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Patent and Trademark Office



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To the Honorable Commissioner of Patents and Trademarks

Documents or copy thereof.

1. Submission Type

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

Name of receiving party:

North Carolina Trust Company of New York

DBA/AKA/TA:

Address: 114 West 47th Street

City: New York State: NY Zip: 10036

3. Name of Conveying Party:

Name: North Carolina Trust Company

Formerly: _____

Execution Date MONTH DAY YEAR August 31, 1999

- Individual(s) Association
- General Partnership Limited Partnership
- Corporation Other _____
- Citizenship/State of Incorporation/Organization: North Carolina

- Individual Corporation
- Association Limited Partnership
- General Partnership Other

Citizenship/State of Incorporation:

New York

Additional name(s) of receiving parties attached: Yes No

Additional name(s) of conveying parties attached? Yes No

4. Conveyance Type:

- Assignment Merger License
 - Security Agreement Change of Name Nunc Pro Tunc Assignment
 - Other _____
- Effective Date: _____ (if nunc pro tunc assignment)

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)

5. Application number(s) or registration number(s):

B. Trademark registration No.(s) 1,938,206

A. Trademark Application No.(s)

Additional numbers attached? Yes No

6. Name and address of party to whom correspondence concerning document should be mailed (and Domestic Representative Address, if applicable):

Name: Parker H. Bagley MILBANK, TWEED, HADLEY & McCLOY LLP

Address: One Chase Manhattan Plaza City: New York State: NY Zip: 10005 Area Code and Telephone No: 212 530-5000

7. Total number of applications and registration involved: 1

8. Total fee (37 CFR 3.41): \$ PREVIOUSLY SUBMITTED

- Enclosed
- Authorized to be charged to deposit account

9. Deposit account number:

13-3250

Authorized to charge additional fees Yes No

FOR OFFICE USE ONLY

10. 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.

PARKER H. BAGLEY

Name of Person Signing

Signature

FEBRUARY 24, 2000

Date

Total number of pages: 1 in cover sheet

Mail Documents to Commissioner of Patents and Trademarks, Box Assignments, Washington DC 20231

TRADEMARK

ASSIGNMENT

WHEREAS, NORTH CAROLINA TRUST COMPANY (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 right, title and interest in and to the trademark NORTH CAROLINA TRUST COMPANY for "investment management and trust services" and of U.S. Registration No. 1,938,206, registered November 28, 1995.

WHEREAS, Assignor represents and warrants that it has used such mark in interstate commerce in connection with such goods as early as January 2, 1984 and continuing to the date of this assignment, that its title in and to the trademark NORTH CAROLINA TRUST COMPANY 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 47th 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 NORTH CAROLINA TRUST COMPANY, together with the goodwill of the business symbolized thereby, the right to sue for past infringement and U.S. Registration No. 1,938,206.

NORTH CAROLINA TRUST COMPANY

Dated: August 31, 1999

By: Stephen C. Hassenfelt
Name : Stephen C. Hassenfelt
Title : chairman & chief executive officer