

05-24-2001



5/17/01

101727462  
**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 Document ID # \_\_\_\_\_ (Non-Recordation)

Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

**Conveyance Type**

Assignment  License

Security Agreement  Nunc Pro Tunc Assignment

Merger

Change of Name

Other **RELEASE OF TRADEMARK ASSIGNMENTS**

Effective Date  
Month Day Year  
**05/08/2001**

**Conveying Party**

Mark if additional names of conveying parties attached

Name **Winston Furniture Company of Alabama, Inc.** Execution Date  
Month Day Year  
**05/08/2001**

Formerly \_\_\_\_\_

Individual  General Partnership  Limited Partnership  Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization **Alabama**

**Receiving Party**

Mark if additional names of receiving parties attached

Name **Fleet Capital Corporation, as Administrative Agent**

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) **300 Galleria Parkway**

Address (line 2) **Suite 800**

Address (line 3) **Atlanta** **Georgia** **30339**  
City State/Country Zip Code

Individual  General Partnership  Limited Partnership  Association

Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization **Rhode Island**

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).

**FOR OFFICE USE ONLY**

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.

FORM PTO-1618B  
Expires 06/30/99  
OMB 0651-0027

Page 2

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

**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

Address (line 1)

Address (line 2)

Address (line 3)

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)**

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**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

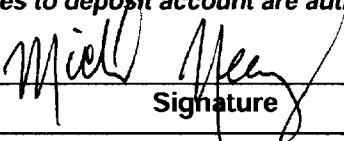
Deposit Account Number: #

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.

Michael J. Neary  
Name of Person Signing

  
Signature

05/17/2001  
Date Signed

RECORDATION FORM COVER SHEET  
CONTINUATION  
TRADEMARKS ONLY

**Conveying Party**

Mark if additional names of conveying parties attached

Enter Additional Conveying Party

Execution Date  
Month Day Year

Name

Formerly

Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship/State of Incorporation/Organization

**Receiving Party**

Mark if additional names of receiving parties attached

Enter Additional Receiving Party

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)**

**Registration Number(s)**

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## RELEASE OF TRADEMARK ASSIGNMENTS

Reference is made to that certain Security Agreement (Trademarks) recorded as of November 10, 1999 in the United States Patent and Trademark Office at reel 001987, frame 0622, made by Winston Furniture Company of Alabama, Inc. ("Winston"), in favor of Fleet Capital Corporation, as Administrative Agent ("Fleet").

WHEREAS, at Winston's request the Agent has agreed, on behalf of the Lenders, to release and terminate its security interests, if any, in the trademarks listed on the attached **Exhibit A**;

NOW, THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Fleet does hereby release and reassign to Winston the trademarks listed on **Exhibit A** hereto, and the goodwill associated therewith, and all rights pertaining thereto, without recourse, representation or warranty of any kind.

[signatures appear on following page]

IN WITNESS WHEREOF, Fleet has caused this Release to be duly executed by its authorized officer or agent as of May 8, 2001.

FLEET CAPITAL CORPORATION,  
as Administrative Agent

By: Elizabeth L. Waller  
Elizabeth L. Waller  
Senior Vice President

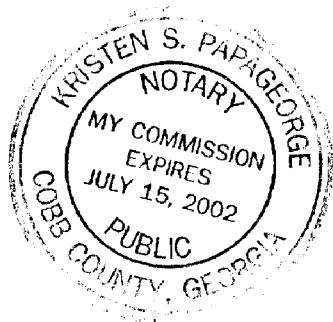
Sworn and subscribed before  
me this 27 day of April, 2001.

Kristen S. Papageorge  
Notary Public

My commission expires:

7/15/02

[NOTARIAL SEAL]



STATE OF Georgia )  
 )  
COUNTY OF Cobb )

I, Kristen S. Papageorge, a Notary Public in and for the County and State aforesaid, do hereby certify that Elizabeth L. Waller of Fleet Capital Corporation, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he/she signed, sealed and delivered the said instrument as his/her free and voluntary act for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal this 27 day of April, 2001.

Kristen S. Papageorge  
Notary Public  
My Commission Expires:  
7/15/02

[NOTARIAL SEAL]

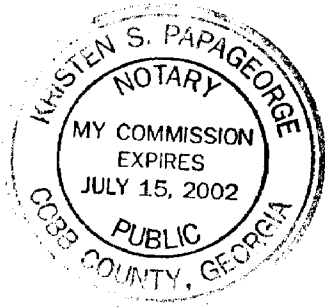


EXHIBIT A

Winston

United States Registered Trademarks:

Mark/File No.	Reg. No./Date	Goods	Status	Owner
WINSTON (Stylized) 3801-092	1,439,990 May 19, 1987	Casual furniture	Registered	Security interest to Heller Financial from Winston Furniture Company, Inc. Recorded on January 27, 1992. Security interest not released as yet.