

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM762532

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	SECURITY INTEREST		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
FNX-INNOV INC		10/06/2022	Corporation: CANADA
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	BUSINESS DEVELOPMENT BANK OF CANADA		
<b>Street Address:</b>	5, Place Ville-Marie		
<b>City:</b>	Montreal		
<b>State/Country:</b>	CANADA		
<b>Postal Code:</b>	H3B 5E7		
<b>Entity Type:</b>	Corporation: CANADA		
<b>PROPERTY NUMBERS Total: 2</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Serial Number:</b>	88320986	FNX-INNOV	
<b>Serial Number:</b>	88320971	FNX-ENERPRO	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>			
<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>			
<b>Phone:</b>	216-781-1212		
<b>Email:</b>	Trademarks@walterhav.com		
<b>Correspondent Name:</b>	Walter   Haverfield LLP		
<b>Address Line 1:</b>	1301 E. Ninth St., Suite 3500		
<b>Address Line 2:</b>	The Tower at Erieview		
<b>Address Line 4:</b>	Cleveland, OHIO 44114		
<b>ATTORNEY DOCKET NUMBER:</b>	70009-00000-904		
<b>DOMESTIC REPRESENTATIVE</b>			
<b>Name:</b>	Walter   Haverfield LLP		
<b>Address Line 1:</b>	1301 E. Ninth St., Suite 3500		
<b>Address Line 2:</b>	The Tower at Erieview		
<b>Address Line 4:</b>	Cleveland, OHIO 44114		
<b>NAME OF SUBMITTER:</b>	sean f. mellino		

OP \$65.00 88320986

<b>SIGNATURE:</b>	/sean f. mellino/
<b>DATE SIGNED:</b>	10/20/2022
<b>Total Attachments: 6</b> source=Security Confirmation Agreement - FNX-INNOV Inc. - 4-10-2022(19879274.1)(19883660.1) (04217675x9EF3B)#page1.tif source=Security Confirmation Agreement - FNX-INNOV Inc. - 4-10-2022(19879274.1)(19883660.1) (04217675x9EF3B)#page2.tif source=Security Confirmation Agreement - FNX-INNOV Inc. - 4-10-2022(19879274.1)(19883660.1) (04217675x9EF3B)#page3.tif source=Security Confirmation Agreement - FNX-INNOV Inc. - 4-10-2022(19879274.1)(19883660.1) (04217675x9EF3B)#page4.tif source=Security Confirmation Agreement - FNX-INNOV Inc. - 4-10-2022(19879274.1)(19883660.1) (04217675x9EF3B)#page5.tif source=Security Confirmation Agreement - FNX-INNOV Inc. - 4-10-2022(19879274.1)(19883660.1) (04217675x9EF3B)#page6.tif	

SECURITY CONFIRMATION AGREEMENT

INTELLECTUAL PROPERTY

TO: BUSINESS DEVELOPMENT BANK OF CANADA (the "Secured Party")

WHEREAS the undersigned (the "Debtor") has granted a deed of hypothec dated as of October 5, 2022 (the "Agreement") in favour of the Secured Party;

WHEREAS pursuant to the Agreement, the Debtor charges and hypothecates in favour of the Secured Party and grants a security interest to the Secured Party in, *inter alia*, all present and future intangibles (incorporeal) of the Debtor, including all of its present and future patents, trademarks, trade names, copyrights and other intellectual property of every nature and kind (the "Intellectual Property");

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Debtor hereby confirms and agrees that the hypothec and security interest created by the Agreement has attached to the Intellectual Property, including, without limitation, the Intellectual Property listed in Schedule A attached hereto and that the Intellectual Property and all proceeds thereof are subject to the Agreement, all as more fully set forth in the Agreement. The Debtor also agrees to execute and deliver to the Secured Party all such further documents and assurances from time to time as the Secured Party may consider necessary or desirable in connection with the foregoing.

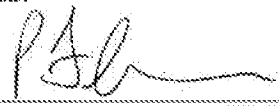
[THE REMAINDER OF THIS PAGE HAS BEEN INTENTIONALLY LEFT BLANK]

DATED as of the 6<sup>th</sup> day of October, 2022.

FNX-INNOV INC.

BY:   
Name: François Gaudreau  
Title: President

DECLARED before me in the City of Montreal in the province of Québec, this 6<sup>th</sup> day of October, 2022.

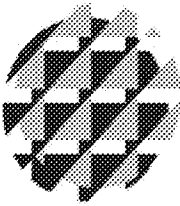

  
Commissioner of oaths for the province of Québec

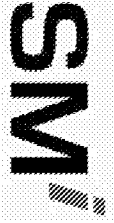
PASQUALE FILIPPELLI  
COMMISSAIRE À L'ASSERMENTATION  
DISTRICTS JUDICIAIRES DU QUÉBEC  
ET L'EXTÉRIEUR DU QUÉBEC # 222903  
AFFIRMÉ SOLENNELLEMENT DEVANT MOI  
à Montreal ce 6 Octobre 2022

**SCHEDULE A**  
**INTELLECTUAL PROPERTY**

See attached.

**Portfolio - FNX INNOV (no. de client 317198) et A.X.C Construction inc (no. de client 322875)**

Reference #	Mark	Country	Image	Application #	File Date	Registration #	Registration Date	Owner Name	Status
317198.00004	FNX-INNOV	CANADA		1,933,200	2018-11-29			FNX-INNOV INC.	PENDING
317198.00006	FNX-INNOV	UNITED STATES		88/320,986	2019-02-28			FNX-INNOV INC.	PENDING
317198.00007	FNX-ENERPRO	CANADA		1,941,589	2019-01-18			FNX-INNOV INC.	PENDING
317198.00023	DESSIN D'UNE SPHERE	CANADA		1,344,684	2007-04-24	738,374	2009-04-20	FNX-INNOV INC.	REGISTERED
317198.00024	ENERPRO	CANADA		1,560,219	2012-01-13	856,429	2013-07-29	FNX-INNOV INC.	REGISTERED
317198.00026	FNX-ENERPRO	UNITED STATES		88/320,971	2019-02-28			FNX-INNOV INC.	PENDING
317198.00027	SMI-ENERPRO	CANADA		1,560,217	2012-01-13	856,427	2013-07-29	FNX-INNOV INC.	REGISTERED
317198.00028	ENERPRO	CANADA		1,560,218	2012-01-13	856,428	2013-07-29	FNX-INNOV INC.	REGISTERED
317198.00097	FNX-INNOV	EUROPEAN UNION (EUTM & RCD)		18663661	2022-02-28			FNX-INNOV INC.	OPPOSED
322875.00011	AXC	CANADA		2,130,367	2021-08-31			FNX-INNOV INC.	PENDING
322875.00012	SMI Dessin	CANADA		2,130,368	2021-08-31			FNX-INNOV INC.	PENDING

322875.00013	SMI Dessin	EUROPEAN UNION (EUTM & RCD)		018663658	2022-02-28	018663658	2022-06-30	FNX-INNOV INC.	REGISTERED
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Report Criteria

Client: 317198

For: Patents

Printed On: 09 Sep 2022 03:56:07 PM

FNX-INNOV INC.

Fasken Reference #	Title	Country ID	Serial #	Filed Date	Patent #	Issue Date	Status
317198.00009	DATA CENTER COOLING SYSTEM	CA	2,856,695	11/22/2011	2,856,695	2020-09-06	TO BE CLOSED
317198.00010	DATA CENTER COOLING SYSTEM	US	14/360,194	11/22/2011	9,320,177	04/19/2016	INSTR TO ABD
317198.00011	DATA CENTER COOLING SYSTEM	US	15/130,268	04/15/2016	9,706,689	2017-11-07	ISSUED
317198.00012	DATA CENTER COOLING SYSTEM	EP	16196635.3	11/22/2011			CLOSED
317198.00013	DATA CENTER COOLING SYSTEM	FR	EP11794894.3	11/22/2011	2,783,556	2016-02-11	CLOSED
317198.00014	DATA CENTER COOLING SYSTEM	GB	11794894.3	11/22/2011	2,783,556	2016-02-11	CLOSED
317198.00015	DATA CENTER COOLING SYSTEM	DE	11794894.3	11/22/2011	DE 60 2011 031	2016-02-11	CLOSED
317198.00016	DATA CENTER COOLING SYSTEM	BE	11 79 4894.3	11/22/2011	2,783,556	2016-02-11	CLOSED
317198.00017	DATA CENTER COOLING SYSTEM	ES	11794894.3	11/22/2011	ES2613068	2016-02-11	CLOSED
317198.00018	DATA CENTER COOLING SYSTEM	IE	11794894.3	11/22/2011	2,783,556	2016-02-11	CLOSED
317198.00019	DATA CENTER COOLING SYSTEM	IT	11794894.3	11/22/2011	5,02017E+14	2016-02-11	CLOSED
317198.00020	DATA CENTER COOLING SYSTEM	LU	11794894.3	11/22/2011	2,783,556	2016-02-11	CLOSED
317198.00021	DATA CENTER COOLING SYSTEM	NL	11794894.3	11/22/2011	2,783,556	2016-02-11	CLOSED
317198.00022	DATA CENTER COOLING SYSTEM	CH	11794894.3	11/22/2011	2,783,556	2016-02-11	CLOSED