## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2

ETAS ID: TM659278

**SUBMISSION TYPE: NEW ASSIGNMENT** 

**NATURE OF CONVEYANCE: SECURITY INTEREST** 

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Forest Energy Corporation		07/09/2021	Corporation: ARIZONA

#### **RECEIVING PARTY DATA**

Name:	Gladstone Capital Corporation		
Street Address:	1521 Westbranch Drive		
Internal Address:	Suite 100		
City:	McLean		
State/Country:	VIRGINIA		
Postal Code:	22102		
Entity Type:	Corporation: MARYLAND		

#### **PROPERTY NUMBERS Total: 10**

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Property Type	Number	Word Mark		
Registration Number:	3298471	FOREST ENERGY CORPORATION		
Registration Number:	3108447	FOREST ENERGY CORPORATION		
Registration Number:	2964858	HEAT'RS		
Registration Number:	2846196	PAWS ONLY		
Registration Number:	2337274	TERRAMIGO		
Registration Number:	2197050	HOT SHOTS		
Registration Number:	2608896	HIGH ENERGY		
Registration Number:	1710675	BLAZER		
Registration Number:	1881804	LIL' DEVILS		
Registration Number:	2073819	NOAH'S CHOICE		

#### **CORRESPONDENCE DATA**

Fax Number: 2027995000

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: 2027994000

Email: gregory.esau@dlapiper.com

**Correspondent Name:** Gregory Esau

Address Line 1: 500 Eighth Street, NW Address Line 4: Washington, D.C. 20004

NAME OF SUBMITTER:	Gregory Esau
SIGNATURE:	/Gregory Esau/
DATE SIGNED:	07/12/2021

## **Total Attachments: 3**

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### **GRANT OF A SECURITY INTEREST – TRADEMARKS**

July 9, 2021

WHEREAS, Forest Energy Corporation, an Arizona corporation (the "Grantor"), has adopted, used and is using, and holds all right, title and interest in and to, the trademarks and service marks listed on the attached <u>Schedule A</u> hereto, which trademarks and service marks are registered or applied for in the United States Patent and Trademark Office (the "Trademarks");

WHEREAS, the Grantor has entered into that certain Security Agreement Supplement, dated as of the date hereof, which joins Grantor to that certain Amended and Restated Pledge and Security Agreement, dated January 31, 2020 (as amended, restated, supplemented, modified or otherwise changed from time to time, the "Security Agreement"), in favor of Gladstone Capital Corporation, as the Agent (in such capacity, together with its successors and assigns, if any, the "Grantee"); and

WHEREAS, pursuant to the Security Agreement, the Grantor has granted to the Grantee a continuing security interest in all right, title and interest of the Grantor in, to and under the Trademarks, together with, among other things, the goodwill of the business symbolized by the Trademarks and the applications and registrations thereof, and all proceeds thereof, including, without limitation, any and all causes of action which may exist by reason of infringement thereof and any and all damages arising from past, present and future violations thereof (the "Collateral"), to secure the payment, performance and observance of the Secured Obligations (as defined in the Security Agreement).

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Grantor does hereby grant to the Grantee a continuing security interest in the Collateral to secure the prompt payment, performance and observance of the Secured Obligations.

The Grantor does hereby further acknowledge and affirm that the rights and remedies of the Grantee with respect to the Collateral are more fully set forth in the Security Agreement, the terms and provisions of which are hereby incorporated herein by reference as if fully set forth herein.

[Signature Page Follows]

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IN WITNESS WHEREOF, the Grantor has caused this Grant of a Security Interest in Trademarks to be duly executed by its officer thereunto duly authorized as the date first written above.

FOREST ENERGY CORPORATION

By:

Name: William I. Morris Title: Vice President

[Signature Page to Grant of SI in Trademarks\_FEC]

# SCHEDULE A TO GRANT OF A SECURITY INTEREST

# REGISTERED TRADEMARKS

Mark	Registrant	U.S. Registration No.	Registration Date
Forest Energy Corporation	Forest Energy Corporation	US Reg 3,298,471	September 25, 2007
Forest Energy Corporation	Forest Energy Corporation	US Reg 3,108,447	June 27, 2006
HEAT'RS	Forest Energy Corporation	US Reg 2,964,858	May 25, 2004
PAWS ONLY	Forest Energy Corporation	US Reg 2,846,196	May 25, 2004
<b>TerrAmigo</b>	Forest Energy Corporation	US Reg 2,337,274	April 4, 2000
"HOT SHOTS"	Forest Energy Corporation	US Reg 2,197,050	October 20, 1998
"HIGH ENERGY"	Forest Energy Corporation	US Reg 2,608,896	August 20, 2002
"BLAZER"	Forest Energy Corporation	US Reg 1,710,675	August 25, 1992
"LIL' DEVILS"	Forest Energy Corporation	US Reg 1,881,804	March 7, 1995
"NOAH'S CHOICE"	Forest Energy Corporation	US Reg 2,073,819	June 24, 1997
HEAT'RS	Forest Energy Corporation	Canada Reg. #TMA445380	July 21, 1995

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**RECORDED: 07/12/2021**