

08-29-2002



TO: The Commissioner of Patents and Trademarks

Document(s) or copy(ies).

Submission Type

☒ New

☐ Resubmission (Non-Recordation)

Document ID#

☐ Correction of PTO Error

Reel #

Frame #

☐ Corrective Document

Reel #

Frame #

102205294
Conveyance Type

☐ Assignment

☐ License

☐ Security

☐ Nunc Pro Tunc Assignment

☐ Merger

☐ Change of Name

☒ Other

Notice of Grant of Security Interest

Effective Date
Month Day Year
07/24/02

Conveying Party

☐ Mark if additional names of conveying parties attached

Name

Bank of America, N.A. (formerly NationsBank, N.A.), as Collateral Agent

Execution Date
Month Day Year

07/24/02

☐ Individual

☐ General Partnership

☐ Limited Partnership

☐ Corporation

☐ Association

☒ Other

National Banking Association

☐ Citizenship/State of Incorporation/Organization

Receiving Party

☐ Mark if additional names of receiving parties attached

Name

Gerber Childrenswear, Inc.

DBA/AKA/TA

Composed of

Address (line 1)

7005 Pelham Road, Suite D

Address (line 2)

Address (line 3)

Greenville

South Carolina

29615

City

State/Country

Zip Code

☐ Individual

☐ General Partnership

☐ Limited Partnership

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.)

☒ Corporation

☐ Association

☐ Other

☒ Citizenship/State of
Incorporation/Organization

Delaware

FOR OFFICE USE ONLY

01 EC:481

40.00 DP

02 EC:482

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.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

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 (919) 286-8000

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.

#

2

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)

75/260,334

75/108,855

2,053,612

1,369,152

1,292,981

75/220,764

75/361,372

1,475,060

1,346,302

1,178,254

75/206,243

75/367,680

1,372,729

1,330,945

1,045,475

Number of Properties

Enter the total number of properties involved.

#

19

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

490.00

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:

#

50-2316

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.

Steven D. Thomas

Name of Person Signing

Signature

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/Organizaiton**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

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.)

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)

699,056

116,671

121,198

2,521,713

RELEASE OF SECURITY INTEREST

WHEREAS, GERBER CHILDRENSWEAR, INC. granted BANK OF AMERICA, N.A. (formerly NationsBank, N.A.), as Collateral Agent (the "Lender"), a lien on and a security interest in and to the trademarks identified in Schedule A attached hereto and by this reference made a part hereof (the "Trademarks");

WHEREAS, notice of the security interest was recorded with the United States Patent and Trademark Office on January 6, 1998 at Trademark Reel 001680, Frame 0569;

WHEREAS, the Lender desires to cancel and terminate all of its liens and security interests on or against the Trademarks;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and intending to be legally bound hereby, the Lender hereby releases unto GERBER CHILDRENSWEAR, INC., effective as of the date hereof, any lien or security interest in and to the Trademarks appearing on Schedule A, together with the goodwill associated with the foregoing, all books and records relating to the Trademarks or products involving the Trademarks, and any and all proceeds thereof, and any interest ever possessed by the Lender in any claims by GERBER CHILDRENSWEAR, INC. against third parties for infringement of the Trademarks and the proceeds therefrom and licensing royalties.

IN WITNESS WHEREOF, the undersigned, intending to be legally bound hereby, has executed this instrument as of July 24, 2002.

BANK OF AMERICA, N.A. (formerly
NATIONSBANK, N.A.), as Collateral Agent

By: [Signature]
Name: Richard C. Harding
Title: Vice President

SCHEDULE A

REGISTERED TRADEMARKS

Country/State	Mark	Registration No.	Registration Date
U.S.	SWIM-PERS and Design	2,053,612	4/15/97
U.S.	LONG MATES	1,475,060	2/2/88
U.S.	TWOSIES (stylized)	1,372,729	11/26/85
U.S.	NEW BEGINNINGS (stylized)	1,369,152	11/5/85
U.S.	KNIT MATES (stylized)	1,346,302	7/2/85
U.S.	SOFT CARE (stylized)	1,330,945	4/16/85
U.S.	ONESIES (stylized)	1,292,981	9/4/84
U.S.	FUNZIES	1,178,254	11/17/81
U.S.	DREAMLAND	1,045,475	8/3/76
U.S.	RED STAR and Design	699,056	6/7/60
U.S.	Design Only (Star)	116,671	5/15/17
U.S.	Design Only (Star in circle)	121,198	4/16/18
South Carolina	SOFT CARE APPAREL, INC.	5,762	4/11/88

TRADEMARK APPLICATIONS

Country/State	Mark	Serial No.	Filing Date
U.S.	HAVING A BALL	SN 75/260,334	3/19/97
U.S.	SWIM-PALS	SN 75/220,764	1/2/97
U.S.	SWIM-PERS	SN 75/206,243	12/2/96
U.S.	OOPSIES	SN 75/108,855	5/23/96
U.S.	SWIM TOTS	SN 75/361,372	9/23/97
U.S.	NAP 'N GO	SN 75/367,680	10/3/97
U.S.	ALWAYS BABY	NOT YET ASSIGNED = 2521713	12/25/01

