

11-12-1999

Docket No.:



101199516

MRD 11/5/99

Tab settings

To the Honorable Commissioner of Patents and Trademarks, please return the attached original documents or copy thereof.

1. Name of conveying party(ies):

NCT OPPORTUNITIES, INC.  
900 North Carolina Trust Center  
301 N. Elm Street  
Greensboro, NC 27401

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

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

2. Name and address of receiving party(ies):

Name: UNITED STATES TRUST COMPANY OF  
NEW YORK

Internal Address:

Street Address: 114 West 47th Street

City: New York, State: NY ZIP: 10036

Individual(s) citizenship  
 Association  
 General Partnership  
 Limited Partnership  
 Corporation-State New York  
 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

3. Nature of conveyance:

Assignment                       Merger  
 Security Agreement               Change of Name  
 Other

Execution Date: August 31, 1999

4. Application number(s) or registration numbers(s):

A. Trademark Application No.(s)

75/708,325 - NCT OPPORTUNITIES

Additional numbers attached?  Yes  No

B. Trademark Registration No.(s)

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

Name: Parker H. Bagley  
Milbank, Tweed, Hadley  
Internal Address: & McCloy LLP

Street Address: 1 Chase Manhattan Plaza

City: New York, State: NY ZIP: 10005

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:

11-12-1999 DNGUYE4 00000194 75708325  
DO NOT USE THIS SPACE  
40.00

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.

Parker H. Bagley                                           November 5, 1999  
Name of Person Signing                      Signature                      Date

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

TRADEMARK

ASSIGNMENT

WHEREAS, NCT OPPORTUNITIES, INC. (hereinafter "Assignor"), a corporation organized and existing under the laws of the State of North Carolina, with a place of business at 900 North Carolina Trust Center, 301 N. Elm Street, Greensboro, North Carolina 27401, is the owner of all right, title and interest in and to the trademark NCT OPPORTUNITIES for "investment services in the field of non-traditional investments", and of United States Trademark Application Serial No. 75/708,325.

WHEREAS, Assignor represents and warrants that it has used such mark in interstate commerce in connection with such goods as early as December 31, 1994 and continuing to the date of this assignment, that its title in and to the trademark NCT OPPORTUNITIES is free and clear of any and all encumbrances, liens or other adverse claims and that it has the unfettered right to make this assignment;

WHEREAS, UNITED STATES TRUST COMPANY OF NEW YORK, a New York corporation, with a place of business at 114 West 47<sup>th</sup> Street, New York, NY 10036 (hereinafter "Assignee"), is desirous of acquiring said mark:

**NOW, THEREFORE:**

In consideration of and in exchange for the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, said Assignor does hereby assign unto Assignee all of its right, title and interest in

TRADEMARK

and to the trademark NCT OPPORTUNITIES, together with the goodwill of the business symbolized thereby, the right to sue for past infringement and U.S. Application Serial No. 75/708,325.

NCT OPPORTUNITIES, INC.

Dated: August 31, 1999

By: Stephen C. Hassentelt  
Name : Stephen C. Hassentelt  
Title : Chairman & Chief Executive Officer