- None

NAVANTIS INC.

I. Canadian Mark

Trade-mark: NAVANTIS
Owner: Navantis Inc.
Regn. No.: TMA 579,175
Regn. Date: April 8, 2003
Wares: Computer software for designing Intranet, Extranet, and Internet sites.
Services: Designing and building Intranet, Extranet, and Internet sites; designing and building corporate portals; designing and building customer retention systems; designing and building e-commerce applications and sites; computer consultation; technical consultation in the field of software integration and custom software development; business, knowledge management and marketing consulting services and practice.

2. Navantis has applied for the following Canadian mark:

Trade-mark	Status
No idea left behind.	Pending App 1793144 App 26-JUL-2015

ACCELATIS, LLC

- None