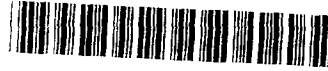


03-12-2002

SHEET  
NLY

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To the Honorable Commissioner of

102012365

the attached original documents or copy thereof.

3-1105

1. Name of conveying party(ies):

Bank of America, N.A.

- Individual(s)
- General Partnership
- Corporation-State
- Other national banking association
- Association
- Limited Partnership

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other Release of security interest
- Merger
- Change of Name

recorded 06/12/1996 on Reel 1485 at Frame 420

Execution Date: February 27, 2002

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

Name: KMS Research, Inc.

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

Street Address: 4712 Mountain Lakes Boulevard

City: Redding State: CA ZIP: 96003

- Individual(s) citizenship \_\_\_\_\_
- Association \_\_\_\_\_
- General Partnership \_\_\_\_\_
- Limited Partnership \_\_\_\_\_
- Corporation-State California
- 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 Exhibit A attached

B. Trademark registration No.(s)

See Exhibit A attached

Additional numbers attached?  Yes  No

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

Name: Michael I. Davis, Esq.

Internal Address: Fross Zelnick Lehrman & Zissu

Street Address: 866 United Nations Plaza

City: New York State: NY ZIP: 10017

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

39

7. Total fee (37 CFR 3.41):..... \$ 990.00

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

03/12/2002 6TON11 00000058 1075317

01 FC:481  
02 FC:482

40.00 DP  
950.00 DP

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.

Kathryn Jennison Shultz  
Name of Person Signing

March 11, 2002  
Date

Total number of pages comprising cover sheet: 3

## EXHIBIT A

KMS RESEARCH, INC.

## TRADEMARKS AND SERVICE MARKS

<u>Country</u>	<u>Registration No.</u>	<u>Registration Date</u>	<u>Trademark or Service Mark</u>
USA	1,075,317	10/18/77	CLEANSE-PHREE
USA	1,075,318	10/18/77	REPLACE
USA	1,087,161	03/14/78	ULTRA-PAK
USA	1,075,319	10/18/77	NEFA
USA	1,075,788	10/25/77	MG +
USA	1,081,452	01/10/78	EO2
USA	1,087,162	03/14/78	NEFA+
USA	1,131,572	03/11/80	PERM +
USA	1,265,334	01/24/84	PREMIUM PERM
USA	1,358,725	09/10/85	OH, SO GENTLE
USA	1,295,459	09/18/84	CREME DE LA MOUSSE
USA	1,360,032	09/17/85	TRILOGY
USA	1,391,303	04/29/86	PROLIMIN GOLD
USA	1,403,694	08/05/86	C'EST LA FORCE
USA	1,471,889	01/12/88	GELATO
USA	1,509,793	10/25/88	ULTRAVOLUME
USA	1,577,229	01/16/90	CLASSIC SILVER
USA	1,593,752	05/01/90	SUPERSTRUCTURE
USA	1,621,918	11/13/90	SILKER
USA	1,691,090	06/09/92	CONDITIONING FIXX
USA	1,704,047	07/28/92	PROLIMIST PURE
USA	1,763,928	04/13/93	KMS HAIRCARE
USA	1,828,747	03/29/94	CONFIGURE
USA	1,830,990	04/19/94	ORGANIC MOODS
USA	1,822,222	02/22/94	OM
USA	1,948,008	01/16/96	COLOR RESPONSE
USA	1,914,056	08/22/95	PROLIMAXX
USA	1,886,870	04/04/95	PROLIFIXX
USA	1,923,228	10/03/95	ARC
USA	1,935,532	11/14/95	DAN PHREE
USA	1,137,156	06/24/80	KMS
USA	1,075,320	10/18/77	KMS
USA	1,270,476	03/20/84	THE MARK IS COMPRISED OF FOUR HEXAGONAL DESIGNS

519255 (3017)

**TRADEMARK**  
**REEL: 002458 FRAME: 0617**

EXHIBIT A

KMS RESEARCH, INC.

TRADEMARKS AND SERVICE MARKS

<u>Country</u>	<u>Application No.</u>	<u>Registration Date</u>	<u>Trademark or Service Mark</u>
USA	74-441229	09/28/93	PRO-ACT
USA	74-658770	04/10/95	AMP
USA	74-669183	05/02/95	LOCK & SHINE
USA	75-009108	10/23/95	LIQUID ASSETS
USA	75-008587	10/23/95	NTH
USA	74-679197	05/23/95	PURITIVES

RELEASE OF TRADEMARKS

THIS RELEASE, dated FEBRUARY 27, 2002, is given by BANK OF AMERICA, N.A. ("Bank").

WITNESSETH:

WHEREAS, Bank and KMS Research, Inc. (the "Company") are parties to a certain Security Agreement – General Intangibles (Patents, Trademarks, Copyrights, Computer Software) dated as of May 31, 1996 (the "Security Agreement"), pursuant to which the Company granted a security interest in certain trademarks listed on Exhibit "A" attached hereto (the "Trademarks") and certain other property as security for the Company's Indebtedness (as defined in the Security Agreement) to Bank;

WHEREAS, the Security Agreement was recorded in the Assignment Branch of the U.S. Patent and Trademark Office on June 12, 1996, on Reel 1485, Frame 0420;

WHEREAS, the Company has satisfied the Indebtedness and has requested that Bank release its security interest in the Trademarks;

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged:

Bank hereby releases its security interest in:

(i) The Trademarks and other related property, as more particularly described in Paragraph 1 of the Security Agreement; and

(ii) All proceeds of all of the foregoing.

IN WITNESS WHEREOF, Bank has caused this Release to be duly executed by its duly authorized officer as of the day and year first above written.

Bank of America, N.A.

By [Signature]  
Richard J. Timmons  
Senior Vice President

ACKNOWLEDGEMENT

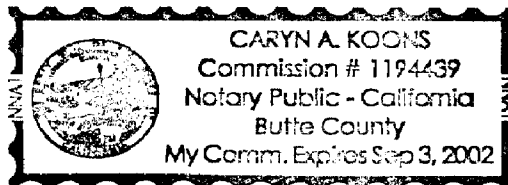
State of California )

County of BUTTE )

On 2/27/02, before me, CARYN A KOONS personally appeared RICHARD J TIMMONS, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature [Signature]  
Notary Public



## EXHIBIT A

KMS RESEARCH, INC.

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519255 (3017)

**TRADEMARK**  
**REEL: 002458 FRAME: 0620**

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KMS RESEARCH, INC.

TRADEMARKS AND SERVICE MARKS

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USA	75-008587	10/23/95	NTH
USA	74-679197	05/23/95	PURITIVES

519255 (3017)

RECORDED: 03/11/2002

TRADEMARK  
REEL: 002458 FRAME: 0621