

08-03-2001

Form PTO-1594

(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings ☐ ☐ ☐ ▼

101797704

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

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

## 1. Name of conveying party(ies):

Catalina Industries, Inc.

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

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

## 3. Nature of conveyance:

- ☐ Assignment ☐ Merger  
☒ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: July 23, 2001

## 2. Name and address of receiving party(ies)

Name: SunTrust Banks, Inc.

Internal

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

Street Address: 303 Peachtree Street

City: Atlanta State: GA Zip: 30308

- ☐ Individual(s) citizenship \_\_\_\_\_  
☐ Association \_\_\_\_\_  
☐ General Partnership \_\_\_\_\_  
☐ Limited Partnership \_\_\_\_\_  
☒ Corporation-State Florida  
☐ 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 registration number(s):

A. Trademark Application No.(s)

See attached

B. Trademark Registration No.(s)

See attached

Additional number(s) attached ☒ Yes ☐ No

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

Name: Susan Lake

Internal Address: King &amp; Spalding

Street Address: 191 Peachtree Street

City: Atlanta State: GA Zip: 30303

## 6. Total number of applications and registrations involved: 4

7. Total fee (37 CFR 3.41).....\$ 115.00  
Expedite Fee 120.00

- ☒ Enclosed  
☐ Authorized to be charged to deposit account

## 8. Deposit account number:

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

DO NOT USE THIS SPACE

## 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.

Susan Lake

Name of Person Signing

Signature

July 25, 2001

Date

Total number of pages including cover sheet, attachments, and document: 7

08/03/2001 BYRNE 00000133 1694214

01 FC:481  
 02 FC:482  
 03 FC:484

40.00 OP  
 75.00 OP  
 120.00 OP

Mail documents to be recorded with required cover sheet information to:  
 Commissioner of Patent & Trademarks, Box Assignments  
 Washington, D.C. 20231

TRADEMARK  
 REEL: 002301 FRAME: 0349

Client: CATALINA LIGHTING, INC.

United States Trademark Registrations in force as of July 18, 2001

<u>COUNTRY</u>	<u>MARK</u>	<u>REG. NO.</u>	<u>REG. DATE</u>	<u>REC. OWNER</u>
United States	CATALINA	1790276	8/31/93	CATALINA LIGHTING, INC.
11: ELECTRIC LIGHTING FIXTURES, ELECTRIC LAMPS				
United States	DANA	1694214	6/16/92	CATALINA INDUSTRIES, INC. ✓
11: ELECTRIC LAMPS AND HALOGEN REPLACEMENT BULBS				
United States	DANA & DESIGN	1682805	4/14/92	CATALINA INDUSTRIES, INC. ✓
11: ELECTRIC LAMPS AND HALOGEN REPLACEMENT BULBS				
United States	GIGALIGHT	2166333	6/16/98	CATALINA LIGHTING, INC.
11: ELECTRIC LAMPS FOR ILLUMINATING COMPUTER KEYBOARD AND WORK AREA				
United States	HALOGENIX	2134264	2/3/98	CATALINA LIGHTING, INC.
11: ELECTRIC LAMPS AND ELECTRIC LIGHTING FIXTURES				
United States	ILLUMINADA	1698562S	6/30/92	CATALINA LIGHTING, INC.
11: INDOOR AND OUTDOOR ELECTRIC LAMPS AND ELECTRIC LIGHTING FIXTURES FOR RESIDENTIAL AND COMMERCIAL USE				
United States	MERIDIAN LAMPS AND DESIGN	2046933	3/25/97	CATALINA LIGHTING, INC.
11: ELECTRIC LAMPS, LAMP SHADES AND PEDESTALS FOR ELECTRIC LAMPS				
United States	PRO OFFICE	2067849	6/3/97	CATALINA INDUSTRIES, INC. ✓
11: ELECTRIC LAMPS				

**Cowan, Liebowitz & Latman, P.C.****Client: CATALINA LIGHTING, INC.****United States Applications Status Report as of July 18, 2001**

<u>COUNTRY</u>	<u>MARK</u>	<u>APPLN. NO.</u>	<u>APPLN. DATE</u>	<u>REC. OWNER</u>
United States	PRO HOME	75/782160	8/23/99	CATALINA INDUSTRIES, INC. ✓

11: ELECTRIC LAMPS

## TRADEMARK ASSIGNMENT

This Trademark Assignment is made on this 23<sup>rd</sup> day of July, 2001, by Catalina Industries, Inc., a Florida corporation having a principal business address at 18191 N. W. 68<sup>th</sup> Avenue, Miami, Florida 33015 (hereinafter "Assignor"), in favor of SunTrust Banks, Inc., a Georgia corporation, having a principal business address of 303 Peachtree Street NE, 25<sup>th</sup> Floor, Atlanta, Georgia 30308 (hereinafter "Assignee").

### INTRODUCTION

A. Assignor is the owner of all right, title and interest in and to the trademarks listed on the attached **Schedule A** (hereinafter "Marks"), including the common law rights, the federal registrations of the registered Marks, and the goodwill developed through the use of the Marks; and

B. Assignee is desirous of acquiring all rights to the Marks, including the common law rights, the federal registration of the registered Marks, and the goodwill developed through the use of the Marks;

### ASSIGNMENT

Pursuant to that certain Note Purchase Agreement entered into between the parties on July 23, 2001 and for other good and valuable consideration, the receipt and adequacy of which the parties acknowledge, Assignor hereby collaterally assigns and transfers to Assignee, the entire right, title, interest of Assignor in and to the Marks, including the common law rights, the federal registrations of the registered Marks and all goodwill of the business connected with the Trademarks. All rights and privileges transferred hereby, including the right to sue for and receive all damages from past infringements of the Marks, will be held and enjoyed by the Assignee, its successors, assigns and other legal representatives. Notwithstanding the foregoing or anything else contained in this Agreement to the contrary, the assignment set forth above shall not be effective as a transfer of title to the Marks unless and until the Assignee exercises the rights and remedies accorded to it under the Note Purchase Agreement or the other Investment Documents and by law with respect to the realization upon its security interest in and collateral assignment of the Marks, and until such time the Assignor shall own, and may use and enjoy the Marks in connection with its business operations, and exercise all incidents of ownership, including, without limitation, enforcement of its rights and remedies with respect to the Marks, but with respect to all Marks being used in the Assignor's business, only in a manner consistent with the preservation of the current substance, validity, registration and the security interest and collateral assignment herein granted in such Marks, provided, however, that the foregoing shall not impose an obligation on Assignor to continue to use any of the Marks in the Assignor's business to the extent that such Marks is not necessary in the normal conduct of its business.

FROM : EMERALD INS II

FAX NO. : 3053862162

JUL 22 2001 09:44PM PG

07/22/2001 17:39 FAX 202 467 0536

Executed this 22nd day of July, 2001.

CATALINA INDUSTRIES INC.

By: [Signature]  
Name:  
Title:

STATE OF Florida }  
COUNTY OF Miami Dade }

On this 22 day of July, 2001, before me personally appeared Robert H. [Signature], who duly acknowledged the signing of the foregoing instrument to be voluntary act and deed, and who executed the same, with full power and authority to do so on behalf of and with the authorization of the above-named entity, and for the purpose therein specified.

WITNESS my hand and official seal

[Signature]  
Notary Public [SEAL]



Client: CATALINA LIGHTING, INC.

United States Trademark Registrations in force as of July 18, 2001

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