

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

Assignment ID: TMI38541

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	SECURITY INTEREST		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
AMERICAN GILSONITE COMPANY		02/20/2024	Corporation: DELAWARE
RECEIVING PARTY DATA			
Company Name:	Fifth Third Bank		
Street Address:	6111 N. River Road		
City:	Rosemont		
State/Country:	ILLINOIS		
Postal Code:	60018		
Entity Type:	National Banking Association: UNITED STATES		
PROPERTY NUMBERS Total: 7			
Property Type	Number	Word Mark	
Serial Number:	87832764	AMERICAN GILSONITE COMPANY	
Serial Number:	87832759	AMERICAN GILSONITE COMPANY	
Serial Number:	73753963	BORE-PLATE	
Serial Number:	74216978	GILSONITE	
Serial Number:	87832756	GILSONITE	
Serial Number:	87193521	LIQUID GILSONITE	
Serial Number:	97838952	NATURALLY BETTER	
CORRESPONDENCE DATA			
Fax Number:	3038660200		
<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:	3038660269		
Email:	anne.scholl@bclplaw.com		
Correspondent Name:	Anne Scholl		
Address Line 1:	1700 Lincoln Street, Suite 4100		
Address Line 4:	Denver, COLORADO 80203-4541		
ATTORNEY DOCKET NUMBER:	1031201.000155		
NAME OF SUBMITTER:	ANNE SCHOLL		
SIGNATURE:	ANNE SCHOLL		

CH \$190.00.00 87832764

DATE SIGNED:

02/20/2024

Total Attachments: 9

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GRANT OF SECURITY INTEREST IN TRADEMARKS AND PATENTS

WHEREAS, AMERICAN GILSONITE COMPANY, a Delaware corporation (“Grantor”), owns the trademarks, trademark registrations, trademark applications, and any and all goodwill associated therewith, and the patents and patent applications, in each case set forth on Schedule A and Schedule B attached hereto; and

WHEREAS, Fifth Third Bank, National Association (the “Secured Party”), desires to acquire a security interest in, and lien on, all of Grantor’s right, title and interest in and to Grantor’s trademarks, trademark registrations, trademark applications and any and all goodwill associated therewith and patents and patent applications; and

WHEREAS, the Grantor is willing to grant to the Secured Party a security interest in and lien upon the trademarks, trademark registrations, trademark applications and any and all goodwill associated therewith and patents and patent applications described above.

NOW, THEREFORE, for good and valuable consideration, the sufficiency and receipt of which are hereby acknowledged, and subject to the terms and conditions of the Credit and Security Agreement, dated as of February 20, 2024, between the Grantor and the Secured Party (as amended from time to time, the “Credit Agreement”), the Grantor hereby grants to the Secured Party a security interest in, and a lien upon, all of Grantor’s right, title and interest in and to (i) the trademarks, trademark registrations, trademark applications, and any and all goodwill associated therewith (the “Marks”) set forth on Schedule A attached hereto, (ii) the patents and patent applications (the “Patents”) set forth on Schedule B attached hereto, in each case together with (iii) all Proceeds (as such term is defined in the Credit Agreement) of the Marks, (iv) all of the goodwill of the businesses with which the Marks are associated, and (v) all causes of action, past, present and future, for infringement, misappropriation, or dilution of any of the Marks and/or Patents or unfair competition regarding the same.

This GRANT OF SECURITY INTEREST is made to secure the satisfactory performance and payment of all the Obligations (as such term is defined in the Credit Agreement) of the Grantor and shall be effective as of the date of the Credit Agreement.

This Grant of Security Interest has been granted in conjunction with the security interest granted to Secured Party under the Credit Agreement. The rights and remedies of the Secured Party with respect to the security interest granted herein are without prejudice to, and are in addition to those set forth in the Credit Agreement, all terms and provisions of which are incorporated herein by reference. In the event that any provisions of this Grant of Security Interest are deemed to conflict with the Credit Agreement, the provisions of the Credit Agreement shall govern.

[signature page to follow]

IN WITNESS WHEREOF, the undersigned have executed this Grant of Security Interest as of the date of the Credit Agreement.

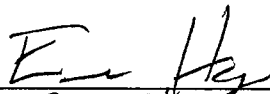
GRANTOR:

AMERICAN GILSONITE COMPANY,
a Delaware corporation

By: _____
Name: Steve Granda
Title: Vice President & Chief Financial Officer






















SECURED PARTY:






















FIFTH THIRD BANK, NATIONAL
ASSOCIATION


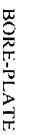

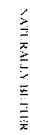

By: 
Name: Eric Hayes
Title: Vice President

Schedule A - Trademarks

See Attached.

IP Office	Owners (Current)	Matter Title	Image	Status	Application Number	App. Date/Filing Date	Registration Number	Reg. Date/Issue Date	Class. Descriptions
Australia (IPA)	American Gilsonite Company	BORE-PLATE		Registered (Post Jan. 1, 1996)	515178	07/19/1989	515178	06/20/1991	001 - Chemical additive for borehole stabilization used in oil well drilling; and all other goods.
Australia (IPA)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (Color Logo)		Registered (Post Jan. 1, 1996)	2165482	03/23/2021	2165482	11/01/2021	001 - Chemical resins; hydrocarbon resins; urinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries
Australia (IPA)	American Gilsonite Company	GILSONITE		Pending	2332371	03/23/2021			001 - Chemical resins (excluding Melamine); hydrocarbon resins; urinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries
Canada (GPO)	American Gilsonite Co. COMPANY,	AGSCOTE		Registered	1245773	02/02/2005	TM4689151	06/05/2007	NICE Classes 019 - Urinate-based additive for asphalt mixtures.
Canada (GPO)	AMERICAN GILSONITE COMPANY,	BORE-PLATE		Registered	636745	07/18/1989	TMA888210	08/30/1991	NICE Classes 001 - Chemical additive for borehole stabilization used in oil well drilling.
China (SMC)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (and Design in Color)		Registered	1409701	03/29/2018	1409701	03/29/2018	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries.
China (SMC)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (and Design)		Registered	1412770	03/29/2018	1412770	03/29/2018	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries.
China (SMC)	American Gilsonite Company	GILSONITE		Registered	1410143	03/29/2018	1410143	03/29/2018	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction and oil drilling industries.
European Union (EUIPO)	American Gilsonite Company	GILSONITE		Registered	1444836	08/05/2015	1444836	12/15/2015	001 - Chemicals used in industry; hydrocarbon resin for use in industry; chemical additives for use in industry; additives for construction material, asphalt and bitumen.
European Union (EUIPO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (Color Logo)		Registered	018226892	04/17/2020	018226892	08/11/2020	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and constructions and oil drilling, and foundry industries
European Union (EUIPO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY & Design		Registered	018227094	04/17/2020	018227094	08/11/2020	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and constructions and oil drilling, and foundry industries
Germany (DPMA)	American Gilsonite Company	GILSONITE		Registered (Granted Post Jan. 14, 2019)	443217	08/03/1987	1131623	12/06/1988	002 - Paints, varnishes, varnishes
Germany (DPMA)	American Gilsonite Company	GILSONITE		Registered (Granted Post Jan. 14, 2019)	454210	03/17/1993	2913965	05/19/1998	001 - Hydrocarbon resin
Germany (DPMA)	American Gilsonite Company	GILSONITE (and design)		Registered (Granted Post Jan. 14, 2019)	6868	02/28/1995	12812	01/13/1996	019 - Asphalt.
India (IP)	American Gilsonite Company	AGSCOTE		Registered (Post Sept. 15, 2003)	1336244	02/03/2005	1336244	03/29/2008	019 - Urinate.
India (IP)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (and Design in Color)		Registered (Post Sept. 15, 2003)	3878050	03/29/2018	1409701	03/29/2018	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries.
India (IP)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (and Design)		Registered (Post Sept. 15, 2003)	3895184	03/29/2018	1412770	03/29/2018	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries.
India (IP)	American Gilsonite Company	GILSONITE		Registered (Post Sept. 15, 2003)	444011	10/07/1985	444011	10/07/1985	019 - Asphaltum and bitumen and related products.
Iran (IRPO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (and Design in Color)		Registered	1409701	03/29/2018	1409701	03/29/2018	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries.
Iran (IRPO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (and Design)		Registered	1412770	03/29/2018	1412770	03/29/2018	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries.
Iran (IRPO)	American Gilsonite Company	GILSONITE		Registered	1410143	03/29/2018	1410143	03/29/2018	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction and oil drilling industries.

IP Office	Owners (Current)	Matter Title	Image	Status	Application Number	App. Date/Filing Date	Registration Number	Reg. Date/Issue Date	Class. Descriptions
Malaysia (MIPPO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY		Pending	2018004082	04/09/2018			001 - Urrinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries; all included in class 1
Malaysia (MIPPO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY		Pending	2018004083	04/09/2018			019 - Asphalt; bitumen asphalt; cement; all included in class 19
Malaysia (MIPPO)	American Gilsonite Company	GILSONITE		Registered (Post Dec 27, 2019)	85003806	08/29/1985	85003806	07/20/1989	019 - Asphaltum and bitumen.
Malaysia (MIPPO)	American Gilsonite Company	GILSONITE		Registered (Post Dec 27, 2019)	TM2022025211	09/26/2022	TM2022025211	09/26/2022	001 - Urrinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries
Mexico (IMP)	American Gilsonite Company	AMERICAN GILSONITE COMPANY		Registered (Granted June 27, 1991 - Aug. 10, 2018)	2087673	09/10/2018	1977620	03/11/2019	001 - Urrinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries.
Norway (Patenstyret)	American Gilsonite Company	BORE-PLATE		Registered (Post July 1 2010)	198903508	07/18/1989	144433	03/14/1991	001 - Printing inks, paints and protective coatings, oil wells, road paving, foundry, and building products.
Singapore (IPOS)	American Gilsonite Company	BORE-PLATE		Registered (Post Mar. 1, 1991)	1895496G	08/21/1989	1895496G	08/21/1989	001 - Chemical additive for borehole stabilization used in oil well drilling.
Turkey (TPTO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (and Design in Color)		Registered (Post Jan. 9, 2018)	1409701	03/29/2018	1409701		001 - Urrinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries.
Turkey (TPTO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (and Design)		Registered (Post Jan. 9, 2018)	1412770	03/29/2018	1412770		001 - Urrinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries.
Turkey (TPTO)	American Gilsonite Company	GILSONITE		Registered (Post Jan. 9, 2018)	1410143	03/29/2018	1410143	03/29/2018	001 - Urrinate hydrocarbon resin for use in the printing ink, textile, building and construction and oil drilling industries.
United Arab Emirates (IP Dept)	American Gilsonite Company	AMERICAN GILSONITE COMPANY & Design (Black & White)		Registered	292280	05/16/2018	292280	12/16/2018	001 - Urrinate hydrocarbon resin for use in the printing ink and textile industries; chemicals and chemical additives for use in building, construction, oil drilling and foundry.
United Arab Emirates (IP Dept)	American Gilsonite Company	AMERICAN GILSONITE COMPANY & Design (Black & White)		Registered	292281	05/16/2018	292281	12/16/2018	019 - Asphalt; bitumen asphalt; cement.
United Arab Emirates (IP Dept)	American Gilsonite Company	AMERICAN GILSONITE COMPANY & Design (Color)		Registered	292278	05/16/2018	292278	12/16/2018	001 - Urrinate hydrocarbon resin for use in the printing ink and textile industries; chemicals and chemical additives for use in building, construction, oil drilling and foundry.
United Arab Emirates (IP Dept)	American Gilsonite Company	AMERICAN GILSONITE COMPANY & Design (Color)		Registered	292279	05/16/2018	292279	12/16/2018	019 - Asphalt; bitumen asphalt; cement.
United Arab Emirates (IP Dept)	American Gilsonite Company	GILSONITE		Registered	292276	05/16/2018	292276	12/16/2018	001 - Urrinate hydrocarbon resin for use in the printing ink and textile industries; chemicals and chemical additives for use in building, construction, oil drilling and foundry.
United Arab Emirates (IP Dept)	American Gilsonite Company	GILSONITE		Registered	292277	05/16/2018	292277	12/16/2018	019 - Asphalt; bitumen asphalt; cement.
United Kingdom (UKIPO)	American Gilsonite Company	BORE-PLATE		Registered (Post October 31, 1994)	UK00001392363	07/17/1989	UK00001392363	04/02/1991	001 - Chemical additives for borehole stabilisation used in oil well drilling.
United Kingdom (UKIPO)	American Gilsonite Company	GILSONITE		Registered (Post October 31, 1994)	14441836	08/05/2015	UK00914441836	12/15/2015	001 - Chemicals used in industry; hydrocarbon resin for use in industry; chemical additives for use in industry; additives for construction material, asphalt and bitumen.
United Kingdom (UKIPO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (Color Logo)		Registered (Post October 31, 1994)	0182226892	04/17/2020	UK00918226892	08/11/2020	001 - Urrinate hydrocarbon resin for use in the printing ink, textile, building and constructions and oil drilling, and foundry industries
United Kingdom (UKIPO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY & Design		Registered (Post October 31, 1994)	018227094	04/17/2020	UK00918227094	08/11/2020	001 - Urrinate hydrocarbon resin for use in the printing ink, textile, building and constructions and oil drilling, and foundry industries
United States (USPTO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY		Registered - Principal Register	87832764	03/13/2018	5678074	02/19/2019	001 - Urrinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries

IP Office	Owners (Current)	Matter Title	Image	Status	Application Number	App. Date/Filing Date	Registration Number	Reg. Date/Issue Date	Class. Descriptions
United States (USPTO)	American Gilsonite Company	AMERICAN GILSONITE COMPANY		Registered - Principal Register	878332759	03/13/2018	5878073	02/19/2019	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries
United States (USPTO)	AMERICAN GILSONITE COMPANY	BORE-PLATE		Registered and renewed	737539963	09/26/1988	1539927	05/23/1989	001 - CHEMICAL ADDITIVE FOR BOREHOLE STABILIZATION USED IN OIL WELL DRILLING
United States (USPTO)	AMERICAN GILSONITE COMPANY	GILSONITE		Section 8 declaration of use/excusable nonuse and Section 9 renewal received	74216978	10/30/1991	1787717	08/17/1993	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction and oil drilling industries
United States (USPTO)	American Gilsonite Company	GILSONITE		Registered - Principal Register	878332756	03/13/2018	5589748	10/23/2018	019 - asphalt; bitumen asphalt; cement
United States (USPTO)	AMERICAN GILSONITE COMPANY	LIQUID GILSONITE		Registered - Principal Register	87193521	10/05/2016	5470462	05/15/2018	001 - Urinate hydrocarbon resin mixed with organic solvent for use in the printing ink, textile, building construction, mining and oil drilling industries
United States (USPTO)	American Gilsonite Company	LIQUID GILSONITE		Application abandoned after publication	884476903	06/17/2019			019 - Asphalt; bitumen asphalt; cement
United States (USPTO)	AMERICAN GILSONITE COMPANY	NATURALLY BETTER		New application received by USPTO	97838952	03/14/2023			001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction and oil drilling industries
WIPO (WIPO Madrid)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (and Design in Color)		Registered	1409701	03/29/2018	1409701	03/29/2018	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries.
WIPO (WIPO Madrid)	American Gilsonite Company	AMERICAN GILSONITE COMPANY (and Design)		Registered	1412770	03/29/2018	1412770	03/29/2018	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction, oil drilling and foundry industries.
WIPO (WIPO Madrid)	American Gilsonite Company	GILSONITE		Registered	1410143	03/29/2018	1410143	03/29/2018	001 - Urinate hydrocarbon resin for use in the printing ink, textile, building and construction and oil drilling industries.

Schedule B – Patents

See Attached.

Official No.	Case Status	Title	Country
2019310579	Issued	COMPOSITION COMPRISING A CONCENTRATE OF NATURAL ASPHALTENE IN FLUXING OIL SUITABLE FOR USE IN PREPARING ASPHALT BLENDS	Australia
766320	Exam requested	COMPOSITION COMPRISING A CONCENTRATE OF NATURAL ASPHALTENE IN FLUXING OIL SUITABLE FOR USE IN PREPARING ASPHALT BLENDS	New Zealand
11618824	Allowed	COMPOSITION COMPRISING A CONCENTRATE OF NATURAL ASPHALTENE IN FLUXING OIL SUITABLE FOR USE IN PREPARING ASPHALT BLENDS	United States of America
62/711075	Expired	COMPOSITION COMPRISING A CONCENTRATE OF NATURAL ASPHALTENE IN FLUXING OIL SUITABLE FOR USE IN PREPARING ASPHALT BLENDS	United States of America
PCT/US2019/043684	Expired	COMPOSITION COMPRISING A CONCENTRATE OF NATURAL ASPHALTENE IN FLUXING OIL SUITABLE FOR USE IN PREPARING ASPHALT BLENDS	Patent Cooperation Treaty
63/115893	Expired	GILSONITE-MODIFIED ROOFING FLUX	United States of America
7662226	Expired	PRETREATED AGGREGATE FOR HOTMIX ASPHALT CONCRETE APPLICATIONS AND OTHER APPLICATIONS	United States of America
7264667	Expired	PRETREATED AGGREGATE FOR HOTMIX ASPHALT CONCRETE APPLICATIONS AND OTHER APPLICATIONS	United States of America
5728202	Expired	GILSONITE MODIFIED, NATURAL, HYDROCARBON-ENRICHED SAND COMPOSITION	United States of America

TRADEMARK

REEL: 008349 FRAME: 0460

RECORDED: 02/20/2024