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OMB 0651-0027

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U.S. Department of Commerce  
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Conveyance Type

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment  
Effective Date  
Month Day Year \_\_\_\_\_
- Merger
- Change of Name
- Other \_\_\_\_\_

Conveying Party

Mark if additional names of conveying parties attached

Name Coldwell Banker Corporation

Execution Date  
Month Day Year  
02 23 99

Formerly \_\_\_\_\_

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Delaware

Receiving Party

Mark if additional names of receiving parties attached

Name TM Acquisition Corp.

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 3838 East Ven Buren

Address (line 2) \_\_\_\_\_

Address (line 3) Phoenix Arizona 85008  
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Delaware

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.)

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**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

202 857 6000

Name

Michael A. Grow

Address (line 1)

Arent Fox Kintner Plotkin & Kahn PLLC

Address (line 2)

1050 Connecticut Avenue, NW

Address (line 3)

Washington, DC 20036

Address (line 4)

**Pages**

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

#

1

**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)

2211401

**Number of Properties**

Enter the total number of properties involved.

#

1

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

40.

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

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Authorization to charge additional fees:

Yes

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.

E.T. Henry/Sr. Legal Assist.

Name of Person Signing

Signature

March 5, 1999

Date Signed

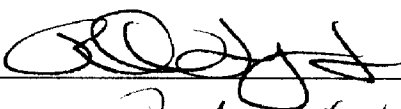
**ASSIGNMENT**

WHEREAS, Coldwell Banker Corporation ("Assignor"), a Delaware corporation, having an address of 6 Sylvan Way, Parsippany, New Jersey 07054, has adopted and used the mark THE ULTIMATE SERVICE which was registered in the U.S. Patent and Trademark Office on December 15, 1998, as Registration No. 2,211,401.

WHEREAS, TM Acquisition Corp. ("Assignee"), a Delaware corporation, having an address of 3838 East Van Buren, Phoenix, Arizona 85008, is desirous of acquiring all right, title and interest in and to said mark, and the registration thereof, together with the goodwill of the business associated with the mark;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby assign to Assignee all right, title and interest in and to said mark and the registration thereof, together with the goodwill of the business symbolized by the mark.

COLDWELL BANKER CORPORATION

By   
Printed Name Richard V. Keutwyper  
Title Senior Vice President  
Date 2-23-99

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