Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)

06-10-2002 U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

Tab settings ⇒⇔ ▼ 1021	1667
To the Honorable Commissioner of Patents and Trademarks: I	Please record the attached original documents or copy thereof.
1. Name of conveying party(ies): American Capital Strategies, Ltd. 6-3-02 Individual(s) Association	2. Name and address of receiving party(ies) Name:Immunogenetics, Inc. Internal Address:
General Partnership Limited Partnership Corporation-State – Delaware Other	Street Address: 105 Lincoln Avenue City: Buena State: NJ Zip: 08310 Individual(s) citizenship G Association G
Additional name(s) of conveying party(ies) attached? Yes No	General Partnership
3. Nature of conveyance: Assignment Merger Security Agreement Change of Name ✓ Other_Termination and Release Execution Date: May 31, 2002	Limited Partnership Corporation-State Delaware Other If assignee is not domiciled in the United States, a doraestic representative designation is attached: (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? Yes No
4. Application number(s) or registration number(s): A. Trademark Application No.(s)	B. Trademark Registration No.(s) 1,461,618
Additional number(s) att	ached Yes 🗸 No
5. Name and address of party to whom correspondence concerning document should be mailed: Name: Michael J. McCormack, Esq.	6. Total number of applications and registrations involved:
Internal Address: Bingham Dana LLP	7. Total fee (37 CFR 3.41)\$_40.00 Enclosed Authorized to be charged to deposit account
Street Address: 150 Federal Street	8. Deposit account number: 500927
City: Boston State: MA Zip: 02110 DO NOT USE	THIS SDACE
9. Signature.	THIS SPACE
Michael J. McCormack Name of Person Signing Total number of pages including covers Mail documents to be recorded with	

Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

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ImmunoGenetics, Inc. <u>Attachment to No. 4A and 4B</u>

Trademark	Api	plication	No.	(\mathbf{z})
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NONE

Trademark Registration No.(s)

1,461,618

CTDOCS:1499133.1

TERMINATION AND RELEASE OF TRADEMARK SECURITY AGREEMENT

TERMINATION AND RELEASE OF TRADEMARK SECURITY AGREEMENT, dated as of May 31, 2002, by and between American Capital Strategies, Ltd., a Delaware corporation, with offices at Two Bethesda Center – 14th Floor, Bethesda, Maryland 20814, (the "Lender"), under the Trademark Agreement (as defined herein) and IMMUNOGENETICS, INC., a Delaware corporation, having its principal place of business at 105 Lincoln Avenue, Buena, New Jersey 08310 (the "Company").

WHEREAS, pursuant to the terms of (i) the Note and Equity Purchase Agreement, dated October 29, 1999 between the Company, IGEN, Inc., IGI, Inc. and Blood Cells, Inc. (collectively, the "Borrowers") and the Lender, as amended and in effect from time to time, (the "Purchase Agreement"), and (ii) the Trademark Security Agreement (the "Trademark Agreement"), dated as of October 29, 1999, between the Company and the Lender, as amended and in effect from time to time, and recorded with the U.S. Patent and Trademark Office on April 26, 2000 at (Trademark Reel 002056 and Frame 0510), the Company granted to the Lender a security interest in and lien on, and collaterally assigned to the Lender all of its trademarks, trademark registrations and associated goodwill, including, without limitation, the trademarks identified on Schedule A attached hereto (such trademarks referred to herein as the "Named Trademarks"); and

WHEREAS, the Lender has agreed to terminate and release its security interest and all of its right, title and interest in each of the Named Trademarks as herein provided;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Lender and the Company hereby agree as follows:

- 1. Release and Assignment. The Lender hereby terminates and releases its security interest in and lien on all of the Company's Named Trademarks, and the Lender hereby assigns and transfers to the Company, without recourse, all of the Lender's right, title and interest in and to each of the Named Trademarks and the related trademark registrations and goodwill, effective as of the date set forth above.
- 2. <u>Acknowledgment and Acceptance</u>. The Company hereby acknowledges and accepts the foregoing release and assignment by the Lender.
- 3. <u>Counterparts</u>. This Release may be executed in any number of counterparts which shall together constitute one and the same agreement.

IN WITNESS WHEREOF, the Lender and the Company have executed this Release, to take effect as of the date first set forth above.

AMERICAN CAPITAL STRATEGIES, LTD.

By:
Name: Title:
Accepted:
IMMUNOGENETICS, INC.
By: Domenic Golato Title: Sr. Vice President & CFO
CERTIFICATE OF ACKNOWLEDGMENT
STATE OF MARYLAND)
COUNTY OF)
Before me, the undersigned, a Notary Public in and for the county aforesaid, on this day of May, 2002, personally appeared to me known personally, and who, being by me duly sworn, deposes and says that he is THE of AMERICAN CAPITAL STRATEGIES, LTD., and that said
instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and said officer acknowledged said instrument to be the free act and deed of said corporation.
Notary Public My Commission Expires:

-2-

IN WITNESS WHEREOF, the Lender and the Company have executed this Release, to take effect as of the date first set forth above.

AMERICAN CAPITAL STRATEGIES, LTD.

By: Name: 17

itle: <u>FUP +0</u>

Accepted:

IMMUNOGENETICS, INC.

Name: Domenic Golato

Title: Sr. Vice President & CFO

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF MARYLAND

COUNTY OF Bringe Secrets

Notary Public

My Commission Expires:

Samantha L. Blizzard My Commission Expires On

December 1, 2002

Errori Unknown document property name.

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF M	ASSACHUSETTS)
COUNTY OF	Suffolk)ss.)

Before me, the undersigned, a Notary Public in and for the county aforesaid, on this _3/5+ day of May, 2002, personally appeared Domenic Golato to me known personally, and who, being by me duly sworn, deposes and says that he is a Sr. Vice President and CFO of IMMUNOGENETICS, INC., and that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and said officer acknowledged said instrument to be the free act and deed of said corporation.

Notary Public
My Commission Expires: 5/8/03

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SCHEDULES TO TRADEMARK SECURITY AGREEMENT BETWEEN IMMUNOGENTEICS, INC. AND AMERICAN CAPITAL

SCHEDULE A

TRADEMARKS OF IMMUNOGENETICS, INC.

Trademarks For Owner: IMMUNOGENETICS, INC. Date of Report: 130C1999

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Mark: VINELAND				Goods:					

Trademarks For Owner: IMMUNOGENETICS, INC. Date of Report: 130C1999

SCHEDULE B

1. Patent and Trademark License Between Igen, Inc. and ImmunoGenetics, Inc., dated January 1, 1998.

RECORDED: 06/03/2002