# OP \$140.00 4564644

#### TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM507157

SUBMISSION TYPE: NEW ASSIGNMENT

NATURE OF CONVEYANCE: RELEASE OF SECURITY INTEREST

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Silicon Valley Bank		01/17/2019	Corporation: CALIFORNIA

#### **RECEIVING PARTY DATA**

Name:	Swirl Networks, Inc.			
Street Address:	40 Broad St.			
Internal Address:	6th Floor			
City:	Boston			
State/Country:	MASSACHUSETTS			
Postal Code:	02109			
Entity Type:	Corporation: DELAWARE			

#### **PROPERTY NUMBERS Total: 5**

Property Type Number		Word Mark		
Registration Number:	4564644	SWIRL		
Registration Number:	4568745	SWIRL		
Registration Number:	4277241	SWIRL		
Registration Number:	4682704	SWIRL		
Registration Number:	4646413	SECURECAST		

#### CORRESPONDENCE DATA

**Fax Number:** 6123408827

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:** 612-492-6842

**Email:** ip.docket@dorsey.com

Correspondent Name: Jeffrey R. Cadwell, Dorsey & Whitney LLP

Address Line 1: 50 South Sixth Street

Address Line 2: Suite 1500

Address Line 4: Minneapolis, MINNESOTA 55402-1498

NAME OF SUBMITTER:	Jeffrey R. Cadwell
SIGNATURE:	/Jeffrey R. Cadwell/
DATE SIGNED:	01/24/2019

#### **Total Attachments: 7**

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### TERMINATION AND RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

This TERMINATION AND RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY (this "Release") is effective as of January 17, 2019, by Silicon Valley Bank, a California corporation, with a loan production office located at 275 Grove Street, Suite 2-200, Newton, Massachusetts 02466 (the "Bank") in favor of Swirl Networks, Inc., a Delaware corporation, with a principal place of business located at 40 Broad Street, 6th Floor, Boston, Massachusetts 02109 (the "Debtor").

WHEREAS, the Bank and Debtor are parties to a Loan Agreement dated as of April 5, 2018 (as amended, modified, supplemented and/or restated to date and from time to time, the "Loan Agreement");

WHEREAS, pursuant to the Loan Agreement, Debtor executed and delivered that certain Intellectual Property Security Agreement dated as of August 8, 2018 (as amended, restated, supplemented or otherwise modified prior to the date hereof, the "Intellectual Property Security Agreement") granting the Bank a security interest in certain Copyrights, Trademarks, Patents, and Mask Works (each as defined in the Intellectual Property Security Agreement);

WHEREAS, the Intellectual Property Security Agreement was recorded with the United States Patent and Trademark Office ("PTO") against certain Trademarks on August 9, 2018, at Reel 6408, Frame 0304, and against certain Patents on August 9, 2018, at Reel 046592, Frame 0821:

WHEREAS, pursuant to that certain letter agreement dated January 14, 2019, by and between the Bank and Debtor (the "Pay-Off Letter") all security interests and liens granted to the Bank by Debtor in the collateral, including without limitation, the Copyrights, Trademarks, Patents, and Mask Works, automatically terminate upon the Bank's timely receipt of the payoff amount specified in the Pay-Off Letter; and

WHEREAS, Debtor desires written confirmation of the Bank's release of its security interest in the Copyrights, Trademarks, Patents, and Mask Works for recordation.

**NOW, THEREFORE**, in consideration of the foregoing and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Bank hereby agrees as follows:

- 1. <u>Definitions</u>. Unless otherwise defined herein, all capitalized terms have the meanings provided in the Intellectual Property Security Agreement.
- 2. <u>Confirmation of Release of Security Interest</u>. The Bank hereby terminates, releases, and forever discharges its security interest in the Copyrights, Trademarks, Patents, and Mask Works, including without limitation the Copyrights appearing on <u>Exhibit A</u>, the Patents appearing on <u>Exhibit B</u>, the Trademarks appearing on <u>Exhibit C</u>, and the Mask Works appearing on <u>Exhibit D</u>, all exhibits attached hereto.
- 3. <u>Recordation</u>. The Bank authorizes the Commissioner for Patents, the Commissioner for Trademarks, and the Register of Copyrights, and any other government officials to record and register this Release.

- 4. <u>Execution in Counterparts</u>. This Release may be executed in counterparts, each of which when taken together shall constitute a single contract. Delivery of an executed counterpart of a signature page to this Release by facsimile or in electronic (i.e., "pdf" or "tif" format) shall be effective as delivery of a manually executed counterpart of this Release.
- 5. <u>Successors and Assigns</u>. This Release will be binding on and shall inure to the benefit of the parties hereto and their respective successors and assigns.

[Signature page follows.]

IN WITNESS WHEREOF, the Bank, by its duly authorized officer, has caused this Release to be duly executed as of the date set forth above.

SILICON VALLEY BANK

Ву

Name: 10000

Title: Director

## EXHIBIT A COPYRIGHTS

NONE

## EXHIBIT B PATENTS

Title	Country	App. No.	Filing Date	Patent Number
Systems And Methods For Display Of Supplemental Content Responsive To Micro-Location	U.S.	61/759,641	2/1/2013	
Systems And Methods For Display Of Supplemental Content Responsive To Micro-Location	U.S.	PCT/US2014 /014059	1/31/2014	
Systems And Methods For Display Of Supplemental Content Responsive To Location	U.S.	14746451.5	8/28/2015	
Systems And Methods For Display Of Supplemental Content Responsive To Location	U.S.	14/100,699	12/9/2013	8,781,592
Systems And Methods For Display Of Supplemental Content Responsive To Micro-Location	U.S.	61/822,568	5/13/2013	
Systems And Methods For Encrypting Location Broadcasts	U.S.	14/107,873	12/16/2013	9,715,698
Systems And Methods For Encrypting Location Broadcast	U.S.	14/169,964	1/31/2014	
Systems And Methods For Encrypting Location Broadcast	U.S.	15/352,404	11/15/2016	
Systems and Methods For Display of Supplemental Content Responsive to Location	China	CN20148001 8022	1/31/2014	
Systems and Methods For Display of Supplemental Content Responsive to Location	Europe	EP14746451	1/31/2014	

#### EXHIBIT C TRADEMARKS

Mark	Juris	Class	App. Date	App. No.	Reg. Date	Reg. No.	Status	Next Maintenance / Renewal Deadline
SWIRL	US	9	3/28/12	85582930	7/8/14	4564644	Registered	7/8/20
SWIRL	US	35	3/29/12	85583365	7/15/14	4568745	Registered	7/15/20
SWIRL	US	45	3/29/12	85583385	1/15/13	4277241	Registered	1/15/19
SWIRL	US	9, 42	10/4/13	86083092	2/3/15	4682704	Registered	2/3/21
SWIRL	EU	9, 35, 42, 45	9/10/12	011176898	2/5/13	011176898	Registered	9/10/22
SWIRL	EU	9, 38, 42	2/18/14	012608816	7/9/14	012608816	Registered	2/18/24
SWIRL	JP	9, 42	2/19/14	2014-12177	8/1.5/14	5694982	Registered	8/15/24
SWIRL	KR	9,42	4/3/14	45-2014- 0002564	10/1/15	45-0059384	Registered	10/1/25
SECUREC AST	US	9	10/3/13	86081881	11/25/14	4646413	Registered	11/25/20
SECUREC AST	EU	9, 38	2/14/14	012602942	7/5/14	012602942	Registered	2/14/24
SECUREC AST	1b	9	2/19/14	2014-12178	8/15/14	5694983	Registered	8/15/24
SWx	EU	35, 38, 42	6/9/15	014221899	11/20/15	014221899	Registered	6/9/25
SWx	1b	35, 42	6/9/15	2015- 054427	10/16/15	5799965	Registered	10/16/25

#### EXHIBIT D MASK WORKS

NONE