

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM514569

|  |                                     |                        |                               |
|--|-------------------------------------|------------------------|-------------------------------|
| <b>SUBMISSION TYPE:</b>                          | NEW ASSIGNMENT                      |                        |                               |
| <b>NATURE OF CONVEYANCE:</b>                     | RELEASE OF SECURITY INTEREST        |                        |                               |
| <b>CONVEYING PARTY DATA</b>                      |                                     |                        |                               |
| <b>Name</b>                                      | <b>Formerly</b>                     | <b>Execution Date</b>  | <b>Entity Type</b>            |
| THE BANK OF NEW YORK MELLON, AS THIRD LIEN AGENT |                                     | 02/22/2019             | BANKING ASSOCIATION: NEW YORK |
| <b>RECEIVING PARTY DATA</b>                      |                                     |                        |                               |
| <b>Name:</b>                                     | DJO, LLC                            |                        |                               |
| <b>Street Address:</b>                           | 1430 Decision Street                |                        |                               |
| <b>City:</b>                                     | Vista                               |                        |                               |
| <b>State/Country:</b>                            | CALIFORNIA                          |                        |                               |
| <b>Postal Code:</b>                              | 92081                               |                        |                               |
| <b>Entity Type:</b>                              | Limited Liability Company: DELAWARE |                        |                               |
| <b>Name:</b>                                     | DJO Consumer, LLC                   |                        |                               |
| <b>Street Address:</b>                           | 1430 Decision Street                |                        |                               |
| <b>City:</b>                                     | Vista                               |                        |                               |
| <b>State/Country:</b>                            | CALIFORNIA                          |                        |                               |
| <b>Postal Code:</b>                              | 92081                               |                        |                               |
| <b>Entity Type:</b>                              | Limited Liability Company: DELAWARE |                        |                               |
| <b>Name:</b>                                     | Encore Medical, L.P.                |                        |                               |
| <b>Street Address:</b>                           | 1430 Decision Street                |                        |                               |
| <b>City:</b>                                     | Vista                               |                        |                               |
| <b>State/Country:</b>                            | CALIFORNIA                          |                        |                               |
| <b>Postal Code:</b>                              | 92081                               |                        |                               |
| <b>Entity Type:</b>                              | Limited Partnership: DELAWARE       |                        |                               |
| <b>PROPERTY NUMBERS Total: 32</b>                |                                     |                        |                               |
| <b>Property Type</b>                             | <b>Number</b>                       | <b>Word Mark</b>       |                               |
| <b>Registration Number:</b>                      | 4984470                             | EMPOWR 3D KNEE         |                               |
| <b>Registration Number:</b>                      | 4862686                             | EXPRT                  |                               |
| <b>Registration Number:</b>                      | 4967435                             | EXPRT PRECISION SYSTEM |                               |
| <b>Registration Number:</b>                      | 4851358                             | A22                    |                               |
| <b>Registration Number:</b>                      | 4851361                             | A22                    |                               |
| <b>Registration Number:</b>                      | 4881162                             | DONJOY PERFORMANCE     |                               |

TRADEMARK

| Property Type        | Number   | Word Mark                       |
|----------------------|----------|---------------------------------|
| Registration Number: | 4881163  | D DONJOY PERFORMANCE            |
| Registration Number: | 5055619  | MOTIONSUITE                     |
| Registration Number: | 5147368  | MOTIONSUITE                     |
| Registration Number: | 5065412  | FIND YOUR COMFORT               |
| Registration Number: | 5151976  | CHATTANOOGA REVOLUTION WIRELESS |
| Registration Number: | 5060666  | BLUPRINT                        |
| Registration Number: | 5324314  | CLOUD IMPRINT                   |
| Registration Number: | 4913725  | DEFENDER                        |
| Registration Number: | 4913726  | DEFENDER TAPE                   |
| Registration Number: | 5286865  | ALTIVATE EXTREMITY SOLUTIONS    |
| Registration Number: | 5157062  | ANAFORM                         |
| Registration Number: | 5142678  | ANAFORM                         |
| Registration Number: | 4951074  | EXOS                            |
| Registration Number: | 5196455  | PINPOINT                        |
| Registration Number: | 5044251  | CHATTANOOGA                     |
| Registration Number: | 5044255  | C CHATTANOOGA                   |
| Registration Number: | 5036557  | TRU-PULL                        |
| Registration Number: | 5177876  | COLDFORM                        |
| Registration Number: | 5177877  | AIRSPORT                        |
| Registration Number: | 5116012  | GERMWAR                         |
| Serial Number:       | 86764516 | STRIVE                          |
| Serial Number:       | 86776988 | MOTIONIQ                        |
| Serial Number:       | 86893632 | DONJOY PATELLA X STRAP          |
| Serial Number:       | 86893634 | OA CLIMA-FLEX                   |
| Serial Number:       | 86947817 | RENEGADE                        |
| Serial Number:       | 86949271 | WARZONE                         |

**CORRESPONDENCE DATA**

Fax Number: 3017624056

*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.*

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Email: efile@usiplaw.com

Correspondent Name: EDELL, SHAPIRO & FINNAN, LLC

Address Line 1: 9801 Washingtonian Boulevard, Suite 750

Address Line 4: Gaithersburg, MARYLAND 20878

NAME OF SUBMITTER: Megan K. Bowen

SIGNATURE: /Megan K. Bowen/

DATE SIGNED: 03/15/2019

**Total Attachments: 14**

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## RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY (Third Lien)

This RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY (the "Release") is made as of February 22, 2019, by THE BANK OF NEW YORK MELLON as third lien agent (in such capacity, the "Third Lien Agent"), in favor of DJO, LLC, DJO Consumer, LLC, Encore Medical, L.P., Elastic Therapy, LLC, Rikeo International, LLC, Encore Medical Asset Corporation, and Empi, Inc. (collectively, the "Grantors").

Reference is made hereby to (i) the Indenture, dated as of May 7, 2015 (the "Third Lien Indenture"), among DJO Finance LLC, as issuer (the "Company"), DJO Finance Corporation, as co-issuer (the "Co-Issuer" and, together with the Company, the "Issuers"), the Grantors party thereto and The Bank of New York Mellon, as Trustee (in such capacity, the "Third Lien Trustee") and Third Lien Agent, and (ii) the Third Lien Security Agreement, dated as of May 7, 2015 (the "Third Lien Security Agreement"), among the Issuers, the grantors from time to time party thereto, and the Third Lien Agent.


For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Third Lien Agent, on behalf of itself and the Third Lien Secured Parties (as defined in the Indenture), does hereby agree as follows:

1. The Third Lien Agent, without recourse, representation or warranty of any kind, hereby (a) terminates any security agreement to which it is a party as listed in Schedule A attached hereto, (b) releases, relinquishes, terminates and discharges the liens on property identified on Schedule A (including, without limitation, any liens on property in connection with any security documents listed on Schedule A attached hereto and (c) reassigns to the Grantors any and all right, title and interest of any nature whatsoever which it may hold in or to any of the copyrights, trademarks or patents (including, without limitation, the copyrights, trademarks and patents identified on Schedule A attached hereto), associated common law rights and goodwill appurtenant thereto, and reassigns to the Grantors any and all rights to sue for and collect damages for past infringements, in each case to the extent granted under the security agreements listed in Schedule A attached hereto.
2. The Third Lien Agent authorizes the Register of Copyrights, the Commissioner of Trademarks, the Commissioner of Patents, each as applicable, and any other applicable governmental authority to record this Release.
3. At the reasonable request and sole expense of the Grantors, the Third Lien Agent, on behalf of itself and the Third Lien Secured Parties, agrees to execute, acknowledge and deliver all such further instruments delivered to it and requested of it by the Grantors necessary to carry out the purposes of this Release.

*[Signature page follows]*

IN TESTIMONY WHEREOF, the Third Lien Agent has executed this Release by its proper officers thereunto duly authorized.

THE BANK OF NEW YORK MELLON, as Third  
Lien Agent

By:   
Name: Mary Miselis  
Title: Vice President

Schedule A

Trademarks - Security Agreements

1. The Third Lien Trademark Security Agreement, dated as of March 30, 2018, by DJO, LLC, DJO Consumer, LLC and Encore Medical, L.P. in favor of The Bank of New York Mellon in its capacity as the Third Lien Agent, recorded in the U.S. Patent and Trademark Office (USPTO) at USPTO Reel/Frame No. 6304/0455, and including:

| Serial No. | Registration No. |
|------------|------------------|
| 73026352   | 1012936          |
| 73446066   | 1302476          |
| 73480563   | 1325589          |
| 73641513   | 1454091          |
| 74222161   | 1859136          |
| 74508353   | 1930808          |
| 74509311   | 1930818          |
| 74553401   | 1989073          |
| 74631809   | 2012690          |
| 74722305   | 1987244          |
| 75000429   | 2074441          |
| 75169418   | 2087777          |
| 75411770   | 2478300          |
| 75823047   | 2393452          |
| 76105454   | 2565088          |
| 76251806   | 3178848          |
| 78804128   | 4000422          |
| 85955701   | 4642015          |
| 86214212   | 4673028          |
| 87402923   | 5316740          |
| 87484301   | 5531497          |
| 87484310   | None             |
| 87500130   | None             |
| 87673376   | 5491743          |
| 87691861   | None             |
| 87691876   | None             |
| 87691888   | None             |
| 87772936   | 5591914          |
| 87772955   | None             |

|          |         |
|----------|---------|
| 87774334 | 5597553 |
| 87786474 | None    |
| 87794053 | None    |
| 87794090 | None    |
| 87844238 | None    |

2. The Third Lien Trademark Security Agreement, dated as of April 28, 2017, by DJO, LLC, DJO Consumer, LLC and Encore Medical, L.P. in favor of The Bank of New York Mellon in its capacity as the Third Lien Agent, recorded in the U.S. Patent and Trademark Office (USPTO) at USPTO Reel/Frame No. 6061/0724, and including:

| Serial No. | Registration No. |
|------------|------------------|
| 86963815   | None             |
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| 87091267   | 5297714          |
| 87091625   | None             |
| 87143779   | 5180395          |
| 87165307   | 5424294          |
| 87171567   | 5151314          |
| 87172951   | 5146803          |
| 87175598   | 5487307          |
| 87242379   | None             |
| 87251919   | None             |
| 87277245   | 5424564          |
| 87338895   | 5285228          |
| 87346044   | 5337165          |
| 87355061   | None             |
| 87355079   | 5286210          |
| 87355090   | 5286212          |
| 87355097   | 5286213          |
| 87355105   | 5286215          |
| 87356784   | 5361379          |

3. The Third Lien Trademark Security Agreement, dated as of April 12, 2016, by DJO, LLC, DJO Consumer LLC and Encore Medical, L.P. in favor of The Bank of New York Mellon in its capacity as the Third Lien Agent, recorded in the U.S. Patent and Trademark Office (USPTO) at USPTO Reel/Frame No. 5771/0503, and including:

| Serial No. | Registration No. |
|------------|------------------|
| 86548968   | 4984470          |
| 86594246   | 4862686          |
| 86594302   | 4967435          |
| 86604812   | 4851358          |
| 86606710   | 4851361          |
| 86647876   | 4881162          |
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| 86658386   | 5055619          |
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| 86704416   | 5151976          |
| 86708982   | 5060666          |
| 86708984   | 5324314          |
| 86722619   | 4913725          |
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| 86764516   | None             |
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| 86893632   | None             |
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| 86911248   | 5177877          |
| 86937433   | 5116012          |
| 86947817   | None             |
| 86949271   | None             |



4. The Third Lien Trademark Security Agreement, dated as of May 7, 2015, by DJO, LLC, Elastic Therapy, LLC, Rikco International, LLC, Encore Medical Asset Corporation, Encore Medical, L.P. and Empi, Inc. in favor of The Bank of New York Mellon in its capacity as the Third Lien Agent, recorded in the U.S. Patent and Trademark Office (USPTO) at USPTO Reel/Frame No. 5518/0424, and including:

| Serial No. | Registration No. |
|------------|------------------|
| 71622428   | 574604           |
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| 75776982 | 2511545 |
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| 76633666 | 3134751 |
| 77021796 | 3271317 |
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| 78752811 | 3320637 |
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| 78765868 | 3270095 |
| 78792748 | 3274511 |
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| 78971081 | 3291057 |
| 78979614 | 3396586 |
| 85202890 | 4113864 |
| 85234762 | 4218655 |
| 85234790 | 4218656 |
| 85234791 | 4218657 |
| 85234796 | 4218658 |
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| 85799913 | 4526594 |
| 85841650 | 4593702 |

|          |           |
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| 85947948 | None      |
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| 86197093 | 4946746   |
| 86246410 | 4749331   |
| 86308116 | 4709661   |
| 86389718 | 4742734   |
| 86548968 | 4984470   |
| 86594246 | 4862686   |
| 86594302 | 4967435   |
| 86604812 | 4851358   |
| 86605047 | None      |
| 86606710 | 4851361   |
| 506531   | TMA302284 |

**Patents - Security Agreements**

- The Third Lien Patent Security Agreement, dated as of March 30, 2018, by DJO, LLC, Empi, Inc. and Encore Medical, L.P. in favor of The Bank of New York Mellon in its capacity as the Third Lien Agent, recorded in the U.S. Patent and Trademark Office (USPTO) at USPTO Reel/Frame No. 046388/0531, and including:

| <u>US Patent No.</u> | <u>US Patent Application No.</u> |
|----------------------|----------------------------------|
| 10071237             | 15476813                         |
| 10071251             | 15495532                         |
| None                 | 15525550                         |
| None                 | 15599233                         |
| None                 | 15611693                         |
| None                 | 15612236                         |
| None                 | 15614245                         |
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| 9943683              | 15666362                         |
| None                 | 15681177                         |
| None                 | 15699903                         |
| None                 | 15793843                         |
| None                 | 15851404                         |

|      |          |
|------|----------|
| None | 15863589 |
| None | 15864973 |
| None | 15874091 |
| None | 15804087 |
| None | 15707736 |
| None | 15611514 |

2. The Third Lien Patent Security Agreement, dated as of May 7, 2015, by DJO, LLC, Encore Medical Asset Corporation, Empi, Inc., Encore Medical, L.P. and Rikco International, LLC in favor of The Bank of New York Mellon in its capacity as the Third Lien Agent, recorded in the U.S. Patent and Trademark Office (USPTO) at USPTO Reel/Frame No. 035707/0498, and including:

| <u>US Patent No.</u> | <u>US Patent Application No.</u> | <u>US Patent No.</u> | <u>US Patent Application No.</u> | <u>US Patent No.</u> | <u>US Patent Application No.</u> |
|----------------------|----------------------------------|----------------------|----------------------------------|----------------------|----------------------------------|
| 5413142              | 8219988                          | 7001384              | 10389449                         | 9655761              | 13674613                         |
| 5865841              | 8450641                          | 8024033              | 10587429                         | 8798739              | 13743569                         |
| 5931804              | 8474258                          | 7563236              | 10663381                         | 8781572              | 13767514                         |
| 5578060              | 8494095                          | 6878126              | 10669136                         | 9386820              | 13835830                         |
| 5674188              | 8521842                          | 7306605              | 10676064                         | 9295748              | 13836660                         |
| 5653739              | 8527811                          | 7597656              | 10695117                         | 9408738              | 13839737                         |
| 5697962              | 8537347                          | 6971997              | 10715008                         | 9364366              | 13851725                         |
| 5725564              | 8549046                          | 7658720              | 10726343                         | 8768473              | 13868587                         |
| 5843145              | 8590141                          | 7285103              | 10753088                         | 9180286              | 13874681                         |
| 5645527              | 8599129                          | 7280873              | 10782620                         | 9241723              | 13910694                         |
| 5741220              | 8633571                          | 7648472              | 10880026                         | 9375340              | 13973676                         |
| 5733321              | 8634046                          | 8386029              | 10907429                         | None                 | 14066069                         |
| 5766140              | 8640489                          | 7128723              | 10949818                         | 9957062              | 14081009                         |
| 5873848              | 8663913                          | 7967765              | 10985366                         | 9668889              | 14123719                         |
| 5785656              | 8711336                          | 8043243              | 11030276                         | 9352151              | 14144256                         |
| 5792040              | 8717648                          | 7615025              | 11030444                         | 9433505              | 14181029                         |
| 5800458              | 8723518                          | 7499746              | 11046524                         | 9630013              | 14191146                         |
| 5833639              | 8726249                          | 7942840              | 11051791                         | 9852262              | 14197572                         |
| 6506174              | 8817444                          | 7261700              | 11094724                         | 9468551              | 14211097                         |
| 5980561              | 8860307                          | 7311687              | 11098158                         | None                 | 14245896                         |
| 5879301              | 8897999                          | 7591798              | 11140166                         | None                 | 14247077                         |
| 5853381              | 8900215                          | 7613518              | 11153225                         | 9522067              | 14271214                         |
| 6064911              | 8907743                          | 7811242              | 11156943                         | 9044587              | 14292617                         |
| 5921946              | 8955648                          | 7465269              | 11188943                         | 9468757              | 14295120                         |
| 5987359              | 8956448                          | 7381214              | 11210613                         | 8977366              | 14322838                         |

|         |         |         |          |          |          |
|---------|---------|---------|----------|----------|----------|
| 5891185 | 8966580 | 8167907 | 11212079 | None     | 14331217 |
| 6044303 | 8989304 | 8641654 | 11243754 | None     | 14341667 |
| 5993405 | 9040207 | 8591440 | 11254544 | 9986772  | 14484202 |
| 6027468 | 9040839 | 8597219 | 11261725 | 10004627 | 14612094 |
| 6059548 | 9092451 | 8517965 | 11274492 | 10092439 | 14612136 |
| 6167302 | 9171234 | 7749179 | 11282330 | 9669212  | 14615387 |
| 6368357 | 9174498 | 7637923 | 11328805 | 9220896  | 14617536 |
| 6198970 | 9236829 | 8226585 | 11338164 | 9757265  | 14617870 |
| 6327496 | 9351782 | 8140165 | 11343245 | None     | 14627842 |
| 6104958 | 9357173 | 7959591 | 11376652 | 10143580 | 14627865 |
| 6171273 | 9369921 | 7860575 | 11429747 | D379855  | 29044563 |
| 6421885 | 9397418 | 7744551 | 11493152 | D392741  | 29055685 |
| 6324432 | 9431080 | 7749181 | 11495488 | D415254  | 29089044 |
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| 6267735 | 9437173 | 7544174 | 11540925 | D481460  | 29134095 |
| 6217532 | 9437174 | 9084879 | 11586809 | D495420  | 29188980 |
| 6687536 | 9458239 | 8788031 | 11586818 | D510626  | 29189148 |
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| None    | 13924393  | None    | 62062706 | None    | 13910694 |

3. The Third Lien Patent Security Agreement, dated as of April 28, 2017, by DJO, LLC, Empi, Inc., DJO Consumer, LLC, Encore Medical, L.P. and Rikco International, LLC in favor of The Bank of New York Mellon in its capacity as the Third Lien Agent, recorded in the U.S. Patent and Trademark Office (USPTO) at USPTO Reel/Frame No. 042488/0915, and including:

| US Patent No. | US Patent Application No. |
|---------------|---------------------------|
| None          | 15082690                  |
| None          | 15084368                  |
| 9669211       | 15165414                  |

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| 9737705 | 15178468 |
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| None    | 15420714 |
| None    | 15433945 |
| None    | 62419825 |
| None    | 62448205 |
| None    | 29581061 |
| None    | 62443572 |

4. The Third Lien Patent Security Agreement, dated as of April 12, 2016, by DJO, LLC, Empi, Inc., Encore Medical, L.P. and DJO Consumer, LLC in favor of The Bank of New York Mellon in its capacity as the Third Lien Agent, recorded in the U.S. Patent and Trademark Office (USPTO) at USPTO Reel/Frame No. 038438/0767, and including:

| <u>US Patent No.</u> | <u>US Patent Application No.</u> |
|----------------------|----------------------------------|
| 9572980              | 14691507                         |
| 9242091              | 14702646                         |
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| None    | 62142371 |
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| None    | 62295826 |
| None    | 14804117 |

Copyrights - Security Agreements

I. The Third Lien Copyright Security Agreement, dated as of May 7, 2015, by Encore Medical Asset Corporation and Encore Medical, L.P. in favor of The Bank of New York Mellon in its capacity as the Third Lien Agent, recorded at the U.S. Copyright Office on 5/15/2015 at V9905D767, and including:

- 012 Balance; Reg. TXu419816.
- 001 Breeze; Reg. TXu419852.
- 002 Screentouch; Reg. TXu419853.
- 003 EMG retractor; Reg. TX5407924.
- 004 Iomed website; Reg. TX5169720.
- 013 Iomed website; Reg. VA1033474.
- 006 Iomed website, general site; Reg. TX5166254.
- 007 Iomed website, general site; Reg. VA1035179.
- 008 Iomed website, research & development; Reg. TX5154796.
- 009 Iomed website, research & development; Reg. VA1033207.
- 010 Iomed website; Reg. TX5642351.
- 011 Iomed website; Reg. VA1169495.
- 005 850 instruction guide; Reg. TX5589148.