

03-20-2001

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

Submission Type

New 3.12.01
(Non-Recordation)

Resubmission
Document ID#

Correction of PTO Error
Reel # Frame #

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Reel # Frame #

Conveyance Type

Assignment License

Security Agreement Nunc Pro Tunc Assignment

Merger

Change of Name

Other _____

Effective Date
Month Day Year
08 - 31 - 1998

Conveying Party

Mark if additional names of conveying parties attached

Name: REPUBLIC AUTOMOTIVE PARTS

Execution Date
Month Day Year

Formerly: _____

02/28/2001

Individual General Partnership Limited Partnership Corporation Association

Other _____

Citizenship/State of Incorporation/Organization Delaware

Receiving Party

Mark if additional names of receiving parties attached

Name: GENERAL PARTS, INC.

DBA/AKA/TA _____

Composed of _____

Address (line 1) P.O. Box 26006

Address (line 2) _____

Address (line 3) Raleigh North Carolina 27611

City State/Country Zip Code

Individual General Partnership Limited Partnership 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.)

Corporation

Other _____

Citizenship/State of Incorporation/Organization North Carolina

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

03/20/2001 6T0M12 00000018 1586193

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TRADEMARK
REEL: 002253 FRAME: 0630

Domestic Representative Name and Address

Enter for the first Receiving Party only

Name: Gary L. Bush
Address (line 1) Mayor, Day, Caldwell & Keeton, L.L.P.
Address (line 2) 700 Louisiana, Suite 1900
Address (line 3) _____
Address (line 4) Houston, TX 77002-2778
City State/Country Zip Code

Correspondent Name and Address

Area Code and Telephone Number: 713/225-7106

Name: Gary L. Bush
Address (line 1) Mayor, Day, Caldwell & Keeton, L.L.P.
Address (line 2) 700 Louisiana, Suite 1900
Address (line 3) _____
Address (line 4) Houston, Texas 77002-2778
City State/Country Zip Code

Pages Enter the total number of pages of the attached conveyance document # 1
Including any attachments.

Trademark Application Number(s) or Registration Numbers(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)
1,586,193

Number of Properties Enter the total number of Properties involved. # 1
Fee Amount Fee Amount for Properties Listed (37 CFR 3.41): \$40.00
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: #50-0897
Authorization to charge additional fees: Yes X 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.

GARY L. BUSH
Name of Person Signing

Gary L. Bush
Signature

MARCH 12, 2001
Date Signed

ASSIGNMENT OF UNITED STATES TRADEMARK RIGHTS

WHEREAS, REPUBLIC AUTOMOTIVE PARTS SALES, INC. (hereinafter referred to as "ASSIGNOR") a corporation organized and existing according to the laws of the State of Delaware having a correspondence address of P.O. Box 2088, 500 Wilson Pike Circle; Brentwood, Tennessee 37024, is currently reflected to be the owner of a certain United States trademark and has adopted, used and is using the mark, BOOMERANG DESIGN (hereinafter referred to as the TRADEMARK RIGHTS in connection with the following goods and/or services: Retail and Wholesale Auto Parts and Accessories Store Services; and

WHEREAS ASSIGNOR owns a federal registration for the MARK on the Principal Register of the United States Patent and Trademark Office in connection with the goods and/or services identified therein, Registration No. 1,586,193 which registered on March 6, 1990; by assignment from Beacon Auto Parts Company dated July 7, 1995, and

WHEREAS GENERAL PARTS, INC., a corporation organized and existing according to the laws of the State of North Carolina, having a correspondence address of P.O. Box 26006, Raleigh, North Carolina 27611 (hereinafter referred to as "ASSIGNEE") is desirous of acquiring all of ASSIGNOR'S right, title and interest in, to and under said TRADEMARK RIGHTS, together with the goodwill of the business in connection with which the TRADEMARK RIGHTS are used and which is symbolized by the TRADEMARK RIGHTS, along with the right to recover for damages and profits for past infringements thereof;

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, ASSIGNOR has agreed to and does hereby assign to ASSIGNEE all right, title and interest to said TRADEMARK RIGHTS together with the goodwill of the business in connection with which the TRADEMARK RIGHTS are used and which is symbolized by the TRADEMARK RIGHTS, and the registration thereof, *nunc pro tunc*, effective as of August 31, 1998.

