



HEET

102206941

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

<p>1. Name of conveying party(ies): Eagle &amp; Taylor Company</p> <p><i>8/18/02</i></p> <p><input type="checkbox"/> Individual(s)      <input type="checkbox"/> Association  <input type="checkbox"/> General Partnership      <input type="checkbox"/> Limited Partnership  <input checked="" type="checkbox"/> Corporation-State of Delaware  <input type="checkbox"/> Other _____</p> <p>Additional names of conveying party(ies) attached?  <input type="checkbox"/> yes    <input checked="" type="checkbox"/> no</p> <p>3. Nature of Conveyance</p> <p><input type="checkbox"/> Assignment      <input type="checkbox"/> Merger  <input type="checkbox"/> Security Agreement      <input type="checkbox"/> Change of Name  <input checked="" type="checkbox"/> Other <u>Release &amp; Termination of Trademarks as Security</u></p> <p>Execution Date: May 6, 2002</p>	<p>2. Name and address of receiving party(ies):</p> <p>Name: <u>The CIT Group/Business Credit, Inc.</u></p> <p>Internal Address: _____</p> <p>Street Address: _____  <u>1211 Avenue of the Americas</u>  City <u>New York</u>  State <u>NY</u> Zip <u>10036</u></p> <p><input type="checkbox"/> Individual(s) citizenship _____  <input type="checkbox"/> Association _____  <input type="checkbox"/> General Partnership _____  <input type="checkbox"/> Limited Partnership _____  <input type="checkbox"/> Corporation-State _____  <input checked="" type="checkbox"/> Other <u>Bank</u></p> <p>Additional name(s) &amp; address(es) attached? <input type="checkbox"/> yes    <input checked="" type="checkbox"/> no</p>														
<p>4. Application number(s) or registration number(s):</p> <table border="0"> <tr> <td data-bbox="162 892 730 1039"> <p>A. Trademark Application No(s).</p> <p><del>75/550,736</del> 75/387,937</p> </td> <td data-bbox="747 892 1429 1039"> <p>B. Trademark Registration No(s).</p> <table border="0"> <tr> <td>1,826,370</td> <td>2,273,593</td> <td>1,405,839</td> </tr> <tr> <td>1,662,477</td> <td>2,235,778</td> <td>1,274,757</td> </tr> <tr> <td>1,759,176</td> <td>1,868,306</td> <td>1,686,004</td> </tr> <tr> <td>1,743,934</td> <td>1,598,147</td> <td></td> </tr> </table> </td> </tr> </table> <p>Additional numbers attached? <input type="checkbox"/> Yes    <input checked="" type="checkbox"/> No</p>		<p>A. Trademark Application No(s).</p> <p><del>75/550,736</del> 75/387,937</p>	<p>B. Trademark Registration No(s).</p> <table border="0"> <tr> <td>1,826,370</td> <td>2,273,593</td> <td>1,405,839</td> </tr> <tr> <td>1,662,477</td> <td>2,235,778</td> <td>1,274,757</td> </tr> <tr> <td>1,759,176</td> <td>1,868,306</td> <td>1,686,004</td> </tr> <tr> <td>1,743,934</td> <td>1,598,147</td> <td></td> </tr> </table>	1,826,370	2,273,593	1,405,839	1,662,477	2,235,778	1,274,757	1,759,176	1,868,306	1,686,004	1,743,934	1,598,147	
<p>A. Trademark Application No(s).</p> <p><del>75/550,736</del> 75/387,937</p>	<p>B. Trademark Registration No(s).</p> <table border="0"> <tr> <td>1,826,370</td> <td>2,273,593</td> <td>1,405,839</td> </tr> <tr> <td>1,662,477</td> <td>2,235,778</td> <td>1,274,757</td> </tr> <tr> <td>1,759,176</td> <td>1,868,306</td> <td>1,686,004</td> </tr> <tr> <td>1,743,934</td> <td>1,598,147</td> <td></td> </tr> </table>	1,826,370	2,273,593	1,405,839	1,662,477	2,235,778	1,274,757	1,759,176	1,868,306	1,686,004	1,743,934	1,598,147			
1,826,370	2,273,593	1,405,839													
1,662,477	2,235,778	1,274,757													
1,759,176	1,868,306	1,686,004													
1,743,934	1,598,147														
<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Eileen T. Mathews, Esq.  Caffee, Halter &amp; Griswold LLP  800 Superior Avenue - Suite 1400  Cleveland, Ohio 44114-2688</p> <p><b>CERTIFICATE OF MAILING</b></p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope with sufficient postage addressed to: Assistant Commissioner for Trademarks, Assignment Branch, 2900 Crystal Drive, Arlington, Va., 22202-3512, on this <u>18th</u> day of <u>Aug.</u>, 2002.</p> <p><i>Eileen T. Mathews</i>  _____  (Typed or Printed Name)  <i>Eileen T. Mathews</i>  _____  (Signature)</p>	<p>6. Total number of applications and registrations involved: <u>13</u></p> <p>7. Total fee (37 CFR 3.41): <u>\$340.00</u></p> <p><input checked="" type="checkbox"/> Enclosed  <input checked="" type="checkbox"/> Authorized to be charged to deposit account  <input type="checkbox"/> Total Fee Due  <input checked="" type="checkbox"/> Any deficiencies in the enclosed fees.</p> <p>8. Deposit account number: <u>03-0172</u>  <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge our deposit account for any deficiencies in the enclosed fees.</p> <p>(Attach duplicate copy of this page if paying by deposit account)</p>														
<p>08/29/2002 DRYRNE 00000203 75550736</p> <p>DO NOT USE THIS SPACE</p>															
<p>01 FC:48 40.00 DP  02 FC:48 300.00 DP</p> <p>9. Statement and signature <u>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.</u></p> <p>Eileen T. Mathews      <i>Eileen T. Mathews</i>      <u>August 6, 2002</u>  Name of Person Signing      Signature      Date</p> <p>Total number of pages comprising transmittal: <u>4</u></p>															

RELEASE AND REASSIGNMENT OF TRADEMARKS AS SECURITY

WHEREAS, Eagle & Taylor Company, a Delaware Corporation, with an office at 755 Boardman-Canfield Road, Boardman, Ohio 44512 (the "Company"), owns the trademarks described in Item A in the Appendix to the "Assignment for Security" described below (the "Trademarks") for which there are recordings in the United States Patent and Trademark Office under the numbers set forth in said Item A;


WHEREAS, pursuant to that certain Security Assignment and Mortgage-Intellectual Property, dated as of December 14, 2002, the Company executed an Assignment for Security ("Trademarks Assignment"), by which the Company granted a security interest in the Trademarks to the CIT Group/Business Credit, Inc. as contractual representative for certain financial institutions, the ("Agent"), to secure the payment and performance by the Company of certain of its obligations; and

WHEREAS, the Trademarks Assignment was recorded in the assignment branch of the United States Patent and Trademark Office, on December 21, 2000, located on reel 002200, frame 0055, a copy of which is attached hereto as Exhibit A;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, the undersigned does hereby terminate its security interest in, and reassign and reconvey to the Company, the Trademarks and (a) the reissues, divisions, continuations, renewals, extensions and continuations-in-part thereof, (b) all income, royalties, damages and payments now and hereafter due and/or payable thereunder, with respect thereto, including, without limitation, payments under all licenses entered into in connection therewith and damages and payments for past or future infringements thereof, (c) the right to sue for past, present and future infringements thereof, and (d) all of the Company's rights throughout the world.

Dated: May 6, 2002

The CIT Group/Business Credit, Inc.

By:   
Name: STEVEN SCHUIT  
Title: VICE PRESIDENT  
TEAM LEADER

Item A. Trademarks

Registered Trademarks

<u>Country</u>	<u>Trademark</u>	<u>Registration No.</u>	<u>Registration Date</u>
U.S.	EAGLE MAXIMIZER PLUS	1,826,370	03-15-94
U.S.	AUTOLATCH	1,662,477	10-29-91
U.S.	MODERN DIVIDED LIGHTS	1,759,176	03-16-93
U.S.	DECORELLE	1,743,934	12-29-92
U.S.	EAGLE WOOD	2,273,593	08-31-99
U.S.	GIVING VISION TO GREAT IDEAS	2,235,778	03-30-99
U.S.	EAGLE & Design	1,868,306	12-20-94
U.S.	EAGLE	1,598,147	05-29-90
U.S.	EAGLE WINDOWS DOORS & Design	1,405,839	08-19-86
U.S.	EAGLE	1,274,757	04-24-84
U.S.	EAGLE	1,686,004	05-12-92

Pending Trademark Applications

<u>Country</u>	<u>Trademark</u>	<u>Serial No.</u>	<u>Filing Date</u>
U.S.	QUALITEC	75/550,736	09-09-98
U.S.	EAGLE WINDOWS & Design	75/387,937	11-10-97