

04-28-2000

FORM PTO-1994

1-31-92



U.S. DEPARTMENT OF COMMERCE

BT

Patent and Trademark Office

MRO CAR

101337930

4.12.00

Attorney Docket No. 83411.09482

Address to: Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C., 20231

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
Hartco Flooring Company

Individual(s)       Association  
 General Partnership       Limited Partnership  
 Corporation-State: Tennessee  
 Other

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

2. Name and Address of receiving party(ies):  
Name: HFCG Corp.  
Internal Address:  
Street Address: 418 South Main  
City: Oneida      State: Tennessee      Zip: 37841

Individual(s) citizenship  
 Association  
 General Partnership  
 Limited Partnership  
 Corporation-State: Delaware  
 Other  
 Corporation-State  
 Other

ORR/FINANCE  
MAY 19 10 10 AM '00

3. Nature of conveyance:  
 Assignment       Merger  
 Security Agreement       Change of Name  
 Other: Corrective Assignment to correct the state of incorporation of the conveying party ("assignor") on document previously recorded at Reel Frame 1669:0690.

Execution Date: September 30, 1997

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No

(Designation 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) 1,768,077

Additional Numbers attached?  Yes  No

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

Name: Pamela S. Ratliff

Internal Address:

Street Address: Thompson & Knight, L.L.P.  
1700 Pacific Avenue, Suite 3300

City: Dallas      State: Texas      Zip: 75201

6. Total number of applications and registrations involved: 1

7. Total Fee (37 CFR 3.41): \$ 40.00  
(payable to Commissioner of Patents and Trademarks)

Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number: Please charge any excess fees that are not covered in the enclosed check to Account No. 20-0821 of Thompson & Knight, L.L.P.

(Attach Duplicate Copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

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.*

Pamela S. Ratliff      Pamela S. Ratliff      4-12-00  
 Name of Person Signing      Signature      Date

83411.09482 CORP 17672-1

OMB No. 0651-0011 (exp 4/94)

Total number of pages comprising cover sheet

TRADEMARK  
REEL: 002064 FRAME: 0569

TRADEMARK ASSIGNMENT AGREEMENT

This Trademark Assignment Agreement (this "Agreement"), effective as of September 30, 1997, (the "Effective Date") is made by and between Hartco Flooring Company, a Delaware corporation ("Assignor"), and HFCG Corp., a Delaware corporation ("Assignee").

Tennessee PR  
4/12/00

WITNESSETH:

WHEREAS, Assignor has adopted and used and in certain cases registered or applied for registration of the trademarks listed on Exhibit A to this Agreement in connection with the goods listed thereon (the "Marks");

WHEREAS, Assignor has agreed to assign and Assignee has agreed to acquire all of Assignor's right, title, and interest in and to the Marks, both registered and common law, the goodwill of the business symbolized thereby, and the right to recover damages and profits for past infringement thereof; and

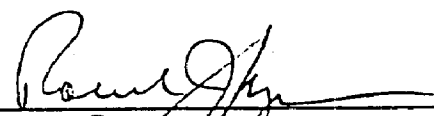
NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. Assignor hereby assigns, transfers and conveys unto Assignee all of Assignor's right, title and interest in and to the Marks, both registered and common law, the goodwill of the business symbolized thereby, and the right to recover damages and profits for past infringement thereof.

2. This Agreement shall be governed by and construed in accordance with the laws of the United States of America and of the State of Texas.

IN WITNESS WHEREOF, Assignor has caused its duly authorized representative to execute this Assignment effective as of the date first above written.

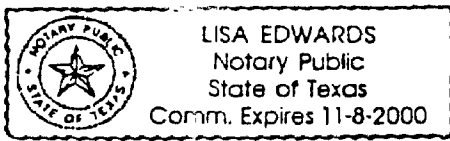
HARTCO FLOORING COMPANY

By:   
Name: Robert J. Simon  
Title: Executive V.P.

STATE OF TEXAS           §  
  §  
COUNTY OF DALLAS       §

On this day, before me, the undersigned, a Notary Public, duly commissioned, qualified and acting, the within named Robert J. Symon, who stated that he was the Executive Vice President of Hartco Flooring Company, a Delaware <sup>Tennessee</sup> corporation, and was duly authorized in his capacity to execute the foregoing instrument for and in the name and behalf of said corporation, and further stated that and acknowledged that he had so signed, executed and delivered said foregoing instrument for consideration, uses and purposes therein mentioned and set forth.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal on this 30th day of September, 1997.



Lisa Edwards  
Notary Public

My Commission Expires:

11-8-2000

EXHIBIT A TO TRADEMARK ASSIGNMENT AGREEMENT

HARTCO FLOORING COMPANY UNITED STATES TRADEMARKS

MARK (INT'L CLASS)	GOODS/SERVICES	SERIAL/REG. NUMBER	FILE DATE
BEAUMONT (CL.19)	WOOD FLOORING	74/497,846	3/7/94 <sup>1</sup>
BURNSIDE PLANK (CL.19)	WOOD FLOORING	1,684,453	6/3/91
EMBASSY (CL.19)	WOOD FLOORING	74/577,354	9/23/94
FOAM-TILE (CL.19)	CUSHIONED, WOOD PARQUET BLOCK PANELS AND ASSEMBLIES	892,676	6/24/69
HARTCO (CL.1)	ADHESIVE-NAMELY, MASTIC FOR SECURING WOOD FLOORING ELEMENTS TO A BASE	732,899	2/6/61
HARTCO (CL.3)	WOOD FLOOR CARE PRODUCTS, NAMELY, CLEANERS, WAXES AND POLISHES	1,232,441	4/29/81
HARTCO (CL.19)	WOOD TILE FLOORING	664,613	10/14/57
HARTCO & DESIGN (CL.1,19)	FLOOR TILE MASTIC (CL.1); FLOOR TILE (CL.19)	1,104,114	1/27/78
HARTCO AMERICAN OAK (CL.19)	WOOD PLANK FLOORING	1,979,384	1/18/95
HARTCO AMERICAN PRIDE (CL.19)	WOOD FLOORING	1,949,519	2/7/94
HARTCO COUNTRYSIDE (CL.19)	WOOD PLANK FLOORING	74/622,707	1/18/95

<sup>1</sup> TTAB affirmed Examiner's Refusal to Register.

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EXHIBIT A TO TRADEMARK ASSIGNMENT  
PAGE 1 of 5

MARK (INT'L CLASS)	GOODS/SERVICES	SERIAL/REG. NUMBER	FILE DATE
HARTCO CUSTOM HOME (CL.19)	WOOD PARQUET & WOOD PLANK FLOORING	74/688,386	6/8/95
HARTCO HOME CHOICE (CL.19)	WOOD PARQUET & WOOD PLANK FLOORING	2,046,533	6/8/95
HARTCO ONEIDA STRIP (CL.19)	WOOD PARQUET & WOOD PLANK FLOORING	75/064,424	2/20/96
HARTCO U.S. OAK (CL.19)	WOOD PARQUET & WOOD PLANK FLOORING	1,980,670	1/18/95
HARTCO WOOD FLOOR-TILE (CL.19)	FLOOR TILE	1,050,679	9/29/75
HARTCO WOOD FOAM-TILE (CL.19)	FLOOR TILE	1,050,680	9/2/75
HARTCO WOOD FOAM-TILE & DESIGN (CL.19)	FLOOR TILE	1,049,588	10/20/75
HARTWOOD (CL.19)	HARDWOOD FLOORING	1,710,769	2/8/91
IMPERIAL PLANK (CL.19)	WOOD FLOORING	1,643,632	6/4/90
KINGSFORD STRIP (CL.19)	HARDWOOD FLOORING	1,918,851	7/15/91
PAR-K-STIK (CL.27)	ADHESIVE MATERIAL APPLIED TO FLOOR COVERINGS FOR ATTACHMENT TO FLOORING SURFACES	961,922	5/1/72
PATTERN PLUS (CL.19)	HARDWOOD FLOORING	1,301,704	10/20/83
PROVINCIAL STRIP (CL.19)	WOOD FLOORING	74/504,515	3/24/94 <sup>2</sup>

<sup>2</sup> Abandonment of Appeal Filed 2/10/97.

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EXHIBIT A TO TRADEMARK ASSIGNMENT  
PAGE 2 of 5

MARK (INT'L CLASS)	GOODS/SERVICES	SERIAL/REG. NUMBER	FILE DATE
SOMERSET PLANK (CL.19)	HARDWOOD FLOORING	1,768,077	9/17/90

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EXHIBIT A TO TRADEMARK ASSIGNMENT  
PAGE 3 of 5

**Attachment A to Trademark Recordation Form PTO-1994**

Conveying Party: Hartco Flooring Company  
 Receiving Party: HFCCG Corp.

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**TRADEMARK**

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RECORDED: 04/12/2000

TRADEMARK  
REEL: 002064 FRAME: 0576