

TRADEMARK



101264758

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RECEIVED

To the Honorable Commissioner of Patents and Trademarks, Please return to:

Documents or copy thereof.

1. Name of conveying party(ies):

Midland Machinery Co., Inc.

OPR/FINANCE

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State New York
☐ 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: January 6, 2000

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

Name: HSBC Bank USA

Internal Address:

Street Address: One HSBC Center

City: Buffalo State: NY ZIP: 14203

- ☐ Individual(s) citizenship
☐ Association
☐ General Partnership
☐ Limited Partnership
☒ Corporation-State New York banking corporation
☐ 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 registration number(s):

A. Trademark Application No.(s)

B. Trademark registration No.(s)

2,203,292

1,943,547

Additional numbers attached? ☐ Yes ☒ No

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

Name: Annabelle V. Irely

Internal Address:

Street Address: 3400 HSBC Center

City: Buffalo State: NY ZIP: 14203

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41): \$ 65

☒ Enclosed

☐ Authorized to be charged to deposit account

8. Deposit account number:

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

DO NOT USE THIS SPACE

02/09/2000 DCOATES 00000211 2203292

01 FC:481 40.00 DP
02 FC:482 25.00 DP

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.

Annabelle V. Irely
Name of Person Signing

Annabelle V. Irely
Signature

January 6, 2000
Date

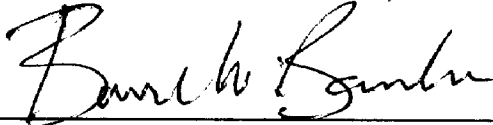
Total number of pages comprising cover sheet:

NOTICE OF SECURITY INTEREST

Notice is hereby given that MIDLAND MACHINERY CO., INC., a New York corporation, with its principal place of business located at 101 Cranbrook Extension, Tonawanda, New York 14151 ("Borrower") has granted a security interest to HSBC Bank USA with its principal place of business located at One HSBC Center, Buffalo, New York 14203 ("Bank"), in and to all of the trademarks listed on Schedule A and the applications, registrations and goodwill associated therewith, pursuant to an agreement between Borrower and Bank dated of even date herewith and as the same may be amended or supplemented from time to time.

Dated: January 6, 2000

MIDLAND MACHINERY CO., INC.

By: 

Barre W. Banks
President

STATE OF NEW YORK)
COUNTY OF ERIE) SS.:

On the 1st day of January in the year 2000, before me, the undersigned, a notary public in and for said state, personally appeared Barre W. Banks, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

VICTORIA L. GRADY
Notary Public, State of New York
Qualified in Erie County
My Commission Expires 11/15/00

Bhady

(Signature and office of individual taking acknowledgment)

BFLO Doc # 963413.2

TRADEMARK

REEL: 002019 FRAME: 0401

SCHEDULE A

TO NOTICE OF SECURITY INTEREST IN TRADEMARKS

Trademark

Registration Number

NOVA - PAVER

U.S. Reg. 2203292

MIX - PAVER

U.S. Reg. 1943547

BFLO Doc # 963413.2

RECORDED: 01/10/2000

TRADEMARK
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