

FORM PTO-1618A
Expires 08/30/99
OMB 0651-0027

04-06-2001

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



101632404

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

Result 4.6-01
1-19-01

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

Execution Date
Month Day Year

Name Branch Banking and Trust Company

Formerly _____

- Individual General Partnership Limited Partnership Corporation Association
- Other _____
- Citizenship/State of Incorporation/Organization North Carolina

Receiving Party

Mark if additional names of receiving parties attached

Name Peter K. Hexter, Jr.

DBA/AKA/TA _____

Composed of _____

Address (line 1) 1064 Ocean Ridge Drive

Address (line 2) _____

Address (line 3) Wilmington

North Carolina/USA

28405

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.)

01/19/2001 DMSUYEN 00000157 75365824

FOR OFFICE USE ONLY

40.00 OP
50.00 OP

01 EC:401
02 PE:482

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be received, 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

FORM PTO-1618B
Expires 04/30/99
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U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name Peter K. Hexrer, Jr.

Address (line 1) 1064 Ocean Ridge Drive, Wilmington, NC 28405

Address (line 2) _____

Address (line 3) _____

Address (line 4) _____

Correspondent Name and Address

Area Code and Telephone Number 910-763-2426

Name Frank B. Gibson, Jr.

Address (line 1) 16 North Fifth Avenue, Wilmington, NC 28401

Address (line 2) _____

Address (line 3) _____

Address (line 4) _____

Pages

Enter the total number of pages of the attached conveyance document including any attachments. # 3

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)

75/365824 74/520993 75/361920

Registration Number(s)

Number of Properties

Enter the total number of properties involved. # 3

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$ 90.00

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.

Frank B. Gibson, Jr.
Name of Person Signing

Frank B. Gibson, Jr.
Signature

1/10/01
Date Signed

QUITCLAIM OF INTERESTS IN TRADEMARKS

THIS QUITCLAIM OF INTERESTS IN TRADEMARKS is made this 20 day of SEPTEMBER, 2000 by and between BRANCH BANKING AND TRUST COMPANY, a North Carolina banking corporation ("BB&T") and PETER K. HEXTER, JR. ("Hexter")

RECITALS

A. BB&T was the secured party under certain Security Agreements executed by CUI, Inc to BB&T, more specifically described as follows:

1. Security Agreement dated July 1, 1994;
2. First Amendment to Security Agreement dated October 15, 1996;
3. Security Agreement dated September 24, 1997 securing a Promissory Note in the original principal amount of \$4,200,000.00;
4. Security Agreement dated September 24, 1997 securing a Promissory Note in the original principal amount of \$1,800,000.00; and
5. Security Agreement dated February 11, 1999.

B. The security interest held by BB&T included, among other things, the general intangibles of CUI, Inc., which, under § 9-106 of the Uniform Commercial Code as enacted in North Carolina at N.C.G.S. § 25-9-106, includes the trademarks of CUI, Inc.

C. BB&T, pursuant to a Notice of Public Sale dated July 29, 1993 (attached as Exhibit A), foreclosed on its security interest in the assets of CUI, Inc., including certain registered and unregistered trademarks as shown on Exhibit B attached and incorporated by reference (collectively, the "Trademarks").

D. Because BB&T was the high bidder at such foreclosure, BB&T thereafter conveyed to itself the assets CUI, Inc., including the Trademarks, under that certain Bill of Sale dated July 27, 1999 (attached as Exhibit C).

E. BB&T now has elected to quitclaim all of its rights, title and interests, if any, in and to the Trademarks to Hexter.

ASSIGNMENT

BB&T hereby quitclaims to Hexter and his successors and assigns all of BB&T's rights, title and interests, if any, in and to the Trademarks, together with the goodwill of the business symbolized by the Trademarks and the right to sue and recover damages and profits for past infringement. This Assignment is made "As-Is-Where-Is" and without any representations or warranties whatsoever and is solely made to quitclaim whatever interests, if any, that BB&T may have in the Trademarks.

This Assignment is executed this 20 day of DECEMBER, 2000.

BRANCH BANKING AND TRUST COMPANY

By: Richard E. Tucker
Its: Vice Pres.

(CORPORATE SEAL)

STATE OF NORTH CAROLINA

COUNTY OF NEW HANOVER

I, Gloria Fields, a Notary Public of the State and County aforesaid, certify that Richard E. Tucker personally came before me this day and acknowledged that he/she is Vice President of BRANCH BANKING AND TRUST COMPANY, a North Carolina banking corporation, and that he/she, as its Vice President, being authorized to do so, executed the foregoing on behalf of the corporation.

WITNESS my hand and official seal this 20th day of December, 2000.



OFFICIAL SEAL
GLORIA FIELDS
NOTARY PUBLIC NORTH CAROLINA
COUNTY OF FORSYTH
My Commission Expires December 6, 2001

Gloria Fields
Notary Public

My Commission Expires:

12-06-2001

EXHIBIT B
TO
QUITCLAIM OF INTERESTS IN TRADEMARKS

REGISTERED TRADEMARKS

- | | | |
|----|----------------------|--|
| 1. | Team Metal | Serial No. 75/365824
Registration No. 2266269 |
| 2. | Metallic Impressions | Serial No. 74/520993
Registration No. 1967334 |
| 3. | Sportsculpt | Serial No. 75/361920
Registration No. 2205516 |

UNREGISTERED TRADEMARKS

1. Lasting Impressions
2. Ceramic Impressions
3. Team Ceramic
4. The First Team
5. Eye for the Hoop
6. Flying High
7. The Greeting Box
8. Hoop Magician
9. International Can
10. Made In Metal
11. Lug Mug
12. Magic Man
13. Max Metal
14. Metal Collectors
15. Metal Deck
16. Metal Madness
17. Metal on Metal
18. Metal Moments
19. Metallic Edge
20. Orlando Magician



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D C 20231

MARCH 29, 2001

PTAS



101589007A

FRANK B. GIBSON, JR.
16 NORTH FIFTH AVENUE
WILMINGTON, NC 28401

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 101589007

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

- 1. A FEE WAS NOT SUBMITTED WITH THIS DOCUMENT. AUTHORIZATION TO CHARGE WAS NOT GRANTED. THE REQUIRED FEE IS \$75 .

LAZENA MARTIN, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS