

12-07-1998

FORM PTO-1594

EET

U.S. Department of Commerce

(Rev. 6-93)

Patent and Trademark Office

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

100918722

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

1. Name of conveying party(ies): Load N Go, Inc. *MLG 11-19-98*

2. Name and address of receiving party(ies):
 Name: Home Depot U.S.A., Inc.
 Internal Address: 1404 Society Drive
Claymont, Delaware 19703
 Street Address: 1404 Society Drive
 City: Claymont State: Delaware Zip: 19703

Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State (Delaware)
 Other

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

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other

Execution Date: October 16, 1998

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 registration number(s):
 A. Trademark Application No.(s): 75/326,560; and 75/355,490; and
 B. Trademark Registration No.(s): 2,144,416; and 2,144,417
 Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
 Name: Christopher L. Graff
 Internal Address: Arnold, White & Durkee
 Street Address: P.O. Box 4433
 City: Houston State: Texas Zip: 77210

6. Total number of applications and registrations involved: 4

7. Total fee (37 C.F.R. 3.41)----- \$ 115.00
 [\$40 for 1st...\$25 each additional]
 Enclosed
 Authorized to be charged to deposit account if check insufficient or inadvertently omitted

8. Deposit account number: 01/2508/HDEP:316/GRO
 (Attach duplicate copy of this page if paying by deposit account)

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.

Christopher L. Graff November 19, 1998
 Printed Name Signature Date

Total number of pages including cover sheet, attachments and documents: 5

Mail documents to be recorded with required cover sheet information to:

U.S. Patent and Trademark Office
Office of Public Records
Crystal Gateway 4, Room 335
Washington, D.C. 20231

CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: U.S. Patent and Trademark Office, Office of Public Records, Crystal Gateway 4, Room 335, Washington, D.C. 20231, on the date below:

November 19, 1998 Christopher L. Graff
 Date Signature

12/02/1998 JWATKINS 00000155 75326560
01 FC:481 40.00 OP
02 FC:482 75.00 OP

CONFIRMATORY TRADEMARK ASSIGNMENT

WHEREAS, Load N Go, Inc., a Georgia corporation, having an address of 20 Executive Park West, Suite 2020, Atlanta, Georgia 30329, had adopted, used, and was using, and was the owner of the following marks for which applications in the United States Patent and Trademark Office are pending:

<u>MARK</u>	<u>APPLICATION NO.</u>	<u>FILING DATE</u>
HOME EXPRESS	75/326,560	July 17, 1997
RENT 'N GO and Design	75/355,490	September 11, 1997

WHEREAS, Load N Go, Inc., a Georgia corporation, having an address of 20 Executive Park West, Suite 2020, Atlanta, Georgia 30329, had adopted and was using the mark LOAD 'N GO and LOAD N GO and Design for which Load N Go, Inc. had obtained the following U.S. registrations:

<u>MARK</u>	<u>REG NO.</u>	<u>REG. DATE</u>
LOAD 'N GO	2,144,416	March 17, 1998
LOAD 'N GO and Design	2,144,417	March 17, 1998

WHEREAS, Home Depot U.S.A., Inc., a Delaware corporation having an address of 2455 Paces Ferry Road, N.W., Atlanta, Georgia 30339, entered into an Agreement dated December 31, 1997 pursuant to which Home Depot U.S.A., Inc. acquired the ownership of Load N Go, Inc.'s registered and pending marks as set forth above; and

WHEREAS, the parties hereby desire to confirm Home Depot U.S.A., Inc.'s acquisition of the applications and registrations and all rights and goodwill associated with the marks;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Load N Go, Inc. does hereby confirm its assignment, effective as of

