

05-03-2002



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

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): Lowe's Carpet Corporation

H'24.02

- Individual(s) Association General Partnership Limited Partnership Corporation-State Georgia 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:

2. Name and address of receiving party(ies)

Name: Blue Ridge Acquisition Company, LLC

Internal Address:

Street Address: 1546 Progress Road

City: Eliav State: GA Zip: 30540

- Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State Tennessee 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)

B. Trademark Registration No.(s)

1418452; 1564724; 1711889

Additional number(s) attached Yes No

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

Name: Douglas T. Johnson

Internal Address: Miller & Martin LLP

Street Address: Suite 1000 Volunteer Building

832 Georgia Avenue

City: Chattanooga State: TN Zip: 37402

6. Total number of applications and registrations involved: 3

7. Total fee (37 CFR 3.41) \$ 90.00

- 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.

Douglas T. Johnson

Name of Person Signing

Signature

4/8/02

Date

Total number of pages including cover sheet, attachments, and document: 3

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

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40.00 DP 50.00 DP

TRADEMARK REEL: 002497 FRAME: 0704

**ASSIGNMENT OF TRADEMARKS**

WHEREAS Lowe's Carpet Corporation, a corporation organized and existing under and by virtue of the laws of the State of Georgia, having a place of business at 1440 Duvall Road, Chatsworth, Georgia 30705, is the owner of the following trademarks as shown on Exhibit A; and

WHEREAS, Blue Ridge Acquisition Company, LLC ("Blue Ridge"), a limited liability company organized and existing under and by virtue of the laws of the State of Tennessee, having a principal place of business at 1546 Progress Road, Elizaj, Georgia 30540 (hereinafter "ASSIGNEE"), is desirous of acquiring said trademarks and the registrations thereof in connection with Assignee's purchase of substantially all of the assets, goodwill, and the business of Assignor pursuant to that certain Asset Purchase and Sale Agreement dated of even date herewith by and among Assignee and Assignor (the "Purchase Agreement");

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for and in consideration of the sum of ten dollars (\$10.00) to it in hand paid, and other good and valuable consideration as described herein and in the Purchase Agreement, the receipt of which is hereby acknowledged, ASSIGNOR, has sold, assigned, transferred and by these presents does hereby sell, assign and transfer unto ASSIGNEE, its successors or assigns, its entire right, title and interest in and to the aforementioned trademarks and registrations, together with the good will of the business connected therewith and symbolized by said trademarks.

**ASSIGNOR**  
LOWE'S CARPET CORPORATION

Date: April 2, 2002

By: Erwin E. Lowe  
Title: President

STATE OF TENNESSEE    )  
COUNTY OF HAMILTON    )

On this 2nd day of April, 2002, before me personally came ERWIN E. LOWE, to me known and known to me to be the person who executed the foregoing instrument, and who being by me sworn, did depose and say that he is a PRESIDENT of Lowe's Carpet Corporation, the company described in and on whose behalf was executed the foregoing instrument; and that he signed his name thereto on behalf of and with the authorization of the Board of Directors of said company as the free deed and act of said company.

Deborah G. Williams  
Notary Public  
2/14/2005

[Seal]

**EXHIBIT A**

	Ser. No./Reg. No.	Status	Goods/Services
ENVIRO-GUARD	1,711,889	Active (renewal due by September 1, 2002)	Carpeting treated with antimicrobial protection as a component.
VARAWEAVE	1,662,995	Cancelled on 5/4/98 (failure to file statement of use)	Carpets
MED-CARE	1,564,724	Active (renewal due 11/7/09)	Carpeting
EVER-LOC-BAC	1,418,452	Active (renewal due 11/25/06)	Backing for carpet