

1-25-01

04-11-2001

Commissioner of Patents

Washington, D.C. 20231

FORM PTO-1618A

(Rev. 6-99)



101641522

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

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

## 1. Submission Type

☒ New☐ Resubmission (Non-Recordation)

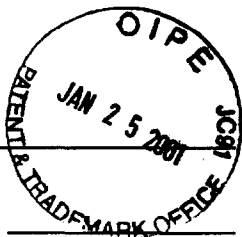
Document ID #

☐ Correction of PTO Error

Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

☐ Corrective Document

Reel # \_\_\_\_\_ Frame # \_\_\_\_\_



## 2. Name of Conveying Party(ies):

BIG O TIRES, INC.

12650 EAST BRIARWOOD AVENUE, SUITE 2-D

ENGLEWOOD, COLORADO 80112

## 3. Name and Address of Receiving Party(ies):

Name: THE CHASE MANHATTAN BANK

Street Address: 1 CHASE SQUARE, TOWER 9

City: ROCHESTER

State: NEW YORK

Zip: 14643

☐ Individual(s) citizenship☐ Association☐ General Partnership☐ Limited Partnership☒ Corporation-State NEW YORK☐ OtherIf 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☐ Individual(s)☐ Association☐ General Partnership☐ Limited Partnership☒ Corporation-State

COLORADO

☐ Other:

Additional Name(s) of conveying attached?

☐ Yes ☐ No

## 4. Nature of conveyance:

☐ Assignment☐ Merger☒ Security Agreement☐ Change of Name☐ Other:

Execution Date: JANUARY 12, 2001

## 5. Application number(s) or registration number(s):

A. Trademark Applicant No.(s)

SEE ATTACHED SCHEDULE A

B. Trademark Registration No.(s)

SEE ATTACHED SCHEDULE A

Additional Sheet attached?

☒ Yes ☐ No

## 6 Name and address of party to whom correspondence concerning this matter should be mailed:

CUSTOMER NUMBER 00136  
JACOBSON, PRICE, HOLMAN & STERN  
400 7th Street, N.W.  
Washington, DC 20004  
Tel. 202-638-6666

Attorney Docket No. 1952/A-709

## 7. Number of applications and registrations involved:

21

## 8. Total fee (37 CFR 3.41)..... \$ 540.00

☒ Enclosed☒ Any deficiencies in enclosed fees are authorized to be charged to account 06-1358

## 10. 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.

MARSHA G. GENTNER

Name of Person Signing

Signature

January 25, 2001

Date

Total number of pages excluding cover sheet:

2

# BIG O TRADEMARKS - USA

MARK	APPLN./REG. NO.	REG./FILING DATE
A REPUTATION YOU CAN RIDE ON	1,845,544	07/19/94
ARAPAHOE	1,792,161	09/07/93
ASPEN	1,508,041	10/11/88
BIG FOOT	1,904,955	07/11/95
BIG FOOT 60	1,102,058	09/12/78
BIG FOOT 70	1,102,059	09/12/78
DESIGN OF BIG FOOT	2,314,775	02/01/00
BIG HAUL	1,018,800	08/26/75
BIG O	993,415	09/24/74
BIG O	994,466	10/01/74
BIG O TIRES & DESIGN	1,611,160	08/28/90
BIG O TIRES & DESIGN	1,559,725	10/10/89
BIG SUR	1,219,035	12/07/82
COST-U-LESS & DESIGN	1,952,457	01/30/96
EXTRA CARE & DESIGN	1,417,730	11/18/86
HYDRO-TRAC	2,059,554	05/06/97
LEGACY	1,393,967	05/20/86
PATHMAX	2,281,419	09/28/99
PROCOMP & DESIGN	1,842,854	07/05/94
SUN VALLEY	871,318	06/17/69
SUN VALLEY III	1,588,734	03/27/90

*Schedule A*

**NOTICE OF GRANT OF SECURITY  
INTEREST IN TRADEMARKS**

United States Patent and Trademark Office

Gentlemen:

Please be advised that pursuant to an Amended and Restated Security Agreement dated as of January 5, 2001 (the "Security Agreement"), by TBC Corporation (the "Borrower") and The Chase Manhattan Bank, as collateral agent (the "Collateral Agent") for the Lenders, Administrative Agent, and Co-Administrative Agent defined and referenced therein (hereafter, collectively and severally, along with the Collateral Agent, the "Secured Party"), the Borrower, on its own behalf and on behalf of its wholly owned subsidiary, Big O Tires, Inc., has granted a continuing security interest in and continuing lien upon, the trademarks, and registrations and applications therefor, set forth in Schedule 1 hereto, to the Secured Party.

The security interest in the attached trademarks and trademark registrations and applications can be terminated only in accordance with the terms of the Security Agreement.

Very truly yours,

BIG O TIRES, INC.


By: 

Name: Ronald E. McCollough

Title: Executive Vice President

Acknowledged and Accepted:

THE CHASE MANHATTAN BANK, as  
Collateral Agent

BY: 

Name: Bruce Yoder

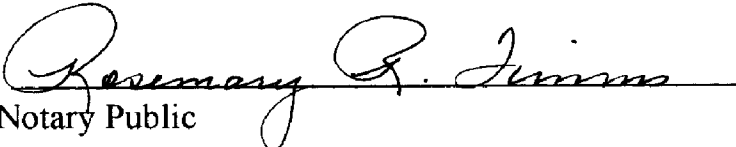
Title: Vice President

STATE OF Tennessee )

CITY OF Memphis )

I, Rosemary R. Timms, a Notary Public of the County and State aforesaid, certify that Ronald E. McCollough, personally came before me this day and acknowledged that he/~~she~~ is Executive Vice President of Big O Tires, Inc., a Nevada corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed by him/~~her~~ in its name as Executive Vice President.

WITNESS my hand and official stamp or seal, this 12th day of January, 2001.

  
Notary Public

My Commission Expires:


**MY COMMISSION EXPIRES:**  
May 11, 2004

(Notary Seal)

STATE OF New York )  
CITY OF Rochester )

I, Maureen E. Mulholland, a Notary Public of the County and State aforesaid, certify that Bruce Yoder, personally came before me this day and acknowledged that she/he is VP of The Chase Manhattan Bank, a New York corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed by him/her in its name as VP.

WITNESS my hand and official stamp or seal, this 16th day of January, 2001.

  
Notary Public

My Commission Expires:  
(Notary Seal)

**MAUREEN E. MULHOLLAND**  
**Notary Public in the State of New York**  
**Qualified in Monroe County**  
**Commission Expires January 31, 2002**

# BIG O TRADEMARKS - USA

Trademark Name Reg. # / Serial #	Product	Registration Date	First Use Date
A REPUTATION YOU CAN RIDE ON 1,845,544	Vehicle tires; tire installation, alignment, balancing, rotation and repair services; inspection, maintenance and repair of automobile parts; namely brakes, shock absorbers, front end suspension parts, bearings, struts and batteries; retail tire and automobile accessory store services; automotive inspection of automobile parts; namely brakes, shock absorbers, front end suspension parts, bearings, struts, and batteries	7/19/94 Expires 7/19/2004 Combined Declaration Under Sec. 8 & 15 filed 3/21/00.	4/90
ARAPAHOE 1792161	Vehicle tires	9/7/93--Expires 9/7/2003 Will allow to expire 9/15/99	3/31/93
ASPEN 1508041	Vehicle tires	10/11/88 Expires 10/11/2008	9/7/73
BIG FOOT 190495	Vehicle tires	7/11/95 Expires 7/11/2005	1/94
BIG FOOT 60 1102058	Vehicle tires	9/12/78--Renewed 9/12/98 Expires 9/12/2008	3/23/74
BIG FOOT 70 1102059	Vehicle tires	9/12/78--Renewed 9/12/98 Expires 9/12/2008	3/23/74
DESIGN OF BIG FOOT 2,314,775	Vehicle tires in Class 12; retail stores featuring automotive tires, parts and related accessories, in Class 35; and vehicle maintenance & repair services, in Class 37	2/1/2000 Expires 2/1/2010	
BIG HAUL 101880	Vehicle tires	Renewed 8/26/95 Expires 8/26/2005	4/19/74
BIG O 994466	Retail tire and accessory store services and rendering technical assistance in connection with the establishment and/or operation of retail tire and accessory stores	Renewed 10/1/94 Expires 10/1/2004	1963
BIG O 993415	Vehicle tires	Renewed 9/24/94 Expires 9/24/2004	9/7/73
BIG O TIRES & Design 1,611,160	Tires; retail tire store services	8/28/90 Expires 8/28/2010	6/1/89
BIG O TIRES & Design 1,559,725	Tires, franchising services	10/10/89 Expires 10/10/2009	10/10/89
BIG O 440967 (Texas)	Retail tire store services	Renewed 11/1/92 Expires 11/1/2002	1975

Trademark Name Reg. # / Serial #	Product	Registration Date	First Use Date
BIG O 40704 (Texas)	Tires	Renewed 9/2/92 Expires 9/2/2002	1975
BIG SUR 1219035	Vehicle tires	12/7/82 Expires 12/7/2002	10/26/78
COST-U-LESS & Design 1952457	Vehicle tires; tire installation, alignment, balancing, rotation and repair services; maintenance and repair of automobile parts; namely brakes, shock absorbers, front end suspension parts, bearings, struts and batteries; retail tire and automobile accessory store services; automotive inspection of automobile parts; namely brakes, shock absorbers, front end suspension parts, bearings, struts, and batteries	1/30/96 Expires 1/30/2006	7/1/94
EXTRA CARE & Design 1417730	Maintenance and repair of automobile parts, namely tires, brakes, shock absorbers, and front end suspension parts	11/18/96 Expires 11/18/2006	12/15/85
EXTRA CARE & DESIGN T30670 (Colorado)	Construction and repair	4/22/86 Expires ?	12/15/85
HYDRO-TRAC 2,059,554	Vehicle tires	5/6/97 Expires 5/6/2007	1/1/92
LEGACY (Stylized) 1393967	Vehicle tires	5/20/86 Expires 5/20/2006	9/1/85
LEGACY T29645 (Colorado)	Belting hosing, machinery packing and nonmetallic tires	10/28/85 Expires 10/28/95 (?)	9/1/85
PATHMAX - 2,281,419 Ser. # 75/529,550	Tires	9/28/99 Expires 9/28/09	
PROCOMP & Design 1842854	Vehicle parts; namely custom wheels and wheel accessories; namely center caps	7/5/94 Expires 7/5/2004	1/15/90
SUN VALLEY 871318	Tires	Renewed 6/17/89 Expires 6/17/2009	11/15/67
SUN VALLEY III 1588734	Vehicle tires	3/27/90—Expires 3/27/2010	11/15/67