# CH \$615.00 2425818

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM403967

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	PARTIAL RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY (Second Lien)

# **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Credit Suisse AG, Cayman Islands Branch, as Collateral Agent			the Cayman Islands branch of a bank organized and existing under the laws of Switzerland:

# **RECEIVING PARTY DATA**

Name:	Emerald Carolina Chemical, LLC
Street Address:	c/o Emerald Performance Materials, LLC
Internal Address:	2020 Front Street, Suite 100
City:	Cuyahoga Falls
State/Country:	ОНЮ
Postal Code:	44221
Entity Type:	Limited Liability Company: DELAWARE
Name:	Emerald Hilton Davis, LLC
Street Address:	c/o Emerald Performance Materials, LLC
Internal Address:	2020 Front Street, Suite 100
City:	Cuyahoga Falls
State/Country:	ОНЮ
Postal Code:	44221
Entity Type:	Limited Liability Company: DELAWARE
Name:	Emerald Foam Control, LLC
Street Address:	c/o Emerald Performance Materials, LLC
Internal Address:	2020 Front Street, Suite 100
City:	Cuyahoga Falls
State/Country:	ОНЮ
Postal Code:	44221
Entity Type:	Limited Liability Company: DELAWARE

# **PROPERTY NUMBERS Total: 24**

Property Type	Number	Word Mark
Registration Number:	2425818	FABRITONE
Registration Number:	4572536	FLUFFSOFT

Property Type	Number	Word Mark
Registration Number:	1949417	FREECAT
Registration Number:	1953587	FREECHEM
Registration Number:	2053005	FREEDOM
Registration Number:	1941519	FREELUBE
Registration Number:	1949416	FREEPEL
Registration Number:	1949415	FREEREZ
Registration Number:	1949413	FREETEX
Serial Number:	86138524	SILMERA
Registration Number:	0984804	AQUONIUM
Registration Number:	1039034	AURACOTE
Registration Number:	3077665	COLOR REALM
Registration Number:	0542782	HIDACID
Registration Number:	1975942	HILTON DAVIS
Registration Number:	0690383	SEATONE
Registration Number:	0993548	SUP-R-CONC
Registration Number:	1137133	SUP-R-CRYL
Registration Number:	3066994	OBSIDIAN
Registration Number:	3430788	MULTIJET
Registration Number:	3430793	POLYJET
Registration Number:	2699569	FOAM BLAST
Registration Number:	1210144	MASIL
Registration Number:	1112050	MAZU

## **CORRESPONDENCE DATA**

**Fax Number:** 2123108007

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: (212) 310-8809
Email: Juan.Arias@weil.com

Correspondent Name: Young Lee

Address Line 1: Weil, Gotshal & Manges LLP

Address Line 2: 767 Fifth Avenue

Address Line 4: New York, NEW YORK 10153

ATTORNEY DOCKET NUMBER:	Young Lee 43708.0004
NAME OF SUBMITTER:	YOUNG LEE
SIGNATURE:	/YOUNG LEE/
DATE SIGNED:	11/01/2016

**Total Attachments: 4** 

source=Second Lien Release of Security Interest#page1.tif

source=Second Lien Release of Security Interest#page2.tif source=Second Lien Release of Security Interest#page3.tif source=Second Lien Release of Security Interest#page4.tif

# PARTIAL RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

This **PARTIAL RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY** (the "Release") dated as of October 31, 2016, is granted by Credit Suisse AG, Cayman Islands Branch, as Collateral Agent (the "Collateral Agent") to Emerald Hilton Davis, LLC, Emerald Carolina Chemical, LLC, and Emerald Foam Control, LLC (each a "Grantor" and collectively the "Grantors"). Capitalized terms not otherwise defined herein have the meaning assigned to them in the Credit Agreement or the Security Agreement, referred to below, as applicable.

### WITNESSETH

WHEREAS, Emerald Performance Materials, LLC (the "Borrower"), the Lenders party thereto and Credit Suisse AG, Cayman Islands Branch, as Collateral Agent and Administrative Agent, entered into that certain Second Lien Credit Agreement dated as of August 1, 2014 (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the "Credit Agreement") and the Borrower, the Guarantors party thereto and the Collateral Agent entered into that certain Second Lien Security Agreement dated as of August 1, 2014 (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the "Security Agreement") and certain other Security Documents;

WHEREAS, pursuant to the Credit Agreement and the Security Agreement, the Grantors executed and delivered to the Collateral Agent that certain (i) Second Lien Patent Security Agreement dated as of August 1, 2014 (the "Patent Security Agreement") and recorded with the United States Patent and Trademark Office ("USPTO") on August 5, 2014 at Reel/Frame Nos. 33472/0474 and 33472/0803 and (ii) Second Lien Trademark Security Agreement dated as of August 1, 2014 (the "Trademark Security Agreement") and recorded with the USPTO on August 5, 2014 at Reel/Frame Nos. 5337/0001, 5336/0953, and 5337/0165, pursuant to which the Grantors granted to the Collateral Agent for the benefit of the Secured Parties a continuing security interest (the "Security Interest") in their right, title and interest in, to and under the Patent Collateral (as defined in the Patent Security Agreement) and the Trademark Collateral (as defined in the Trademark Security Agreement) (collectively the "Intellectual Property Collateral");

WHEREAS, the Collateral Agent has agreed to release its Security Interest in all of its right, title and interest in, to and under the patents, patent applications, trademark registrations, and trademark applications set forth in Schedule I, attached hereto and incorporated herein by this reference (the "Released Collateral"), and to reconvey any and all of its right, title, and interest in and to the Released Collateral to the Grantors; and

WHEREAS, the Security Interest in the remaining Intellectual Property Collateral granted to the Collateral Agent pursuant to the Patent Security Agreement and the Trademark Security Agreement (the "Remaining Collateral") will be unaffected by this Release and such Security Interest will continue in full force and effect.

NOW, THEREFORE, in consideration of the foregoing, the Collateral Agent hereby DISCHARGES, TERMINATES and RELEASES, without recourse, representation or warranty, its security interest in all of its right, title and interest in, to and under the Released Collateral. The undersigned hereby transfers and assigns to the Grantors, without recourse, representation or warranty, any and all right, title and interest that the Collateral Agent may have obtained in, to and under the Released Collateral under the Credit Agreement and the Security Agreement.

IN WITNESS WHEREOF, the Collateral Agent has caused this Release to be duly executed and delivered as of the date first written above.

CREDIT SUISSE AG, CAYMAN ISLANDS BRANCH,

as Collateral Agent

By: Vipu Dhadda

Title: Authorized Signatory

By: \_\_\_\_\_

Name: D. Andrew Maletta
Title: Authorized Signatory

**REEL: 005911 FRAME: 0680** 

# SCHEDULE I

to

# PARTIAL RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

# **PATENTS**

Patent title	<u>Country</u>	Application No./ Filing Date	Patent No./ Issue Date	<u>Owner</u>
Electrochemical Production Of Dyes Using Graphite Felt Electrodes	United States of America	10/373901 25 February 2003	6,984,303 10 January 2006	Emerald Hilton Davis, LLC
Self-Assembled Nanostructured Particle and method for Preparing/ A Template, Scaffold Process To Prepare, Self-Assembled Nano-Structured Particles As Inclusions With A Gel/Melt Of Modified.	United States of America	14/346,339 21 March 2014	9,458,322 4 October 2016	Emerald Hilton Davis, LLC
Urea-Derived Products and Methods for Making Same	United States of America	10/16/2012	-	Emerald Carolina Chemical jointly developed under license with Proctor & Gamble (see license agreement)
Composition and Method for Improvement of Block Resistance Coating and Compositions	United States of America	61/866,701 10/4/2013	-	Emerald Carolina Chemical, LLC

# **TRADEMARKS**

<u>Owner</u>	<u>Trademark</u>	Country	App. No./ Filing Date	Reg. No./ Reg. Date
Emerald Carolina Chemical, LLC	FABRITONE	United States of America	75/714381 5/26/1999	2425818 1/30/2001
Emerald Carolina Chemical, LLC	FLUFFSOFT	United States of America	86193149 February 13, 2014	4572536 7/22/2014
Emerald Carolina Chemical, LLC	FREECAT	United States of America	74/441827 9/30/1993	1949417 1/16/1996
Emerald Carolina Chemical, LLC	FREECHEM	United States of America	74/441815 9/30/1993	1953587 1/30/1996
Emerald Carolina Chemical, LLC	FREEDOM	United States of America	74/363699 3/2/1993	2053005 4/15/1997
Emerald Carolina Chemical, LLC	FREELUBE	United States of America	74/441810 9/30/1993	1941519 12/12/1995
Emerald Carolina Chemical, LLC	FREEPEL	United States of America	74/441817 9/30/1993	1949416 1/16/1996
Emerald Carolina Chemical, LLC	FREEREZ	United States of America	74/441816 9/30/1993	1949415 1/16/1996
Emerald Carolina Chemical, LLC	FREETEX	United States of America	74/441812 9/30/1993	1949413 1/16/1996

Emerald Carolina Chemical, LLC	SILMERA	United States of America	86138524 12/9/2013	-
Emerald Hilton Davis, LLC	AQUONIUM	United States of America	72/459431 6/5/1973	0984804 5/28/1974
Emerald Hilton Davis, LLC	AURACOTE	United States of America	73/058782 7/25/1975	1039034 5/11/1976
Emerald Hilton Davis, LLC	COLOR REALM	United States of America	78/437726 6/18/2004	3077665 4/4/2006
Emerald Hilton Davis, LLC	HIDACID (Stylized)	United States of America	71/596450 4/27/1950	0542782 5/22/1951
Emerald Hilton Davis, LLC	HILTON DAVIS	United States of America	74/594569 11/3/1994	1975942 5/28/1996
Emerald Hilton Davis, LLC	SEATONE	United States of America	72/060187 10/6/1958	0690383 12/29/1959
Emerald Hilton Davis, LLC	SUP-R-CONC	United States of America	72/448132 2/8/1973	0993548 9/24/1974
Emerald Hilton Davis, LLC	SUP-R-CRYL	United States of America	73/204110 2/16/1979	1137133 6/24/1980
Emerald Hilton Davis, LLC	OBSIDIAN	United States of America	75/777823 8/17/1999	3066994 3/14/2006
Emerald Hilton Davis, LLC	MULTIJET	United States of America	77/279564 9/14/2007	3430788 5/20/2008
Emerald Hilton Davis, LLC	POLYJET	United States of America	77/279590 9/14/2007	3430793 5/20/2008
Emerald Foam Control, LLC	FOAM BLAST	United States of America	76/285482 7/16/2001	2699569 3/25/2003
Emerald Foam Control, LLC	MASIL	United States of America	73/172877 6/2/1978	1210144 9/28/1982
Emerald Foam Control, LLC	MAZU	United States of America	73/172878 6/2/1978	1112050 1/30/1979

US-DOCS\72773983.2

**RECORDED: 11/01/2016**