

RECORD.  
TR.

10-13-2000



101487331

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

SEP 30 2000

Original documents or copy thereof.

Tab settings = = = ▾

To the Honorable Commissioner of Patents and

1. Name of conveying party(ies):

Bank One Trust Company, NA, as Trustee and Successor  
in interest to First National Bank of Commerce

- Individual(s)                       Association
- General Partnership               Limited Partnership
- Corporation-State
- Other \_\_\_\_\_

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

3. Nature of conveyance:

- Assignment                               Merger
- Security Agreement                       Change of Name
- Other Release of A Conditional Assignment of and  
Security Interest in Intellectual Property

Execution Date: Sept 20, 2000

2. Name and address of receiving party(ies)

Name: Jazz Enterprises, Inc.

Internal Address: \_\_\_\_\_

Street Address: 219 Piasa St.

City: Alton State: IL ZIP: 62002

- Individual(s) citizenship \_\_\_\_\_
- Association \_\_\_\_\_
- General Partnership \_\_\_\_\_
- Limited Partnership \_\_\_\_\_
- Corporation-State Louisiana Corp.
- 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 patent number(s):

A. Trademark Application No.(s)

MRD  
9-30-00

B. Trademark Registration No.(s)

Additional numbers attached?  Yes  No

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

Name: Laura Konrath

Internal Address: Winston & Strawn

33rd Floor

Street Address: 35 West Wacker Drive

City: Chicago State: IL ZIP: 60601

6. Total number of applications and registrations involved: \_\_\_\_\_



7. Total fee (37 CFR 3.41).....\$ 90.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

N/A

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

10/12/2000 6TON11 00000666 74722443

DO NOT USE THIS SPACE

01 FC:481 40.00 OP  
02 FC:482 50.00 OP

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.

Laura Konrath

Name of Person Signifying

[Signature]  
Signature

9/20/00  
Date

Total number of pages including cover sheet, attachments, and document: \_\_\_\_\_

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments

TRADEMARK  
REEL: 002155 FRAME: 0433

Continuation  
Item 4

JAZZ ENTERPRISES, INC.

SCHEDULE A

INTELLECTUAL PROPERTY SUBJECT TO REGISTRATION STATUTES

<u>TRADEMARK/ SERVICES</u>	<u>DATE REG./SER. NO.</u>	<u>COUNTRY/ CLASS</u>	<u>FILE NO./ STATUS</u>
1 CATFISH TOWN	29 AUG 95 74/722,443	U.S. 36	5266.3021 Pending
Management and leasing of shopping mall space.			
2. CATFISH TOWN & Design	29 AUG 95 74/722,444	U.S. 36	5266.3022 Pending
Management and leasing of shopping mall space.			
3. JAZZ ENTERPRISES, INC. & Design	21 NOV 95 1,936,339	U.S. 41	5266.3023 Registered
Casino gaming services.			
<del>4. JAZZ ENTERPRISES, Inc. &amp; Design</del>	<del>21 SEP 93 930921</del>	<del>Louisiana 41</del>	<del>5266.3024 Registered</del>
Casino gaming services.			

**JAZZ ENTERPRISES, INC.  
RELEASE OF A CONDITIONAL ASSIGNMENT OF AND  
SECURITY INTEREST IN INTELLECTUAL PROPERTY RIGHTS  
(SERVICEMARK)**

THIS RELEASE OF A CONDITIONAL ASSIGNMENT OF AND SECURITY INTEREST IN INTELLECTUAL PROPERTY RIGHTS (SERVICEMARK) (this "Release") dated September 20, 2000, is made by BANK ONE TRUST COMPANY, NA, as trustee and successor in interest to First National Bank of Commerce (the "Trustee") under the Indenture (as amended, restated, supplemented or otherwise modified from time to time, the "Indenture") dated as of June 5, 1996 among Argosy Gaming Company, the guarantors signatory thereto and the Trustee.

WITNESSETH:

WHEREAS, the Trustee and Jazz Enterprises, Inc., a Louisiana corporation, entered into a Conditional Assignment of and Security Interest in Intellectual Property Rights (Servicemark) ("Trademark Assignment Agreement") dated as of June 5, 1996, and recorded with the United States Patent and Trademark Office the Intellectual Property Collateral (including, without limitation, those items listed on Schedule A hereto) (the "Security Interest"); and

WHEREAS, the Trustee has agreed to release the Security Interest.

NOW, THEREFORE, in consideration of the premises set forth herein and for the other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Trustee hereby releases and forever discharges the Security Interest.

IN WITNESS WHEREOF, the Trustee has duly executed this Release as of the date first above written.

BANK ONE TRUST COMPANY, as Trustee and successor in interest to First National Bank of Commerce

By: 

Its: **DENIS L. MILLINER**  
Regional Account Executive  
Authorized Banking Officer

STATE OF LOUISIANA     )  
  )ss  
PARISH OF ORLEANS     )

On the 20<sup>th</sup> day of September, 2000, before me personally came Deals L. Miller who is personally known to me to be the Regional Account Exec of Bank One Trust Company, NA, a national banking association; who, being duly sworn, did depose and say that he is the Regional Account Exec. of such association, the association described in and which executed the foregoing instrument; that he executed and delivered said instrument pursuant to authority given by the Board of Directors of such association, and that he acknowledged said instrument to be the free act and deed of said association.

Harold H. Sibert  
Notary Public

[NOTARIAL SEAL]

**JAZZ ENTERPRISES, INC.**

**SCHEDULE A**

**INTELLECTUAL PROPERTY SUBJECT TO REGISTRATION STATUTES**

<u>TRADEMARK/ SERVICES</u>	<u>DATE REG./SER. NO.</u>	<u>COUNTRY/ CLASS</u>	<u>FILE NO./ STATUS</u>
1 CATFISH TOWN	29 AUG 95 74/722,443	U.S. 36	5266.3021 Pending
Management and leasing of shopping mall space.			
2. CATFISH TOWN & Design	29 AUG 95 74/722,444	U.S. 36	5266.3022 Pending
Management and leasing of shopping mall space.			
3. JAZZ ENTERPRISES, INC. & Design	21 NOV 95 1,936,339	U.S. 41	5266.3023 Registered
Casino gaming services.			
4. JAZZ ENTERPRISES, Inc. & Design	21 SEP 93 930921	Louisiana 41	5266.3024 Registered
Casino gaming services.			