

05-01-2000

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



101340097

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- ☐ Assignment ☐ License
- ☐ Security ☐ Nunc Pro Tunc Assignment

- ☐ Merger
- ☐ Change of Name

☒ Other

Notice of Grant of Security Interest

Effective Date
Month Day Year
3/9/00

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☐ Mark if additional names of conveying parties attached

Name

Execution Date
Month Day Year

3/9/00

Formerly

- ☐ Individual ☐ General Partnership ☐ Limited Partnership ☒ Corporation ☐ Association
- ☐ Other

☒ Citizenship/State of Incorporation/Organization

Delaware

Receiving Party

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Name

DBA AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

NC

State/Country

28288-0608

Zip Code

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- ☐ Corporation ☐ Association

☒ Other

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Mail documents to be recorded with required cover sheet(s) information to:
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TRADEMARK
REEL: 002062 FRAME: 0140

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Enter for the first Receiving Party Only.

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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)

<input type="text" value="75/711,689"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1,824,090"/>	<input type="text"/>	<input type="text"/>
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Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment: Enclosed ☒

Deposit Account ☒

Deposit Account

(any deficiency)

(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 ☒

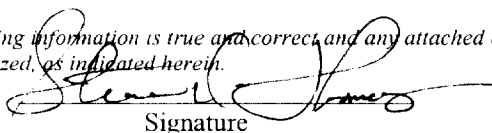
No ☐

Statement and Signature

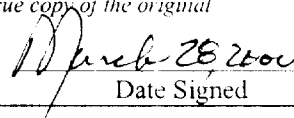
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Steven D. Thomas

Name of Person Signing



Signature



Date Signed

NOTICE
OF
GRANT OF SECURITY INTEREST
IN
TRADEMARKS

United States Patent and Trademark Office

Ladies and Gentlemen:

Please be advised that pursuant to the Security Agreement dated as of March 9, 2000 (the "Security Agreement") by and among the obligors party thereto (each an "Obligor" and collectively the "Obligors") and First Union National Bank, a national banking association, as Administrative Agent (the "Administrative Agent") for the Lenders referenced therein (the "Lenders"), the undersigned Obligor has granted a continuing security interest in and continuing lien upon, the trademarks shown below to the Administrative Agent for the ratable benefit of the Lenders:

TRADEMARKS

<u>Trademark No.</u>	<u>Description of Trademark Item</u>	<u>Date of Trademark</u>
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See attached Schedule A

TRADEMARK APPLICATIONS

<u>Trademark Applications No.</u>	<u>Description of Trademark Applied For</u>	<u>Date of Trademark Applications</u>
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See attached Schedule A

The Obligors and the Administrative Agent, on behalf of the Lenders, hereby acknowledge and agree that the security interest in the foregoing trademarks (i) may only be terminated in accordance with the terms of the Security Agreement and (ii) is not to be construed as an assignment of any trademark or trademark application.

Very truly yours,

BRILLION IRON WORKS, INC.

By: 

Name: _____

Title: _____

Acknowledged and Accepted:

FIRST UNION NATIONAL BANK, as Administrative Agent

By: 

Name: Kent Davis

Title: VP

Schedule A

Brillion Iron Works, Inc.

U.S. Trademark

Mark	Registration No.	Registration Date
LANDCOMMANDER	1,824,090	3/1/94

Pending Application

Mark	Application Serial No.	Filing Date
OPTIMIZER	75/711,689	5/21/99

DURI\253726_1

RECORDED: 04/04/2000

**TRADEMARK
REEL: 002062 FRAME: 0144**