

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

Assignment ID: TMI49003

| | | | |
|-----------------------------------|--|-----------------------|--------------------|
| SUBMISSION TYPE: | NEW ASSIGNMENT | | |
| NATURE OF CONVEYANCE: | SECURITY INTEREST | | |
| CONVEYING PARTY DATA | | | |
| Name | Formerly | Execution Date | Entity Type |
| MYERS INDUSTRIES, INC. | | 02/08/2024 | Corporation: OHIO |
| RECEIVING PARTY DATA | | | |
| Company Name: | JPMORGAN CHASE BANK, NATIONAL ASSOCIATION, as Administrative Agent | | |
| Street Address: | IL1-1145/54/63, P.O. Box 6026 | | |
| City: | Chicago | | |
| State/Country: | ILLINOIS | | |
| Postal Code: | 60680-6026 | | |
| Entity Type: | National Banking Association: UNITED STATES | | |
| PROPERTY NUMBERS Total: 28 | | | |
| Property Type | Number | Word Mark | |
| Serial Number: | 98212130 | MYERS TIRE SUPPLY | |
| Serial Number: | 98058420 | MOHAWK | |
| Serial Number: | 97835542 | MTS XPRESS | |
| Serial Number: | 90891720 | ELKHART PLASTICS | |
| Serial Number: | 90891737 | MYERS INDUSTRIES | |
| Serial Number: | 90891749 | MYERS | |
| Serial Number: | 87405584 | LEAN PANEL | |
| Serial Number: | 87405592 | PROCART | |
| Serial Number: | 86379388 | MTS XPRESS | |
| Serial Number: | 86379986 | AKRO-MILS | |
| Serial Number: | 86170460 | ULTRA/DECK | |
| Serial Number: | 86150987 | MTS XPRESS | |
| Serial Number: | 85635692 | MTS PNEUMATICS | |
| Serial Number: | 85145541 | INSIGHT | |
| Serial Number: | 85126078 | INDICATOR | |
| Serial Number: | 85110515 | SHELFMAX | |
| Serial Number: | 85109047 | INSIGHT | |
| Serial Number: | 85109056 | TILTVIEW | |
| Serial Number: | 85109059 | BINTELLIGENCE | |

CH \$715.00.00 98212130

| Property Type | Number | Word Mark |
|----------------|----------|----------------------|
| Serial Number: | 77896506 | MYERS TORQUE TRACKER |
| Serial Number: | 77785661 | AKRODRAWERS |
| Serial Number: | 77561984 | READYSPACE |
| Serial Number: | 78081301 | MI |
| Serial Number: | 75527552 | EUROPASTE |
| Serial Number: | 75146044 | AKROBINS |
| Serial Number: | 73781786 | MYERS TIRE SUPPLY |
| Serial Number: | 72364939 | AM |
| Serial Number: | 78670399 | TUFFY |

CORRESPONDENCE DATA

Fax Number:

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: 3129932652

Email: heather.poitras@lw.com

Correspondent Name: Heather Poitras

Address Line 1: c/o Latham & Watkins LLP

Address Line 2: 330 North Wabash Avenue, Suite 2800

Address Line 4: Chicago, ILLINOIS 60611

| | |
|--------------------------------|-----------------|
| ATTORNEY DOCKET NUMBER: | 049067-0559 |
| NAME OF SUBMITTER: | Heather Poitras |
| SIGNATURE: | Heather Poitras |
| DATE SIGNED: | 02/23/2024 |

Total Attachments: 7

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**SUPPLEMENTAL CONFIRMATORY GRANT OF SECURITY INTEREST
IN UNITED STATES TRADEMARKS**

THIS SUPPLEMENTAL CONFIRMATORY GRANT OF SECURITY INTEREST IN UNITED STATES TRADEMARKS (as the same may be amended, restated, supplemented or otherwise modified from time to time, the “Confirmatory Grant”) is made effective as of February 8, 2024, by and from MYERS INDUSTRIES, INC., an Ohio corporation (the “Grantor”), to and in favor of JPMORGAN CHASE BANK, NATIONAL ASSOCIATION for itself and as Administrative Agent for the Secured Parties (as defined in the Loan Agreement referenced below) (in such capacities, the “Grantee”).

WHEREAS, Myers Industries, Inc., an Ohio corporation (the “Company”), certain of the Company’s Subsidiaries, the Lenders party thereto from time to time and the Grantee have entered into that certain Seventh Amended and Restated Loan Agreement, dated as of September 29, 2022 (as may be further amended, restated, supplemented or otherwise modified from time to time, the “Loan Agreement”).

WHEREAS, the Company and certain Subsidiaries of the Company have entered into that certain Pledge and Security Agreement, dated as of February 8, 2024 (as may be further amended, restated, supplemented or otherwise modified from time to time, the “Security Agreement”).

WHEREAS, the Grantor owns the Trademarks, which Trademarks are pending or registered with the United States Patent and Trademark Office.

NOW, THEREFORE, in consideration of the mutual covenants and agreements set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, it is hereby agreed that:

1) Definitions. All capitalized terms used and not otherwise defined herein shall have the respective meaning given to them in the Loan Agreement or the Security Agreement, as applicable.

2) The Security Interest.

(a) This Confirmatory Grant is made to secure the prompt and complete payment and performance of all the Secured Obligations. Upon the satisfaction of the Final Release Conditions, this Confirmatory Grant shall automatically terminate and all rights to the Trademarks shall revert to the Grantor. Upon such termination, the Grantee shall promptly, upon such satisfaction, execute, acknowledge, and deliver to the Grantor all reasonably requested instruments in writing releasing (and/or evidencing of record the release of) the lien and security interest in the Trademarks acquired under the Security Agreement and this Confirmatory Grant.

(b) The Grantor hereby pledges and grants to the Grantee, on behalf of and for the benefit of the Secured Parties, a security interest in all of the Grantor’s right, title and interest, whether now owned or hereafter acquired, in and to all Trademarks (including those listed on Exhibit A).

(c) Notwithstanding anything to the contrary contained above, the security interest created by this Confirmatory Grant shall not extend to Excluded Assets.

3) Grants, Rights, Remedies. This Confirmatory Grant has been executed in conjunction with the security interest granted under the Security Agreement to the Grantee for the benefit of the Secured Parties. The rights and remedies of the Grantee with respect to the security interest granted herein are without prejudice to and are in addition to those set forth in the Security Agreement and the other Loan Documents, all terms and provisions of which are incorporated herein by reference. In the event that any

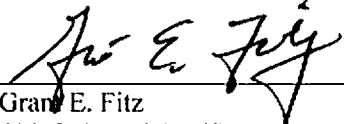
provisions of this Confirmatory Grant are deemed to conflict with the Security Agreement, the provisions of the Security Agreement shall govern and control.

4) Governing Law. **THIS CONFIRMATORY GRANT SHALL BE CONSTRUED IN ACCORDANCE WITH AND GOVERNED BY THE LAW OF THE STATE OF NEW YORK.**

5) Counterparts. This Confirmatory Grant may be executed in counterparts (and by different parties hereto in different counterparts), each of which shall constitute an original, but all of which when taken together shall constitute a single contract. Delivery of an executed counterpart of a signature page of this Confirmatory Grant by telecopy, e-mailed .pdf or any other electronic means that reproduces an image of the actual executed signature page shall be effective as delivery of a manually executed counterpart of this Confirmatory Grant.

IN WITNESS WHEREOF, the Grantor has executed this Confirmatory Grant effective as of the date first written above.

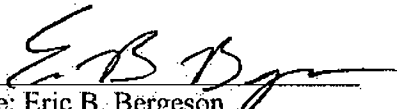
MYERS INDUSTRIES, INC.,
as Grantor

By: 
Name: Grant E. Fitz
Title: Chief Financial Officer and Executive Vice
President

Signature Page for
Supplemental Confirmatory Grant of Security Interest in United States Trademarks

TRADEMARK
REEL: 008353 FRAME: 0368





JPMORGAN CHASE BANK, NATIONAL ASSOCIATION,
as Administrative Agent



By: 
Name: Eric B. Bergeson
Title: Authorized Officer




SUPPLEMENTAL CONFIRMATORY GRANT OF SECURITY INTEREST
IN UNITED STATES TRADEMARKS

Exhibit A

Trademarks and Trademark Applications

| <u>Record Owner</u> | <u>Mark</u> | <u>Status</u> | <u>Class(es)</u> | <u>App. No.</u> | <u>App. Date</u> | <u>Reg. No.</u> | <u>Reg. Date</u> |
|------------------------|--|---------------|---------------------------------------|-----------------|------------------|-----------------|------------------|
| Myers Industries, Inc. | MYERS TIRE SUPPLY (stylized)  | Filed | 35 | 98212130 | 10/06/2023 | | |
| Myers Industries, Inc. | MOHAWK | Filed | 35 | 98058420 | 06/26/2023 | | |
| Myers Industries, Inc. | MTS EXPRESS | Filed | 9, 35 | 97835542 | 03/13/2023 | | |
| Myers Industries, Inc. | ELKHART PLASTICS | Registered | 40 | 90891720 | 08/19/2021 | 6927903 | 12/20/2022 |
| Myers Industries, Inc. | MYERS INDUSTRIES (stylized)  | Filed | 1, 3, 4, 7, 8, 12, 20, 21, 35, 42 | 90891737 | 08/19/2021 | | |
| Myers Industries, Inc. | MYERS (stylized)  | Filed | 1, 3, 4, 7, 8, 12, 20, 21, 35, 40, 42 | 90891749 | 08/19/2021 | | |
| Myers Industries, Inc. | LEAN PANEL | Registered | 20 | 87405584 | 04/10/2017 | 5495206 | 06/19/2018 |
| Myers Industries, Inc. | PROCART | Registered | 12 | 87405592 | 04/10/2017 | 5472965 | 05/22/2018 |
| Myers Industries, Inc. | MTS XPRESS (stylized)  | Registered | 35 | 86379388 | 08/28/2014 | 4716192 | 04/07/2015 |

| <u>Record Owner</u> | <u>Mark</u> | <u>Status</u> | <u>Class(es)</u> | <u>App. No.</u> | <u>App. Date</u> | <u>Reg. No.</u> | <u>Reg. Date</u> |
|------------------------|--|---------------|------------------|-----------------|------------------|-----------------|------------------|
| Myers Industries, Inc. | AKRO-MILS | Registered | 12, 20 | 86379986 | 08/28/2014 | 4716233 | 04/07/2015 |
| Myers Industries, Inc. | ULTRA/DECK | Registered | 12 | 86170460 | 01/21/2014 | 4813700 | 09/15/2015 |
| Myers Industries, Inc. | MTS XPRESS | Registered | 35 | 86150987 | 12/23/2013 | 4693308 | 02/24/2015 |
| Myers Industries, Inc. | MTS PNEUMATICS (stylized)  | Registered | 7 | 85635692 | 05/25/2012 | 4495452 | 03/11/2014 |
| Myers Industries, Inc. | INSIGHT (stylized)  | Registered | 20 | 85145541 | 10/05/2010 | 4061336 | 11/22/2011 |
| Myers Industries, Inc. | INDICATOR | Registered | 20 | 85126078 | 09/09/2010 | 4061259 | 11/22/2011 |
| Myers Industries, Inc. | SHELFMAX | Registered | 20 | 85110515 | 08/18/2010 | 3950525 | 04/26/2011 |
| Myers Industries, Inc. | INSIGHT | Registered | 20 | 85109047 | 08/17/2010 | 4061121 | 11/22/2011 |
| Myers Industries, Inc. | TILTVIEW | Registered | 20 | 85109056 | 08/17/2010 | 4332273 | 05/07/2013 |
| Myers Industries, Inc. | BINTELLIGENCE | Registered | 20 | 85109059 | 08/17/2010 | 4061122 | 11/22/2011 |
| Myers Industries, Inc. | MYERS TORQUE TRACKER | Registered | 35, 42 | 77896506 | 12/18/2009 | 4063914 | 11/29/2011 |
| Myers Industries, Inc. | AKRODRAWERS | Registered | 12, 20 | 77785661 | 07/21/2009 | 3951542 | 04/26/2011 |
| Myers Industries, Inc. | READYSPACE | Registered | 6, 20 | 77561984 | 09/04/2008 | 3782042 | 04/27/2010 |
| Myers Industries, Inc. | MI (stylized) | Registered | 21 | 78081301 | 08/27/2001 | 2771534 | 10/07/2003 |

| <u>Record Owner</u> | <u>Mark</u> | <u>Status</u> | <u>Class(es)</u> | <u>App. No.</u> | <u>App. Date</u> | <u>Reg. No.</u> | <u>Reg. Date</u> |
|---|--|---------------|------------------|-----------------|------------------|-----------------|------------------|
| |  | | | | | | |
| Myers Industries, Inc. | EUROPASTE | Registered | 4 | 75527552 | 07/27/1998 | 2318216 | 02/15/2000 |
| Myers Industries, Inc. | AKROBINS | Registered | 20 | 75146044 | 08/06/1996 | 2123129 | 12/23/1997 |
| Myers Industries, Inc. | MYERS TIRE SUPPLY | Registered | 42 | 73781786 | 02/21/1989 | 1593556 | 04/24/1990 |
| Myers Industries, Inc. | AM (stylized)  | Registered | 20 | 72364939 | 07/10/1970 | 0934937 | 05/30/1972 |
| Myers Industries, Inc. (formerly known as Tuffy Manufacturing, Inc.) | TUFFY  | Registered | 35 | 78670399 | 07/14/2005 | 3179889 | 12/05/2006 |