# CH \$665.00 42305

#### TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM652899

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Termination and Release of Security Interest in Trademarks

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type	
Active Tech Holdings LLC, as Agent		06/03/2021	Limited Liability Company: DELAWARE	

#### **RECEIVING PARTY DATA**

Name:	Performix LLC
Street Address:	221 South Cherokee Street
City:	Denver
State/Country:	COLORADO
Postal Code:	80223
Entity Type:	Limited Liability Company: COLORADO
Name:	Terra Biosciences LLC
Street Address:	221 S. Cherokee Street
City:	Denver
State/Country:	COLORADO
Postal Code:	80223
Entity Type:	Limited Liability Company: DELAWARE
Name:	Ab Cuts LLC
Street Address:	221 S. Cherokee Street
City:	Denver
State/Country:	COLORADO
Postal Code:	80223
Entity Type:	Limited Liability Company: DELAWARE
Name:	Orb Life Sciences LLC
Street Address:	221 S. Cherokee Street
City:	Denver
State/Country:	COLORADO
Postal Code:	80223
Entity Type:	Limited Liability Company: COLORADO
Name:	Training Day LLC
Street Address:	221 S. Cherokee Street
City:	Denver

TRADEMARK REEL: 007321 FRAME: 0776

900622622

State/Country:	COLORADO
Postal Code:	80223
Entity Type:	Limited Liability Company: DELAWARE

#### **PROPERTY NUMBERS Total: 26**

Property Type	Number	Word Mark
Registration Number:	4230506	AB CUTS
Registration Number:	4994730	IRIDIUM
Registration Number:	5494962	ORB
Registration Number:	5510879	ORB
Registration Number:	4914213	PERFORMIX
Registration Number:	5317579	PERFORMIX
Serial Number:	90085591	PERFORMIX
Registration Number:	5355606	PERFORMIX
Registration Number:	4328402	SLEEK & LEAN
Registration Number:	5357744	SST SUSPENSION SUPER THERMOGENIC
Serial Number:	88455935	FUEL YOUR PURPOSE
Registration Number:	5228616	LEAN DOG MEAN DOG
Serial Number:	88572871	LIVE PURPOSEFULLY
Serial Number:	88572864	PURPOSE DRIVEN
Registration Number:	5306853	TERRA INTELLIGENT DOSING
Registration Number:	5365703	TERRA INTELLIGENT DOSING
Serial Number:	88809214	POWERED
Serial Number:	88809231	POWERED
Serial Number:	88754829	POWERED BY PERFORMIX
Registration Number:	3632985	EVERY ATHLETE. EVERY SPORT.
Registration Number:	3632900	GAME TIME
Serial Number:	77503585	POST GAME
Serial Number:	87721293	TRAINING DAY
Registration Number:	3632818	TRAINING DAY
Serial Number:	86086300	TRAINING DAY
Serial Number:	88809195	POWERED

#### **CORRESPONDENCE DATA**

**Fax Number:** 6173417701

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: 617-951-8132

Email: linda.salera@morganlewis.com **Correspondent Name:** Linda A. Salera, Senior Paralegal

Address Line 1: One Federal Street

TRADEMARK

**REEL: 007321 FRAME: 0777** 

Address Line 2: C	o Morgan, Lewis & Bockius LLP						
Address Line 4:	Boston, MASSACHUSETTS 02110						
NAME OF SUBMITTER:	Linda A. Salera						
SIGNATURE:	/Linda A. Salera/						
DATE SIGNED:	06/09/2021						
Total Attachments: 13							
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page1.tif						
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page2.tif						
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page3.tif						
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page4.tif						
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page5.tif						
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page6.tif						
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page7.tif						
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page8.tif						
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page9.tif						
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page10.tif						
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page11.tif						
source=Corr-Jensen - Trademark R	elease (Active Tech) (executed)#page12.tif						

source=Corr-Jensen - Trademark Release (Active Tech) (executed)#page13.tif

#### TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS

This TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS (this "Release"), dated as of June 3, 2021 (the "Effective Date"), is made by ACTIVE TECH HOLDINGS LLC, a Delaware limited liability company (in its capacity as administrative agent and collateral agent for itself and the other Secured Parties, together with its successors and assigns in such capacity, the "Agent"), in favor of the grantor parties identified on Schedule A attached hereto (each, individually, a "Grantor" and, collectively, the "Grantors").

WHEREAS, the Grantors, amongst others, are parties to that certain Pledge and Security Agreement, dated as of July 5, 2018 (as amended, restated, supplemented, modified or otherwise changed from time to time, the "Security Agreement") in favor of the Agent (as the successor in interest to The Bank of New York Mellon, the "Original Agent"), pursuant to which the Grantors granted a security interest to the Agent in and to certain collateral, including the Trademark Collateral (as defined in the Trademark Security Agreements referenced below);

WHEREAS, pursuant to the Security Agreement, (a) ORB LIFE SCIENCES LLC, a Colorado limited liability company, executed and delivered that certain Notice of Grant of Security Interest in Trademarks in favor of Agent (as successor-in-interest to the Original Agent), dated as of July 5, 2018 (as amended, restated, supplemented or otherwise modified from time to time, the "First Trademark Security Agreement"); (b) PERFORMIX LLC, a Colorado limited liability company, executed and delivered that certain Notice of Grant of Security Interest in Trademarks in favor of Agent (as successor-in-interest to the Original Agent), dated as of July 5, 2018 (as amended, restated, supplemented or otherwise modified from time to time, the "Second Trademark Security Agreement"); (c) AB CUTS LLC, a Delaware limited liability company, executed and delivered that certain Notice of Grant of Security Interest in Trademarks in favor of Agent, dated as of July 5, 2018 (as amended, restated, supplemented or otherwise modified from time to time, the "Third Trademark Security Agreement"); (d) TERRA BIOSCIENCES LLC, a Delaware limited liability company, executed and delivered that certain Notice of Grant of Security Interest in Trademarks in favor of Agent, dated as of July 5, 2018 (as amended, restated, supplemented or otherwise modified from time to time, the "Fourth Trademark Security Agreement"); (e) TRAINING DAY LLC, a Delaware limited liability company, executed and delivered that certain Notice of Grant of Security Interest in Trademarks in favor of Agent, dated as of July 5, 2018 (as amended, restated, supplemented or otherwise modified from time to time, the "Fifth Trademark Security Agreement"); and (f) PERFORMIX LLC, a Colorado limited liability company, executed and delivered that certain Notice of Grant of Security Interest in Trademarks in favor of Agent (as successor-in-interest to the Original Agent), dated as of July 18, 2019 (as amended, restated, supplemented or otherwise modified from time to time, the "Sixth Trademark Security Agreement" and, together with the First Trademark Security Agreement, the Second Trademark Security Agreement, the Third Trademark Security Agreement, the Fourth Trademark Security Agreement and the Fifth Trademark Security Agreement, the "Trademark Security Agreements" and, each, a "Trademark Security Agreement"), in each case, for recordal with the United States Patent and Trademark Office, pursuant to which each such Grantor party thereto pledged and granted to the Agent (as successorin-interest to the Original Agent), its successors and permitted assigns, for the benefit of the Secured Parties, a security interest in all right, title and interest in or to any and all of the Trademark Collateral (as defined in the applicable Trademark Security Agreement);

WHEREAS, (i) the First Trademark Security Agreement was recorded with the United States Patent and Trademark Office on July 10, 2018, at Reel 006414, Frame 0910, (ii) the Second Trademark Security Agreement was recorded with the United States Patent and Trademark Office on July 10, 2018 at Reel 006414, Frame 0886, (iii) the Third Trademark Security Agreement was recorded with the United States Patent and Trademark Office on July 10, 2018 at Reel 006414, Frame 0904, (iv) the Fourth

Trademark Security Agreement was recorded with the United States Patent and Trademark Office on July 10, 2018 at Reel 006414, Frame 0892, (v) the Fifth Trademark Security Agreement was recorded with the United States Patent and Trademark Office on July 10, 2018 at Reel 006414, Frame 0898, (vi) the Sixth Trademark Security Agreement was recorded with the United States Patent and Trademark Office on July 22, 2019 at Reel 006699, Frame 0264 and (vii) that certain Assignment of Trademark Security Agreement, dated as of June 3, 2021 (reflecting the assignment of the security interest under the Trademark Security Agreements from the Original Agent to the Agent), was recorded with the United States Patent and Trademark Office on June 3, 2021 at Reel 7315/Frame 0835;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Agent hereby agrees with the Grantors as follows:

- 1. <u>Defined Terms</u>. All capitalized terms used, but not otherwise defined herein, shall have the respective meanings ascribed in or otherwise referenced in the Security Agreement or the Trademark Security Agreements, as applicable.
- 2. Release. The Agent, without representation or warranty of any kind, hereby releases, fully discharges, terminates and cancels all of its security interest in and to the Trademark Collateral, including the trademark registrations and applications set forth in Schedule I attached hereto, arising under the Security Agreement and the Trademark Security Agreements. If and to the extent that the Agent has acquired any right, title or interest in or to the Trademark Collateral under any of the Trademark Security Agreements or Security Agreement, the Agent, without representation or warranty of any kind, hereby retransfers, re-conveys and re-assigns such right, title or interest to the applicable Grantor.
- 3. <u>Termination</u>. The Agent, without representation or warranty of any kind, hereby terminates and releases the Trademark Security Agreements.
- 4. <u>Recordation</u>; <u>Further Assurances</u>. The Agent hereby authorizes each Grantor or its authorized representative to record this Release with the U.S. Patent and Trademark Office and/or otherwise record or file this Release in any applicable governmental office or registry. The Agent agrees to take all further actions, and provide to each Grantor and its successors, assigns or other legal representatives, all such cooperation and assistance (including, without limitation, the execution and delivery of any and all documents or other instruments), reasonably requested by such Grantor, at such Grantor's sole cost and expense, to more fully and effectively effectuate the purposes of this Release.
- 5. <u>Governing Law</u>. This Release shall be governed by, and construed in accordance with, the law of the State of New York, without giving effect to any choice of law principles that would apply the laws of another jurisdiction.
- 6. <u>Counterparts</u>; E-signatures. This Release may be executed in any number of counterparts, all of which shall constitute one and the same instrument, and any party hereto may execute this Release by signing and delivering one or more counterparts. Counterparts may be delivered via facsimile, electronic mail (including via www.docusign.com and any other electronic signature covered by the U.S. federal ESIGN Act of 2000, Uniform Electronic Transactions Act, the Electronic Signatures and Records Act or other applicable law) or other transmission method and any counterpart so delivered shall be deemed to have been duly and validly delivered and be valid and effective for all purposes.

[Signature Page follows]

IN WITNESS WHEREOF, the Agent has caused this Release to be executed by its duly authorized representative as of the Effective Date:

ACTIVE TECH HOLDINGS LLC, as Agent

Bv:

Name: Gilbert Li Title: Member

[Signature Page to Trademark Release]

#### Schedule A

Performix LLC, a Colorado limited liability company

Terra Biosciences LLC, a Delaware limited liability company

Ab Cuts LLC, a Delaware limited liability company

Orb Life Sciences LLC, a Colorado limited liability company

Training Day LLC, a Delaware limited liability company

DB1/ 121403914.3

#### Schedule I to Trademark Release

## <u>Trademarks: Owned by Ab Cuts LLC, Orb Life Sciences LLC, Performix LLC and Terra Biosciences LLC</u>

Mark	Country	Status	Owner	App. No.	App. Date	Reg No.	Reg Date	Classes
AB CUTS	PARAGUAY	REGISTERED	Ab Cuts LLC	310682016	05/26/2016	461290	06/14/2018	005
AB CUTS	UNITED STATES	REGISTERED	Ab Cuts LLC	85/165,292	10/29/2010	4,230,506	10/23/2012	005
AB CUTS	CANADA	REGISTERED	Ab Cuts LLC	1525674	04/29/2011	TMA860550	09/18/2013	N/A
AB CUTS	BOLIVIA	REGISTERED	Ab Cuts LLC	SM35212017	07/26/2017	177967C	03/12/2018	005
AB CUTS	EUROPEAN UNION (EUTM & RCD)	REGISTERED	Ab Cuts LLC	009792961	03/08/2011	009792961	08/18/2011	005
AB CUTS	UNITED KINGDOM	REGISTERED	Ab Cuts LLC	009792961	03/08/2011	UK0090979296 1	08/18/2011	005
AB CUTS	MEXICO	REGISTERED	Ab Cuts LLC	1174955	04/29/2011	1240169	09/27/2011	005
AB CUTS	AUSTRALIA	REGISTERED	Ab Cuts LLC	1763669	04/08/2016	1763669	02/02/2017	005, 025
AB CUTS	GUATEMAL A	REGISTERED	Ab Cuts LLC	M00770320 17	08/17/2017	232340	03/06/2018	005
ABDOMINAL CUTS	CANADA	REGISTERED	Ab Cuts LLC	1525672	04/29/2011	TMA841373	01/28/2013	N/A
ABDOMINAL CUTS	EUROPEAN UNION (EUTM & RCD)	REGISTERED	Ab Cuts LLC	009792921	03/08/2011	009792921	08/18/2011	005
ABDOMINAL CUTS	UNITED KINGDOM	REGISTERED	Ab Cuts LLC	009792921	03/08/2011	UK0090979292 1	08/18/2011	005
ABDOMINAL CUTS	MEXICO	REGISTERED	Ab Cuts LLC	1304591	08/30/2012	1338151	12/12/2012	005
IRIDIUM	UNITED STATES	REGISTERED	Performix LLC	86/682,280	07/02/2015	4,994,730	07/05/2016	005
ORB & Design	UNITED STATES	REGISTERED	Orb Life Sciences LLC	87/159,931	09/02/2016	5,494,962	06/19/2018	005
ORB & Design	AUSTRALIA	REGISTERED	Orb Life Sciences LLC	1829288	03/02/2017	1829288	06/28/2017	005, 025
ORB & Design	BRAZIL	REGISTERED	Orb Life Sciences LLC	912368667	03/02/2017	912368667	10/09/2018	005
ORB & Design	CANADA	REGISTERED	Orb Life Sciences LLC	1825289	03/01/2017	TMA1023469	06/04/2019	005
ORB & Design	CHINA	REGISTERED	Orb Life Sciences LLC	22992324	03/02/2017	22992324	10/14/2018	005
ORB & Design	EUROPEAN UNION (EUTM & RCD)	REGISTERED	Orb Life Sciences LLC	016419781	03/01/2017	016419781	09/20/2017	005, 025
ORB & Design	UNITED KINGDOM	REGISTERED	Orb Life Sciences LLC	016419781	03/01/2017	UK0091641978 1	09/20/2017	005, 025

DB1/ 121403914.3

ORB & Design	HONG KONG	REGISTERED	Orb Life Sciences LLC	304063491	03/02/2017	304063491	10/09/2017	005
ORB & Design	SINGAPORE	REGISTERED	Orb Life Sciences LLC	4020171561 OR	08/15/2017	40201715610R	02/23/2018	005
ORB & Design	NEW ZEALAND	REGISTERED	Orb Life Sciences LLC	1071991	07/20/2017	1071991	01/24/2018	005
ORB (Stylized)	UNITED STATES	REGISTERED	Orb Life Sciences LLC	87/321,482	02/01/2017	5,510,879	07/10/2018	005
PERFORMIX	UNITED ARAB EMR	REGISTERED	Performix LLC	279844	09/19/2017	279844	04/16/2018	005
PERFORMIX	ARGENTIN A	REGISTERED	Performix LLC	3626527	07/26/2017	2978385	03/11/2019	005
PERFORMIX	CHILE	REGISTERED	Performix LLC	1262705	08/01/2017	1267597	01/15/2018	005, 030
PERFORMIX	HONDURAS	REGISTERED	Performix LLC	201732719	07/27/2017	149927	03/29/2019	005
PERFORMIX	KUWAIT	REGISTERED	Performix LLC	192571	08/01/2017	160193	08/01/2017	005
PERFORMIX	LEBANON	REGISTERED	Performix LLC	75012	09/19/2017	181772	10/11/2017	005
PERFORMIX	PARAGUAY	REGISTERED	Performix LLC	310672016	05/26/2016	461800	06/15/2018	005
PERFORMIX	SAUDI ARABIA	REGISTERED	Performix LLC	117435	10/05/2017	1439001444	01/17/2018	005
PERFORMIX	EL SALVADOR	REGISTERED	Performix LLC	2017025507 9	07/27/2017	67 Book 328	04/18/2018	005
PERFORMIX	UNITED STATES	REGISTERED	Performix LLC	86/116,793	11/12/2013	4,914,213	03/08/2016	005
PERFORMIX	AUSTRALIA	REGISTERED	Performix LLC	1622156	05/12/2014	1622156	08/11/2014	005
PERFORMIX	FINLAND	REGISTERED	Performix LLC	T201600498	05/12/2014	268532	01/25/2017	005
PERFORMIX	BRAZIL	REGISTERED	Performix LLC	907678513	05/12/2014	907678513	03/20/2018	005
PERFORMIX	FRANCE	REGISTERED	Performix LLC	174328857	05/12/2014	174328857	07/13/2017	005
PERFORMIX	CANADA	REGISTERED	Performix LLC	1676606	05/12/2014	TMA975906	07/17/2017	N/A
PERFORMIX	HUNGARY	REGISTERED	Performix LLC	M1603296	05/12/2014	222202	08/09/2017	005
PERFORMIX	MEXICO	REGISTERED	Performix LLC	1484601	05/12/2014	1558337	07/27/2015	005
PERFORMIX	CHINA	REGISTERED	Performix LLC	17972106	09/24/2015	17972106	11/07/2016	005
PERFORMIX	ITALY	REGISTERED	Performix LLC	3020170000 03244	05/12/2014	3020170000032 44	10/29/2018	005
PERFORMIX	COLOMBIA	REGISTERED	Performix LLC	15203174	08/31/2015	564866	06/05/2017	005
PERFORMIX	LATVIA	REGISTERED	Performix LLC	M161083	05/12/2014	M70988	04/20/2017	005
PERFORMIX	COSTA RICA	REGISTERED	Performix LLC	2015008894	09/11/2015	253318	07/01/2016	005
PERFORMIX	LITHUANIA	REGISTERED	Performix LLC	20170661	05/12/2014	77021	02/12/2018	005
PERFORMIX	DOMINICA N REPUBLIC	REGISTERED	Performix LLC	201521924	07/16/2015	227360	01/15/2016	005
PERFORMIX	MALTA	REGISTERED	Performix LLC	55902	05/12/2014	55902	06/01/2018	005
PERFORMIX	GUATEMAL A	REGISTERED	Performix LLC	2015006800	07/15/2015	215852	07/11/2016	005
PERFORMIX	PORTUGAL	REGISTERED	Performix LLC	572943	05/12/2014	572943	02/22/2017	005
PERFORMIX	HONG KONG	REGISTERED	Performix LLC	303472551	07/15/2015	303472551	01/14/2016	005

PERFORMIX	SLOVAK REPUBLIC	REGISTERED	Performix LLC	22332016	05/12/2014	245668	09/19/2017	005
PERFORMIX	PANAMA	REGISTERED	Performix LLC	24277101	07/22/2015	24277101	07/22/2015	005
PERFORMIX	SLOVENIA	REGISTERED	Performix LLC	Z201671241	05/12/2014	201671241	07/24/2017	005
PERFORMIX	SPAIN	REGISTERED	Performix LLC	3635474	10/17/2016	3635474	04/24/2017	005
PERFORMIX	TRINIDAD & TOBAGO	REGISTERED	Performix LLC	50096	07/16/2015	50096	03/14/2018	005
PERFORMIX	SWEDEN	REGISTERED	Performix LLC	201607089	05/12/2014	545508	05/01/2018	005
PERFORMIX	UNITED STATES	REGISTERED	Performix LLC	86/720,320	08/10/2015	5,317,579	10/24/2017	009
PERFORMIX	PERU	REGISTERED	Performix LLC	0713543201 7	07/20/2017	00256230	10/11/2017	005
PERFORMIX	ROMANIA	REGISTERED	Performix LLC	M20160700 2	05/12/2014	151983	12/14/2017	005
PERFORMIX	UNITED KINGDOM	REGISTERED	Performix LLC	UK00003199 896	05/12/2014	UK0000319989 6	03/10/2017	005
PERFORMIX	POLAND	REGISTERED	Performix LLC	Z468875	05/12/2014	304606	11/22/2017	005
PERFORMIX	AUSTRIA	REGISTERED	Performix LLC	17502016	05/12/2014	291416	02/03/2017	005
PERFORMIX	BULGARIA	REGISTERED	Performix LLC	144545	05/12/2014	99643	10/30/2017	005
PERFORMIX	CROATIA	REGISTERED	Performix LLC	Z20161247	05/12/2014	Z20161247	07/06/2017	005
PERFORMIX	CYPRUS	REGISTERED	Performix LLC	85572	05/12/2014	85572	11/17/2016	005
PERFORMIX	CZECH REPUBLIC	REGISTERED	Performix LLC	534643	05/12/2014	359834	05/10/2017	005
PERFORMIX	DENMARK	REGISTERED	Performix LLC	VA20160256 3	05/12/2014	VR201700675	03/21/2017	005
PERFORMIX	CHINA	PENDING	Performix LLC	48666814	08/05/2020			032
PERFORMIX	UNITED STATES	ALLOWED	Performix LLC	90/085,591	07/31/2020			025, 032
PERFORMIX	UNITED KINGDOM	PENDING	Performix LLC	UK00003587 963	02/01/2021			032
PERFORMIX	CHINA	PENDING	Performix LLC	53445993	02/01/2021			025
PERFORMIX	CANADA	PENDING	Performix LLC	2081038	01/29/2021			032
PERFORMIX	MEXICO	PUBLISHED	Performix LLC	2490400	01/29/2021			032
PERFORMIX (Stylized)	UNITED STATES	REGISTERED	Performix LLC	86/776,209	10/02/2015	5,355,606	12/12/2017	005, 009
PERFORMIX Logo	BRAZIL	PUBLISHED	Performix LLC	921648987	12/18/2020			041
SLEEK & LEAN	UNITED STATES	REGISTERED	Orb Life Sciences LLC	85/746,921	10/05/2012	4,328,402	04/30/2013	005
SST SUSPENSION SUPER THERMOGEN C	UNITED STATES	REGISTERED	Performix LLC	87/183,634	09/26/2016	5,357,744	12/19/2017	005
SST SUSPENSION SUPER	AUSTRALIA	REGISTERED	Performix LLC	1833639	03/23/2017	1833639	07/26/2017	005, 032

THERMOGEN		1	1	T	1		I	
С								
SST SUSPENSION	BRAZIL	REGISTERED	Performix LLC	912479744	03/24/2017	912479744	10/09/2018	005
SUPER THERMOGEN C								
SST SUSPENSION SUPER THERMOGEN C	CHINA	REGISTERED	Performix LLC	23279557	03/24/2017	23279557	03/14/2018	005
SST SUSPENSION SUPER THERMOGEN C	HONG KONG	REGISTERED	Performix LLC	304089042	03/24/2017	304089042	11/02/2017	005, 032
SST SUSPENSION SUPER THERMOGEN IC	MEXICO	REGISTERED	Performix LLC	1868583	03/23/2017	1766578	06/21/2017	005
SST SUSPENSION SUPER THERMOGEN IC	MEXICO	REGISTERED	Performix LLC	1868588	03/23/2017	1766579	06/21/2017	032
SST SUSPENSION SUPER THERMOGEN IC	EUROPEAN UNION (EUTM & RCD)	REGISTERED	Performix LLC	016506446	03/23/2017	016506446	09/22/2017	005, 032
SST SUSPENSION SUPER THERMOGEN IC	UNITED KINGDOM	REGISTERED	Performix LLC	016506446	03/23/2017	UK0091650644 6	09/22/2017	005, 032
sst Suspension Super Thermogen C	CHINA	PENDING	Performix LLC	48666813	08/05/2020			032
FUEL YOUR PURPOSE	UNITED STATES	TO ABANDON	Performix LLC	88/455,935	06/01/2019			005, 032
LEAN DOG MEAN DOG	UNITED STATES	REGISTERED	Performix LLC	86/593,659	04/01/2015	5,228,616	06/20/2017	009, 041
LIVE PURPOSEFUL LY	UNITED STATES	TO ABANDON	Performix LLC	88/572,871	08/09/2019			005, 009, 032, 041

PURPOSE DRIVEN	UNITED STATES	SUSPENDED	Performix LLC	88/572,864	08/09/2019			005, 009, 032, 041
TERRA INTELLIGENT DOSING	UNITED STATES	REGISTERED	Terra Biosciences LLC	86/335,226	07/11/2014	5,306,853	10/10/2017	005, 032
TERRA INTELLIGENT DOSING	AUSTRALIA	REGISTERED	Terra Biosciences LLC	1771090	05/17/2016	1771090	02/23/2017	005, 032
TERRA INTELLIGENT DOSING	BRAZIL	REGISTERED	Terra Biosciences LLC	910948534	04/26/2016	910948534	03/27/2018	005
TERRA INTELLIGENT DOSING	BRAZIL	REGISTERED	Terra Biosciences LLC	910948615	04/26/2016	910948615	08/21/2018	032
TERRA INTELLIGENT DOSING	CHINA	REGISTERED	Terra Biosciences LLC	19885818	05/09/2016	19885818	06/28/2017	005
TERRA INTELLIGENT DOSING	CHINA	REGISTERED	Terra Biosciences LLC	19885816	05/09/2016	19885816	06/28/2017	032
TERRA INTELLIGENT DOSING	EUROPEAN UNION (EUTM & RCD)	REGISTERED	Terra Biosciences LLC	015372725	04/22/2016	015372725	11/11/2016	005, 032
TERRA INTELLIGENT DOSING	UNITED KINGDOM	REGISTERED	Terra Biosciences LLC	015372725	04/22/2016	UK0091537272 5	11/11/2016	005, 032
TERRA INTELLIGENT DOSING	HONG KONG	REGISTERED	Terra Biosciences LLC	303769651	05/09/2016	303769651	05/31/2017	005, 032
TERRA INTELLIGENT DOSING	MEXICO	REGISTERED	Terra Biosciences LLC	1739910	04/25/2016	1761152	06/06/2017	032
TERRA INTELLIGENT DOSING	RUSSIA	REGISTERED	Terra Biosciences LLC	2016714817	04/28/2016	613322	04/17/2017	005, 032
TERRA INTELLIGENT DOSING	UNITED KINGDOM	REGISTERED	Terra Biosciences LLC	UK00003165 383	05/18/2016	UK0000316538 3	08/12/2016	005, 032
TERRA INTELLIGENT DOSING	UNITED ARAB EMR	REGISTERED	Terra Biosciences LLC	260441	09/27/2016	260441	04/20/2017	005
TERRA INTELLIGENT DOSING	UNITED ARAB EMR	REGISTERED	Terra Biosciences LLC	260442	09/27/2016	260442	04/20/2017	032

TERRA INTELLIGENT DOSING & Design	UNITED STATES	REGISTERED	Terra Biosciences LLC	87/011,319	04/22/2016	5,365,703	12/26/2017	005, 032
TERRA INTELLIGENT DOSING & Design	AUSTRALIA	REGISTERED	Terra Biosciences LLC	1766434	04/22/2016	1766434	01/17/2017	005, 032
TERRA INTELLIGENT DOSING & Design	CHINA	REGISTERED	Terra Biosciences LLC	19885819	05/09/2016	19885819	02/14/2018	032
TERRA INTELLIGENT DOSING & Design	EUROPEAN UNION (EUTM & RCD)	REGISTERED	Terra Biosciences LLC	015382633	04/27/2016	015382633	11/14/2016	005, 032
TERRA INTELLIGENT DOSING & Design	UNITED KINGDOM	REGISTERED	Terra Biosciences LLC	015382633	04/27/2016	UK0091538263 3	11/14/2016	005, 032
TERRA INTELLIGENT DOSING & Design	HONG KONG	REGISTERED	Terra Biosciences LLC	303769642	05/09/2016	303769642	05/31/2017	005, 032
TERRA INTELLIGENT DOSING & Design	MEXICO	REGISTERED	Terra Biosciences LLC	1741336	04/28/2016	1767306	06/22/2017	032
TERRA INTELLIGENT DOSING & Design	RUSSIA	REGISTERED	Terra Biosciences LLC	2016714818	04/28/2016	632109	10/10/2017	032
TERRA INTELLIGENT DOSING & Design	UNITED KINGDOM	REGISTERED	Terra Biosciences LLC	UK00003165 385	05/18/2016	UK0000316538 5	08/12/2016	005, 032
TERRA INTELLIGENT DOSING & Design	UNITED ARAB EMR	REGISTERED	Terra Biosciences LLC	260443	09/27/2016	260443	04/20/2017	005
TERRA INTELLIGENT DOSING & Design	UNITED ARAB EMR	REGISTERED	Terra Biosciences LLC	260444	09/27/2016	260444	04/20/2017	032

#### **Trademarks: Owned by Powered LLC**

Mark	Country	Status	Owner	App. No.	App. Date	Reg No	Reg Date	Classes
POWERED	UNITED	ALLOWED	Powered LLC	88/809,195	02/25/2020			009, 041, 042
	STATES							
POWERED	UNITED	ALLOWED	Powered LLC	88/809,214	02/25/2020			009, 041, 042
(Stylized with	STATES							
lightning								
logo)								
POWERED	UNITED	ALLOWED	Powered LLC	88/809,231	02/25/2020			009, 041, 042
(Stylized)	STATES							
POWERED BY	UNITED	ALLOWED	Powered LLC	88/754,829	01/10/2020			009, 041, 042
PERFORMIX	STATES							
POWERED BY	WIPO	REGISTERED	Powered LLC	1568695	08/24/2020	1568695	08/24/2020	009, 038, 041, 042
PERFORMIX								
POWERED BY	EUROPEAN	PENDING	Powered LLC	1568695	08/24/2020			009, 038, 041, 042
PERFORMIX	UNION							
	(EUTM &							
	RCD)							
POWERED BY	UNITED	PENDING	Powered LLC	1568695	08/24/2020			009, 038, 041, 042
PERFORMIX	KINGDOM							

### <u>Trademarks: Owned by Powered LLC (Note: These foreign trademarks are in the process of updating the title from Performix House LLC to Powered LLC)</u>

Mark	Country	Status	Owner	Арр. No.	App. Date	Reg No.	Reg. Date	Classes
POWERED	WIPO	PENDING	Performix House LLC	1577875	08/24/2020	1577875		009, 041, 042
POWERED	EUROPEAN UNION (EUTM & RCD)	PENDING	Performix House LLC	1577875	08/24/2020			009, 041, 042
POWERED	UNITED KINGDOM	PENDING	Performix House LLC	1577875	08/24/2020			009, 041, 042
POWERED (Stylized with lightning logo)	UNITED KINGDOM	PENDING	Performix House LLC	1569077	08/24/2020			009, 038, 041, 042
POWERED (Stylized with lightning logo)	WIPO	REGISTERED	Performix House LLC	1569077	08/24/2020	1569077	08/24/2020	009, 038, 041, 042
POWERED (Stylized with lightning logo)	EUROPEAN UNION (EUTM & RCD)	PENDING	Performix House LLC	1569077	08/24/2020			009, 038, 041, 042
POWERED (Stylized)	EUROPEAN UNION (EUTM & RCD)	PENDING	Performix House LLC	1564354	08/24/2020			009, 041, 042
POWERED (Stylized)	WIPO	REGISTERED	Performix House LLC	1564354	08/24/2020	1564354	08/24/2020	009, 041, 042

DB1/ 121403914.3 7

POWERED	UNITED	PENDING	Performix House	1564354	08/24/2020		009, 041, 042	l
(Stylized)	KINGDOM		LLC					

# Trademarks: Owned by Performix LLC (Note: These trademarks are in the process of updating the title in China from Endi (Shanghai) Trading Co., LTD to Performix LLC. Estimated timing 6 to 12 months from March 2021)

Mark	Country	Status	Owner	App. No.	App. Date	Reg No	Reg. Date	Classes
普魅 (a transliteratio n of Performix)	China	REGISTERED	Performix LLC	37655086	04/19/2019	37655086	12/14/2019	005, 030
SSTH2	China	PUBLISHED	Performix LLC	46464078	05/19/2020			005, 030
蓝魔减 (SST lose weight)	China	REGISTERED	Performix LLC	39921223	07/25/2019	39921223	03/14/2020	0005
蓝魔健 (SST exercise)	China	REGISTERED	Performix LLC	39923007	07/25/2019	39923007	03/14/2020	005
蓝魔缓 (SST timed release)	China	REGISTERED	Performix LLC	39903462	07/25/2019	39903462	03/14/2020	005
版蓝魔 (version SST)	China	REGISTERED	Performix LLC	39911402	07/25/2019	39911402	03/14/2020	005
黑魔健 (SSTv2x exercise)	China	REGISTERED	Performix LLC	39912609	07/25/2019	39912609	03/14/2020	005
红魔促 (Super Male testo)	China	REGISTERED	Performix LLC	39918438	07/25/2019	39918438	03/14/2020	005
白魔减 (SST Glow lose weight)	China	REGISTERED	Performix LLC	39901141	07/25/2019	39901141	03/14/2020	005
黄魔减 (Stim Free lose weight)	China	REGISTERED	Performix LLC	39902633	07/25/2019	39902633	03/14/2020	005
彩魔 (SST color)	China	REGISTERED	Performix LLC	48451963	07/28/2020	48451963	03/14/2021	005

DB1/ 121403914.3

#### **Trademarks: Owned by Training Day LLC**

<u>Mark</u>	Reg. No./Reg. Date	App. No./App. Date	<u>Owner</u>
EVERY ATHLETE.	3,632,985	77/533,178	Training Day LLC
EVERY SPORT.	6/2/2009	7/28/2008	
GAME TIME	3,632,900	77/503,579	Training Day LLC
	6/2/2009	6/19/2008	
POST GAME		77/503,585	Training Day LLC
		6/19/2008	
TRAINING DAY		87/721,293	Training Day LLC
		12/14/2017	
TRAINING DAY	3,632,818	77/468,352	Training Day LLC
	6/2/2009	5/7/2008	
TRAINING DAY		86/086/300	Training Day LLC
		10/8/2013	

DB1/ 121403914.3 9

**RECORDED: 06/09/2021**