

12-11-2000



101545933

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

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

Conveyance Type

- ☐ Assignment ☐ License
- ☐ Security Agreement ☐ Nunc Pro Tunc Assignment
Effective Date
Month Day Year
- ☐ Merger
- ☐ Change of Name
- ☒ Other

Conveying Party

☐ Mark if additional names of conveying parties attached

Name

Execution Date
Month Day Year

Formerly

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

☒ Other

☒ Citizenship/State of Incorporation/Organization

Receiving Party

☒ Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

- ☐ Individual ☐ General Partnership ☐ Limited Partnership

☐ Corporation ☐ Association

☒ Other

☒ Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

12/12/2000 JJALLAH2 00000001 2073859

FOR OFFICE USE ONLY

01 FC:481
02 FC:482

40.00 OP
75.00 OP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

TRADEMARK
REEL: 002191 FRAME: 0969

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Meredith A. Parsons

Address (line 1)

Latham & Watkins

Address (line 2)

233 S. Wacker Drive, Ste 5800

Address (line 3)

Chicago, IL 60606

Address (line 4)

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)

75/329,530

2,073,859

1,866,750

2,069,859

Number of Properties

Enter the total number of properties involved.

#

4

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

115.00

Method of Payment:

Enclosed

☒

Deposit Account

☐

Deposit Account

(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

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.

Meredith A. Parsons

Name of Person Signing

Signature

Date Signed

12/07/00

RECORDATION FORM COVER SHEET
CONTINUATION
TRADEMARKS ONLY

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

Conveying Party

Enter Additional Conveying Party

☐ Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name The Bank of Nova Scotia, Individually and as Agent

11 29 2000

Formerly

☐ Individual ☐ General Partnership ☐ Limited Partnership ☐ Corporation ☐ Association

☒ Other lending institution

☐ Citizenship State of Incorporation/Organization Canada

Receiving Party

Enter Additional Receiving Party

☐ Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

☐ Individual ☐ General Partnership ☐ Limited Partnership

☐ Corporation ☐ Association

☐ Other

☐ Citizenship/State of Incorporation/Organization

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Trademark Application Number(s) or Registration Number(s)

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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)

RECORDATION FORM COVER SHEET
CONTINUATION
TRADEMARKS ONLY

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

Conveying Party

Enter Additional Conveying Party

☐ Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name The Toronto Dominion Bank, Individually and as Agent

11 29 2002

Formerly

☐ Individual ☐ General Partnership ☐ Limited Partnership ☐ Corporation ☐ Association

☒ Other lending institution

☒ Citizenship State of Incorporation/Organization Canada

Receiving Party

Enter Additional Receiving Party

☐ Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

☐ Individual ☐ General Partnership ☐ Limited Partnership

☐ Corporation ☐ Association

☐ Other

☐ Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached (Designation must be a separate document from the Assignment.)

Trademark Application Number(s) or Registration Number(s)

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

☐ Mark if additional numbers attached

Trademark Application Number(s)

Registration Number(s)

TERMINATION OF A SECURITY INTEREST IN TRADEMARKS

WHEREAS, Skyjack Inc. ("Skyjack") has granted a security interest in all of Skyjack's trademarks, including without limitation, those identified on the attached Exhibit A, pursuant to a General Security Agreement ("Agreement") in favor of Royal Bank of Canada, The Toronto-Dominion Bank, and The Bank of Nova Scotia ("Lenders");

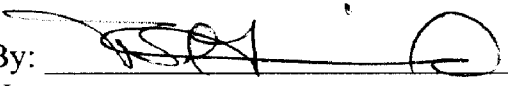
WHEREAS, Lenders filed the Agreement in the registers of the U.S. Trademark Office at Reel 002026 Frame 0815 on February 17, 2000 to evidence Skyjack's assignment to Lenders of its rights under the Agreement with respect to Skyjack's trademarks; and

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Lenders hereby desire to cancel and terminate the Agreement, declare the same null and void, of no further force and effect, and further cancels Lenders' entire interest in Skyjack's trademarks described in the Agreement.

IN WITNESS WHEREOF, Lenders have caused this Termination of a Security Interest in Trademarks to be duly executed as of this 29 day of November, 2000.


Dated this 29 day of November, 2000.

ROYAL BANK OF CANADA, individually
and as Agent

By: 
Name: _____
Its: _____

By: _____
Name: _____
Its: _____

THE TORONTO-DOMINION BANK, individually
and as Agent

By: 
Name: **A. R. RUMBLES**
Its: **Manager, Commercial Loans**

By: _____
Name: _____
Its: _____

THE BANK OF NOVA SCOTIA, individually and
as Agent

By: *B.D. McKenzie*
Name: *B.D. McKenzie*
Its: *Managing Director*

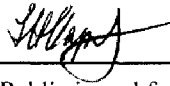
By: _____
Name: _____
Its: _____

CERTIFICATE OF ACKNOWLEDGMENT

PROVINCE OF ONTARIO, CANADA

On this 30th day of November, A.D. 2000, before me,
Tommy Kapsales, a Notary Public in and for the
PROVINCE OF ONTARIO, CANADA, personally appeared Bernard Lacroix and _____
of Royal Bank of Canada, which executed the above and foregoing instrument, who being to me known
as the identical persons who signed the foregoing instrument, and by me duly sworn, did say that they are the
Vice-President and _____, respectively, of Royal Bank of Canada
and that said instrument was by them signed and sealed on behalf of the said Bank by authority of its Board of
Directors, and they acknowledged the execution of said instrument to be it voluntary act and deed of said Bank, by it
voluntarily executed.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed my Notarial Seal the day and year
last above written.



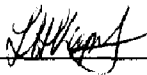
Notary Public in and for the Province of Ontario, Canada

CERTIFICATE OF ACKNOWLEDGMENT

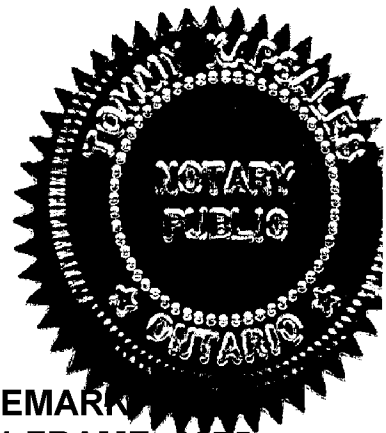
PROVINCE OF ONTARIO, CANADA.

On this 20th day of November, A.D. 2000, before me,
Tommy Kapsales, a Notary Public in and for the
PROVINCE OF ONTARIO, CANADA, personally appeared Rose Rumbles and _____
of The Toronto-Dominion Bank, which executed the above and foregoing instrument, who being to me known
as the identical persons who signed the foregoing instrument, and by me duly sworn, did say that they are the
Manager, Commercial Loans and _____, respectively, of The Toronto-Dominion Bank and that
said instrument was by them signed and sealed on behalf of the said Bank by authority of its Board of Directors, and
they acknowledged the execution of said instrument to be the voluntary act and deed of said Bank, by it voluntarily
executed.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed my Notarial Seal the day and year
last above written.



Notary Public in and for the Province of Ontario, Canada



TRADEMARK
REEL: 002191 FRAME: 0975

CERTIFICATE OF ACKNOWLEDGMENT

PROVINCE OF ONTARIO, CANADA

On this 1st day of ^{December} ~~November~~, A.D. 2000, before me,

Tommy Kapsales

, a Notary Public in and for the

PROVINCE OF ONTARIO, CANADA, personally appeared Brian McKenzie and

of The Bank of Nova Scotia, which executed the above and foregoing instrument, who being to me known

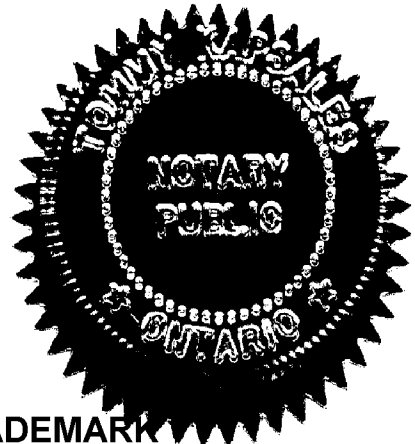
as the identical persons who signed the foregoing instrument, and by me duly sworn, did say that they are the Managing Director and _____, respectively, of the The Bank of Nova Scotia and that said instrument was by them signed and sealed on behalf of the said Bank by authority of its Board of Directors, and they acknowledged the execution of said instrument to be the voluntary act and deed of said Bank, by it voluntarily executed.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed my Notarial Seal the day and year last above written.

[Signature]

Notary Public in and for the Province of Ontario, Canada

K:\RE\THK\RBC\SKYJACK INC\DOCUMENTS\MISC\ROYAL BANK OF CANADA RELEASE OF SATISFACTION MORTGAGE.DOC



TRADEMARK

REEL: 002191 FRAME: 0976

Exhibit A

See Attached

GENERAL SECURITY AGREEMENT AMENDMENT

This Agreement is made as of *December 30* 1999, between

SKYJACK INC.

as Debtor

and

**ROYAL BANK OF CANADA, THE BANK OF NOVA
SCOTIA and THE TORONTO-DOMINION BANK**

collectively as Lender

RECITALS

A. WHEREAS by a General Security Agreement dated November 17, 1999 (the "GSA"), Debtor granted to Lender a security interest in Intellectual Property as defined in the GSA.

B. AND WHEREAS Debtor and Lender wish to amend the GSA to add a list of trade-marks forming part of Intellectual Property to Schedule "C" of the GSA.

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the sum of Two Dollars (\$2.00) now paid by each of the parties hereto to the other, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by each party, the parties hereto agree to amend the GSA to add the following list of trade-marks to Schedule "C" of the GSA.

Canadian registered Trade-marks in the name of Skyjack Inc.

Trade-mark	Application No.	Registration No.	Registration Date
ELEVATING THE WORLD	847,893	TMA518,789	October 27, 1999
SKYDECK	631,033	TMA395,772	March 20, 1992
SKYJACK	631,034	TMA375,441	November 9, 1990
SKYJACK & Design	812,855	TMA480,223	August 12, 1997

U.S. registered Trade-marks in the name of Skyjack Inc.

Trade-mark	Application No.	Registration No.	Registration Date
SKYDECK	75/134,298	2,073,859	June 24, 1997
SKYJACK	74/475,090	1,866,750	December 13, 1994
SKYJACK & Design	75/140,150	2,069,859	June 10, 1997

U.S. Trade-mark Application in the name of Skyjack Inc.

Trade-mark	Application No.	Filing Date
ELEVATING THE WORLD	75/329,530	July 23, 1997

The parties have executed this Agreement.

SKYJACK INC.

Per: [Signature]
 Name: Ed Henderson
 Title: Secretary and Treasurer

Per: [Signature]
 Name: Joe Nessim
 Title: V.P. Finance

I/We have authority to bind the Corporation.

ROYAL BANK OF CANADA

Per: [Signature]
 Name: J. S. PATTERSON
 Title: SENIOR MANAGER

Per: [Signature]
 Name: J. C. COOPER
 Title: Senior Manager

I/We have authority to bind the Bank.

THE BANK OF NOVA SCOTIA

Per: [Signature]
 Name: CHRISTOPHER USAS
 Title: ASSOCIATE DIRECTOR

Per: [Signature]
 Name: Adam Kenzie
 Title: Managing Director

I/We have authority to bind the Bank.

THE TORONTO DOMINION BANK

Per: [Signature]
 Name: A. R. RUMBLES
 Title: Manager, Commercial Loans

Per: [Signature]
 Name: P. E. DOWERS
 Title: Director & Manager
 Special Loans Unit, Toronto
 Group Risk Management

I/We have authority to bind the Bank.