

08-24-2001

Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)



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

Tab settings

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

1. Name of conveying party(ies): FLEET CAPITAL CORPORATION 9-15-01
Individual(s) Association General Partnership Limited Partnership Corporation-State Other Administrative Agent
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: J.E. Baker Company
Internal Address: P. O. Box 1189
Street Address:
City: York State: PA Zip: 17405
Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State Pennsylvania 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

3. Nature of conveyance:
Assignment Merger Security Agreement Change of Name Other Release of Trademark Assignment
Execution Date: June 18, 2001

4. Application number(s) or registration number(s):
A. Trademark Application No.(s)
B. Trademark Registration No.(s) 918,373
Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Regan J. Fay, Esq.
Internal Address: Jones, Day, Reavis & Pogue North Point 901 Lakeside Avenue
Street Address: Same
City: Cleveland State: Ohio Zip: 44114

6. Total number of applications and registrations involved: 1
7. Total fee (37 CFR 3.41) \$ 40.00
Enclosed Authorized to be charged to deposit account 501432 (Ref. 510798019057)
8. Deposit account number: 501432 (Ref. 510798019057)
(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.
Suzanne Koston Name of Person Signing
Signature
August 13, 2001 Date

Total number of pages including cover sheet, attachments, and document: 4

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

08/23/2001 AAHME1 00000010 501432 918373

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TRADEMARK REEL: 002354 FRAME: 0431

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 1591, frame 0990, made by The J. E. Baker Company ("Baker"), in favor of Fleet Capital Corporation, as Administrative Agent ("Fleet").

WHEREAS, at Baker's request the Administrative 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 Baker 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.

IN WITNESS WHEREOF, Fleet has caused this Release to be duly executed by its authorized officer or agent as of June 16, 2001.

FLEET CAPITAL CORPORATION,  
as Administrative Agent

By: N. Locke Jr.  
Norris C. Locke, Jr.  
Vice President

Sworn and subscribed before  
me this 18<sup>th</sup> day of June, 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 Norris Locke 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 18<sup>th</sup> day of June, 2001.

Kristen S. Papageorge

Notary Public  
My Commission Expires:  
7/15/02

[NOTARIAL SEAL]



# EXHIBIT A

## TRADEMARKS

<u>Mark</u>	<u>Registration/Serial No.</u>	<u>Date</u>
DOLOMAX	884,002	1/13/70
SWEET'n GROW	918,373	8/17/71
DOLORAM	943,538	9/26/72
DOLA A	1,040,129	3/25/76
DOLA B	1,040,128	3/25/76
JEBCO GUN	1,040,130	5/25/76
DKL	1,232,771	3/29/83
DOLOTRAN	1,344,444	6/25/85
MAGDOLITE	1,033,891	2/17/76
BAKER DOLOMITE REFRACTORY PRODUCTS AND DESIGN	1,499,585	8/09/88

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