

09-24-1998

FORM PTO-1594
(Rev. 6-93)

OMB No. 0651-0011 (exp. 4/94)

Tab settings □ □ □ ▼



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/ER SHEET RECEIVED U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

ONLY

SEP 18 1998

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Nationsbank, N.A.

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State
☐ Other Missouri

Additional name(s) of conveying party(ies) attached? ☐ Yes ☐ No

3. Nature of conveyance:

- ☐ Assignment ☐ Merger
☒ Security Agreement ☐ Change of Name
☐ Other Release of Security Agreement

Execution Date: July 24, 1998

2. Name and address of receiving party(ies)

Name: Tacony Corporation

Internal Address: _____

Street Address: 1760 Gilsinn LaneCity: Fenton State: MO ZIP: 63026

- ☐ Individual(s) citizenship _____
☐ Association _____
☐ General Partnership _____
☐ Limited Partnership _____
☒ Corporation-State Missouri
☐ Other _____

If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☐ No

(Designations must be a separate document from assignment)

Additional name(s) & address(es) attached? ☐ Yes ☐ No

4. Application number(s) or patent number(s):

A Trademark Application No.(s)

B. Trademark Registration No.(s)

1,352,350

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: John A. BaconInternal Address: Baker & McKenzieOne Prudential PlazaSuite 3500Street Address: 130 East Randolph Dr.City: Chicago State: IL ZIP: 60601

6. Total number of applications and registrations involved: _____

1

7. Total fee (37 CFR 3.41).....\$ 40.00☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number: _____

(Attach duplicate copy of this page if paying by deposit account)

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DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

John A. Bacon

Name of Person Signing

John A. Bacon

Signature

9/15/98

Date

Total number of pages including cover sheet, attachments, and document: 2

Mail documents to be recorded with required cover sheet information to:
 Commissioner of Patents & Trademarks, Box Assignments
 Washington, D.C. 20231

TRADEMARK
 REEL: 1790 FRAME: 0871

RELEASE OF POWR-OUT TRADEMARK

THIS RELEASE OF POWR-OUT TRADEMARK ("Release") is made effective as of July 24, 1998 by **NATIONSBANK, N.A.**, successor in interest to Boatmans Bank (collectively, "**Secured Party**"), in favor of **TACONY CORPORATION**, a Missouri corporation ("**Tacony**").

BACKGROUND

As part of an Asset Purchase Agreement dated as of July 12, 1996 ("Purchase Agreement") between the Southwest Manufacturers and Distributors, Inc. and Tacony, Southwest assigned certain trademarks to Tacony, including the Powr-Out trademark, filed June 6, 1985 and bearing Registration No. 1352350 in the United States Patent and Trademark Office (the "Powr-Out Mark"). Secured Party acquired certain security interests in the trademarks assigned to Tacony, including the Powr-Out Mark.

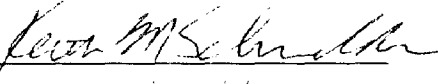
Tacony now desires to sell the Powr-Out Mark to a third party and in order to convey clear title to the Mark, requests Secured Party to release its interests in the Powr-Out Mark and Secured Party is willing to do so.

THEREFORE, in consideration of the premises and for One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Secured Party agrees for the benefit of Tacony as follows:

1. RELEASE.

Secured Party hereby unconditionally releases its security interest in the Powr-Out Mark in favor of Tacony and acknowledges that it has no continuing right, title or interest in the Powr-Out Mark.

NationsBank, N.A.

By: 
Kent M. Schmickler
Senior Vice President