

09-25-2000



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TRADEMARK

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| FORM PTO-1  | 618B Page 2  | U.S. Department of Commerce Patent and Trademark Office TRADEMARK |  |  |
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| Name [  | Regina J. O'Flaherty   |   |  |  |
| Address (line 1)  | Mayer, Brown & Platt   |   |  |  |
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|   | of Person Signing Signature  | Date Signed   |  |  |
|   |  |   |  |  |

## TRADEMARK RELEASE

This Release granted on this 2st August day of July, 2000, by BNP PARIBAS as Collateral Agent ("Collateral Agent"), to BRADEN MANUFACTURING, L.L.C., a Delaware limited liability company ("Assignor"), as follows:

## WITNESSETH

WHEREAS, the Assignor has heretofore granted to the Collateral Agent a security interest in certain U.S. trademarks, trademark registrations and trademark applications as more particularly set forth on Schedule A attached hereto (the "Marks") to secure the Obligations (as defined in the Security Agreement, dated June 8, 2000, between the Collateral Agent and the Assignor (the "Security Agreement")); and

WHEREAS, the Collateral Agent wishes to release and restore all right, title and interest in and to the Marks to the Assignor and to dissolve any and all Liens and encumbrances respecting the Marks shown on the attached Schedule A hereto.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, the Collateral Agent hereby releases, discharges, quit claims and relinquishes unto the Assignor any and all of its right, title and interest in and to the Marks, and more particularly, (i) the security interest in the trademarks, trademark registrations and trademark applications as set forth on Schedule A hereto, (ii) all Proceeds (as such term is defined in the Uniform Commercial Code as in effect in the State of New York on the date hereof or under other relevant law) and products of the Marks, (iii) the goodwill of the business symbolized by the Marks and (iv) all causes of action arising prior to the date hereof for infringement of any of the Marks or unfair competition regarding the same; in each case to the extent granted to Collateral Agent by the Assignor by the Security Agreement, which Assignment was duly recorded on July 27, 1998 at Trademark Reel 1761, Frame 0272 in the United States Patent and Trademark Office.

IN WITNESS WHEREOF, the undersigned, by and through its authorized officer, has caused this instrument to be executed under seal on the date first written above.

as Collateral Agent

**BNP PARIBAS** 

By

Name:

Darryl M. Monasebian

Title:

Director
Merchant Banking Group

By\_\_\_\_\_Name:

PJ de FILIPPIS

Title:

MANAGING DIRECTOR

new york 631001 v1 [D\$vt0i!.doc]

STATE OF NEW YORK ) ss.:

COUNTY OF NEW YORK )

On this 1st day of July, 2000, before me personally appeared Parry M. Monasetian to me known who, being by me duly sworn, did depose and say that he/she is Virector Banking of BNP PARIBAS described herein and which executed the foregoing instrument and that heshe signed his name thereto pursuant to the authority granted by BNP PARIBAS.

otary Public

JOSEPH CATARINA
NOTARY PUBLIC, State of New York
No. 31-4896080
Qualified in New York County
Commission Expires June 1, 19-200

STATE OF NEW YORK ) ss.:

COUNTY OF NEW YORK )

On this 1st day of July, 2000, before me personally appeared PI de Filippis, to me known who, being by me duly sworn, did depose and say that he/she is Managing Director of BNP PARIBAS described herein and which executed the foregoing instrument and that heshe signed his name thereto pursuant to the authority granted by BNP PARIBAS.

otary Public

JOSEPH CATARINA
NOTARY PUBLIC, State of New York
No. 31-4896080
Qualified in New York County
Commission Expires June 1,49

## **SCHEDULE A**

## TRADEMARKS AND TRADEMARK APPLICATIONS

| Mark   | Registration/Application No. | Grant/File Date |
|--------|------------------------------|-----------------|
| EXCEL  | 2,107,670                    | 10-21-97        |
| PFS    | 74/716,087                   | 08-07-95        |
| BRADEN | 1,789,105                    | 08-24-93        |
| BRADEN | 1,785,232                    | 08-03-93        |
| BRADEN | 1,911,069                    | 08-15-95        |
| TRICEL | 2,118,311                    | 12-02-97        |

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