FORM PTO-1618A
Expires 06/30/99
OMB 0651-0027

02-16-1999

100965547

U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

MRD 2·4·99

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- [X] New
- [ ] Resubmission (Non-Recordation) Document ID #
- [ ] Correction of PTO Error Reel # Frame #
- [ ] Corrective Document Reel # Frame #

Conveyance Type

- [X] Assignment
- [ ] License
- [ ] Security Agreement
- [ ] Nunc Pro Tunc Assignment
- [ ] Merger
- [ ] Change of Name
- [ ] Other

Effective Date: Month 12 Day 24 Year 98

Conveying Party

[ ] Mark if additional names of conveying r

Name: FINOVA Capital Corporation

Formerly:

02-04-1999
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #64

[ ] Individual [ ] General Partnership [ ] Limited Partnership [X] Corporation [ ] Association

[ ] Other

[ ] Citizenship/State of Incorporation/Organization: New York

Receiving Party

[ ] Mark if additional names of receiving parties attached

Name: F.W. FISCHER BY DARON FASHION, INC.

DBA/AKA/TA:

Composed of:

Address (line 1): 112 West 34th Street

Address (line 2):

Address (line 3): New York (City) New York (State/Country) 10120 (Zip Code)

[ ] Individual [ ] General Partnership [ ] Limited Partnership

[X] Corporation [ ] Association

[ ] Other

[ ] If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. *(Designation must be a separate document from Assignment.)*

[ ] Citizenship/State of Incorporation/Organization: New York

02/12/1999 DNGUYEN 00000284 2149504
01 FC:481 40.00 OP

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Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number (212) 684-3900

Name: Donna L. Mirman, Esq.

Address (line 1): Gottlieb, Rackman & Reisman, P.C.

Address (line 2): 270 Madison Avenue

Address (line 3): New York, New York 10016

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments. #

Trademark Application Number(s) or Registration Number(s)

☐ Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		
			2,149,504		

Number of Properties

Enter the total number of properties involved. # 1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): $ $40.00 E

Method of Payment: Enclosed [X] Deposit Account [ ]

Deposit Account
(Enter for payment by deposit account or if additional fees can be charged to the account.)
Deposit Account Number: #

Authorization to charge additional fees: Yes [X] No [ ]

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. Charges to deposit account are authorized, as indicated herein.

Donna L. Mirman	Donna Mirman	2/1/99
Name of Person Signing	Signature	Date Signed

FORM PTO-1618C
Expires 06/30/99
OMB 0651-0027

RECORDATION FORM COVER SHEET
CONTINUATION
TRADEMARKS ONLY

U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

Conveying Party

Enter Additional Conveying Party

☐ Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name

Formerly

☐ Individual ☐ General Partnership ☐ Limited Partnership ☐ Corporation ☐ Association

☐ Other

☐ Citizenship State of Incorporation/Organization

Receiving Party

Enter Additional Receiving Party

☐ Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City State/Country Zip Code

☐ Individual ☐ General Partnership ☐ Limited Partnership

☐ Corporation ☐ Association

☐ Other

☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached *(Designation must be a separate document from the Assignment.)*

☐ Citizenship/State of Incorporation/Organization

Trademark Application Number(s) or Registration Number(s)

☐ Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		

TRADEMARK ASSIGNMENT

WHEREAS, FINOVA Capital Corporation, a Delaware corporation, with offices at 111 West 40th Street, New York, New York 10018 ("Assignor") owns certain trademarks, as listed in Schedule A hereto (hereinafter referred to as the "Trademarks"); and

WHEREAS, F.W. FISCHER BY DARON FASHION, INC., a New York corporation organized under the laws of the state of New York with offices at 112 West 34th Street, New York, New York ("Assignee"), is desirous of acquiring all of the right, title and interest of Assignor in, to and under the Trademarks, together with the goodwill of the business symbolized by the Trademarks; and

WHEREAS, Assignee acknowledges that it is accepting the Trademarks assigned herein "as is", "where is" and without any warranties, express or implied, and

WHEREAS, Assignor agrees to execute and deliver at the request of Assignee, all papers, instruments, and assignments, and to perform any other reasonable acts Assignee may require in order to vest in Assignee all Assignor's right, title, and interest in and to the Trademark, and/or to provide evidence to support any of the foregoing in the event such evidence is deemed necessary by Assignee, to the extent such evidence is in the possession or control of Assignor,

NOW, THEREFORE, in consideration of the sum of One Dollar ($1.00), and other good and valuable consideration paid by Assignee to Assignor, the full receipt and sufficiency of which are hereby acknowledged, Assignor does hereby sell, assign, transfer and convey unto Assignee its right, title and interest in and to the Trademarks, together with the goodwill of the business symbolized by the Trademarks, and the right to sue and recover for past infringement thereof.

IN WITNESS WHEREOF, FINOVA Capital Corporation has caused this Assignment to be duly executed by its officer thereunto duly authorized as of the 24th day of December, 1998.

FINOVA Capital Corporation

By:_____

John Hendrickson, Vice President

AGREED AND ACCEPTED:

F.W. FISCHER BY DARON FASHION, INC.

By:_____

Name: ARON ROSENBERG

Title: PRESIDENT

STATE OF New York)
)ss.:
COUNTY OF ~~New York~~ Queens)

On the 24th day of December 1998, before me personally came John Hendrickson, to me known, who, being, by me duly sworn, did depose and say that he is a Vice President of FINOVA Capital Corporation, the corporation described as Assignor and which executed the foregoing TRADEMARK ASSIGNMENT and that he, on behalf of said corporation, was authorized to sign the foregoing TRADEMARK ASSIGNMENT.

ANNETTE HILL
Notary Public - State of New York
NO. 01HI6009028
Qualified in Queens County
My Commission Expires 6/22/2000

_____
Notary Public

STATE OF New York)
)ss.:
COUNTY OF New York)

On the 13th day of ~~December~~ January, 1999, before me personally came Aron Rosenberg, to me known, who, being, by me duly sworn, did depose and say that he is the President of F.W. FISCHER BY DARON FASHION, INC., the corporation described as Assignee and which executed the foregoing TRADEMARK ASSIGNMENT and that he signed on behalf of said corporation in accordance with authority granted to him by the Board of Directors.

_____
Notary Public

MITCHELL M.Z. TWERSKY
Notary Public, State of New York
No. 31-4999054
Qualified in New York County
Commission Expires July 13, 2000

Schedule A

Schedule A to Trademark Assignment dated December 24th,1998, from FINOVA CAPITAL CORPORATION TO F.W. FISCHER BY DARON FASHION, INC.

Trademark	Registration #	Registration Date
TIDYKINS	2149504	4/7/98

TERMINATION OF SECURITY INTEREST IN TRADEMARKS

WHEREAS, FINOVA CAPITAL COPORATION, a Delaware corporation, having a mailing address at 111 West 40th Street, New York, New York 10018 (the "Secured Party"), became a secured party pursuant to a Factoring Agreement dated December 22, 1986, as amended from time to time, and a Security Agreement-Inventory dated December 22, 1986, as amended from time to time (together herein, the "Financing Agreements"); and

WHEREAS, WALTER JEROME, INC., (the "Debtor") a New York corporation, having its principal offices at 112 West 34th Street, New York, NY, 10001, entered into the Financing Agreements and granted Secured Party a security interest in substantially all its assets and the goodwill associated therewith to secure repayment of the Obligations thereunder; and

WHEREAS, JEROME S. KAUFMAN ("Kaufman"), an individual having a mailing address at 41 Eaton Road, Larchmont, NY 10538, guaranteed all of the Obligations (as defined in the Financing Agreements) of Debtor pursuant to that certain guaranty dated December 22, 1986, as amended from time to time, executed in favor of and delivered to Secured Party (the "Guaranty"); and

WHEREAS, Kaufman granted to Secured Party a security interest in, to and under the trademarks and United States registrations therefor as identified in the SCHEDULE OF TRADEMARKS (the "Trademarks") annexed hereto as Schedule "A" by an instrument titled TRADEMARK COLLATERAL SECURITY AGREEMENT dated as of September 15, 1997, and recorded in the United States Patent and Trademark Office on May 30, 1997, at Reel 75, Frame 300,461 (hereinafter the "Security Interest"); and

WHEREAS, Debtor has defaulted on its Obligations to Secured Party under the Financing Agreements; and

WHEREAS, pursuant to the Financing Agreements, the Guaranty, and Sections 9-503 and 9-504 of the New York Uniform Commercial Code, Secured Party has taken peaceful possession of Debtor's property and the Trademarks and has sold said Trademarks at public auction for good and valuable consideration on the 22nd day of April, 1998, to F.W. FISCHER BY DARON FASHIONS, INC., having its principal offices at 112 West 34th Street, Suite 1903, New York, New York; and

WHEREAS, Secured Party desires to record this instrument to evidence termination of the Security Interest in the Trademarks.

NOW, THEREFORE, Secured Party agrees as follows:

1. Secured Party, on behalf of itself, its successors, legal representatives and assigns, hereby releases and terminates the Security Interest in, to and under, the Trademarks and all renewals and extensions thereof.

2. Secured Party hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States to record the release and termination of Security Interest in the Trademarks by Secured Party, its successors, legal representatives and assigns.

IN WITNESS WHEREOF, the Secured Party has caused this TERMINATION OF SECURITY INTEREST IN TRADEMARKS to be executed by its duly authorized corporate officer this 24th day of December, 1998, to become effective as of the 24th day of December, 1998.

FINOVA Capital Corporation

By:_____
John Hendrickson, Vice President

STATE OF New York)

)ss.:

COUNTY of ~~New York~~) Queens

On the 24th day of December, 1998, before me personally came John Hendrickson, to me known, who, being, by me duly sworn, did depose and say that he is a Vice President of FINOVA Capital Corporation, the corporation described in and which executed the foregoing agreement and that he was authorized to execute the foregoing agreement on behalf of said corporation.

Annette Hill

Notary Public

ANNETTE HILL
Notary Public - State of New York
NO. 01HI6009028
Qualified in Queens County
My Commission Expires 6/22/2000

SCHEDULE A

Schedule A to Termination of Security Interest in Trademarks dated December 24th, 1998, by FINOVA Capital Corporation.

Trademark	Registration #	Registration Date
TIDYKINS	2149504	4/7/98