

03-11-2003



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

102386732 TRADEMARKS OFFICE

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

3-11-03

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

1. Name of conveying party(ies): Heller Financial, Inc., as Agent

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State DE, Other

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

3. Nature of conveyance:

- Assignment, Merger, Security Agreement, Change of Name, Other Release and Reassignment

Execution Date: 02/28/2003

2. Name and address of receiving party(ies)

Name: Delta III, Inc. Internal Address: c/o Lund International, Inc., Suite Street Address: 3700 Crestwood Parkway N.W., City: Duluth State: GA Zip: 30096

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State DE, 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) n.a.

B. Trademark Registration No.(s) 1,821,319

Additional number(s) attached Yes No

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

Federal Research Company, LLC 1030 15th Street, NW, Suite 920 Washington, DC 20005

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

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

Penelope Johnson Name of Person Signing

Penelope Johnson Signature

03/05/2003 Date

Total number of pages including cover sheet, attachments, and document: 14

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

TRADEMARK REEL: 002687 FRAME: 0206

TRADEMARK RELEASE AND REASSIGNMENT

THIS TRADEMARK RELEASE AND REASSIGNMENT is made as of February 28 2003, by **HELLER FINANCIAL, INC.**, a Delaware corporation, as Agent (“Agent”).

W I T N E S S E T H:

WHEREAS, Agent and **Delta III, Inc.**, a Delaware corporation (“Delta”), were parties to that certain Assignment for Security of Patents, Trademarks and Copyrights dated as of February 27, 1998 (the “Assignment”; capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed thereto in the Assignment), pursuant to which Delta granted a security interest to Agent in, and a collateral assignment to Agent of, among other things, the Trademarks (as defined in the Assignment) as security for certain obligations owing by Delta to the financial institutions (collectively, the “Lenders”) from time to time party to that certain Credit Agreement dated as of February 27, 1998 by and among Delta, certain of Delta’s affiliates, Agent, and Lenders, as amended, restated, supplemented or otherwise modified and in effect from time to time, including the Trademarks set forth on Exhibit A hereto; and

WHEREAS, the Assignment was recorded by the Assignment Division of the United States Patent and Trademark Office on May 4, 1998, at Reel 1727, Frame 0284; and

WHEREAS, Delta has requested that Agent release its security interest in the Trademarks and reassign the same to Delta;

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

1. Agent hereby releases its security interest in all of Delta’s right, title and interest in and to all of the following:

(a) each Trademark, Trademark registration and Trademark application, including, without limitation, the Trademarks, Trademark registrations (together with any reissues, continuations or extensions thereof) and Trademark applications referred to in Exhibit A annexed hereto, and all of the goodwill of the business connected with the use of, and symbolized by, each Trademark, Trademark registration and Trademark application;

(b) each Trademark license and all of the goodwill of the business connected with the use of, and symbolized by, each Trademark license; and

(c) all products and proceeds of the foregoing, including, without limitation, any claim by Delta against third parties for past, present or future (a) infringement or dilution of any Trademark or Trademark registration including, without limitation, the Trademarks and Trademark registrations referred to in Exhibit A annexed hereto, the Trademark registrations issued with respect to the Trademark applications referred in Exhibit A and the Trademarks licensed under any Trademark license or (b) injury to the goodwill associated with any Trademark, Trademark registration or Trademark licensed under any Trademark license.

2. Agent hereby reassigns, grants and conveys to Delta, without any representation, recourse or undertaking by Agent, all of Agent's right, title and interest in and to the Trademarks, and the goodwill of Delta's business connected with the use of and symbolized by the Trademarks.

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[Signature Page Follows]*

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

HELLER FINANCIAL, INC.,
a Delaware corporation, as Agent


By: 
Name: Ryan Cascade
Title: Duty Authorized Signatory

EXHIBIT A

Lund Industries, Incorporated

• **Design Patents (U.S. and Foreign)**

Design Patent-United States	Patent Number	Issue Date
Windshield Visor for Trucks	288309	2/17/87
Windshield Visor for Trucks	273672	5/1/84
Air Spoiler for Pickup Trucks	286143	10/14/86
Windshield Visor for Trucks	288310	2/17/87
Rearcab Air Spoiler for Pickup Trucks	305017	12/12/89
Visor for Pickup Trucks	312238	11/20/90
Windshield Visor for Trucks	251295	8/11/87
Air Spoiler for Trucks	308041	5/22/90
Cab Fairing for Trucks	316391	4/23/91
Combined Vehicle Hood Shield and Windshield Deflector	328274	7/28/92
Combined Vehicle Hood Shield and Windshield Deflector	329630	9/22/92
Combined Vehicle Hood Shield and Windshield Deflector	355399	2/14/95
Side Window Cover for Vehicle	375068	10/29/96
Bumper Facade for Vehicles	382237	8/12/97
Combined Vehicle Visor with Flush Mounted Vehicle Lights	330,003	10/06/92
Windshield Visor for Trucks	291,295	8/3/87

Design Patent-Canada	Patent Number	Issue Date
Visor for Pickup Trucks	64701	11/7/89
Cab Fairing for Trucks	64646	10/27/89
Combined Vehicle Hood Shield and Windshield Deflector	66840	9/13/90
Defender Hood Protector	66123	5/22/90
Combined Vehicle Visor with Flush Mounted Lights	67469	11/13/90
Combined Vehicle Hood Shield and Windshield Deflector	67429	11/6/90
Combined Vehicle Hood Shield and Windshield Deflector	75914	3/19/95

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Design Patent-Canada	Patent Number	Issue Date
Side Window Cover for Vehicle	76555	6/8/95
Bumper Facade for Vehicles	79325	10/25/96
Windshield Visor for Motor Vehicles	80877	5/23/97

● **Utility Patents (U.S. and Foreign)**

Utility Patent-United States	Patent Number	Issue Date
Cab Fairing	5,018,779	5/28/91
Windshield Visor for Trucks having Cab Roof Lights	4,966,404	10/30/90
Airflow Deflector Apparatus	4929013	5/29/90
Windshield Visor for Trucks	5108142	4/28/92
Combined Vehicle Visor With Flush Mounted Lights	5,130,906	10/06/92
Vehicle Shield Device	5,112,095	5/12/92
Flush Mounted Visor Light	5,130,906	7/14/92
Winter Front for the Grill of a Motor Vehicle	RE 34907	11/26/89
Lens for Front End Panel of Automotive Vehicle	4,556,931	12/3/85

Utility Patent-Canada	Patent Number	Issue Date
Cab Fairing	2001248	2/7/95
Winter Front for the Grill of a Motor Vehicle	1262252	10/10/89
Flush Mounted Visor Light	2,028,169	4/6/92

● **Trademarks (U.S. & Foreign)**

Trademarks-United States	Reg. Number	Issue Date
LUND "Chunky" Style	1,542,431	6/6/89
LUND SunVisor	1,379,094	1/21/86
MOONVISOR	1,653,602	8/13/91
COLD FRONT	1,581,394	2/6/90
BIG BUGGER	1,359,104	9/10/85
FASTBACK	1,452,054	8/11/87
AIRFORCE	1,417,397	11/18/96

Trademarks-Canada	Reg. Number	Issue Date
LUND "Chunky" Style	TMA377,210	12/14/90
LUND	TMA481,045	8/20/97
SunVisor	TMA374,453	10/19/90
MOONVISOR	TMA391,732	12/13/91
COLD FRONT	TMA370,603	7/13/90

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Trademarks-Canada	Reg. Number	Issue Date
BIG BUGGER	TMA270,036	6/11/82
LITTLE BUGGER	TMA290,530	5/4/84
WINDSHIELD VISOR DESIGN "Shape" Mark Leading Edge	780762	10/17/97

- **Licenses**

License of the right to manufacture tonneau covers under Design Automotive Group, Inc.'s United States Utility Patent No. 5,472,256, for the life of the patent.

- **Pending Patent Applications**

Pending Patents-United States	Serial Number
Windshield Visor for Motor Vehicles	
Windshield Visor for Motor Vehicles	
Pickup Truck Cab Extending Tonneau Cover	
Pickup Truck Cab Extending Tonneau Cover	
Pickup Truck Tailgate	
Lateral Swing Tailgate for Pickup Trucks and Method of Replacing Pickup Truck Tailgate	
Bumper Facade for Vehicles	
Apparatus for Covering a Vehicle Cargo Area	
Tonneau Cover; Methods of Installation and Use of Tonneau Cover and Truck Including a Tonneau Cover	
System for Covering the Bed and Box of a Pick-Up Truck, Wagon or Trailer	
Vehicle Shield Device	

Pending Patents-Canada	Serial Number
Pickup Truck Cab Extending Tonneau Cover	
Pickup Truck Cab Extending Tonneau Cover	
Pickup Truck Tailgate	

Pending Patents-Patent Cooperation Treaty	Serial Number
Windshield Visor for Motor Vehicles	
Bumper Facade for Vehicles	

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- Pending Trademark Applications

Pending Trademarks-US	Serial Number
LUND	

Pending Trademarks-European Community	Serial Number
LUND	

Pending Trademarks-Brazil	Serial Number
LUND	

- COPYRIGHTS

COPYRIGHTS							
	PHYS.	CLNA	DCRE.	DPUB.	DREG.	MISC	Serial Number
Truck Accessories	8 p.	acLund Industries, Inc.	1988	7/26/88	8/16/88	C.O. corres.	TX-2-430-004

Lund Acquisition Corp.

- Utility Patents (U.S. & Foreign)

Utility Patent-United States	Patent Number	Issue Date
Pickup Bed Tonneau Cover Mounting	4,730,866	3/15/88
Pickup Bed Tonneau Cover Mounting	4,838,602	6/13/89

Utility Patent-Canada	Patent Number	Issue Date
Canadian-Pickup Bed Tonneau Cover Mounting	1,308,145	9/29/92

- Design Patents

None

- Trademarks

Common Law Trademark "LUXXUS"

- Licenses

None

Deflecta-Shield Corporation

- Design Patents (U.S. and Foreign)

Design Patent-United States	Patent Number	Issue Date
Sun Visor	303,948	10/10/89

Design Patent-Foreign	Patent Number	Issue Date
Pick-up Vehicle Rear Window Louvre Unit	88-12,507 Australia	9/1/88
Vehicle Air Current Deflector Shield	82-86,484 Australia	9/1/83

- Utility Patents (U.S. and Foreign)

Utility Patent-United States	Patent Number	Issue Date
Motor Vehicle Spoiler	4,846,522	7/11/89
Stove Pipe Heat Reclaimer	4,509,588	4/9/85
Vehicle Air Current Deflector Shield	4,153,129	

Utility Patent-Foreign	Patent Number	Issue Date
Vehicle Air Current Deflector Shield	1,191,175 Canada	7/30/85

- Alleged Infringement

Alleged common law trademark infringement claim whereby Fink Industries, Inc. claims that Deflecta-Shield Corporation use of the SPORTVISOR mark infringe's on Fink's common law rights in the SPORTVISOR mark, which is not registered.

Belmor Autotron Corporation

- Trademark Applications

Trademarks-United States	Serial Number	Issue Date
Mustache Shield		
Aero Mask		

- Pending Trademark Application

Pending Trademarks-US	Serial Number
Thermofront	

- Design Patents (U.S. and Foreign)

Design Patent-United States	Patent Number	Issue Date
Automotive Windshield Visor with Sunshield Insert	362,422	9/19/95
Combined Board and Step for Double Cab Pickup Trucks	361,974	9/5/95
Low Profile Running Boards for Vans	361,973	9/5/95
Deflector Shield for Motor Vehicles (break in chain of title)	307,569	
Bug and Gravel Shield for Over the Road Trucks	353,794	12/27/94
Front Deflector Shield	335,854	5/25/93
Pickup Cab Spoiler (break in chain of title, DEM Corporation)	389,110	
Vehicle Running Board (Beckett Enterprises Ltd., break in chain of title)	342,476	12/21/93

Design Patent-Canada	Patent Number	Issue Date
Low Profile Running Boards for Vans	76149	4/13/95
Combined Board and Step for Double DAB Pickup Trucks	74973	10/13/94
Bug and Gravel Shield For Over the Road Trucks	74079	3/24/94
Front Deflector Screen	72976	8/5/93

- Utility Patents (U.S. and Foreign)

Utility Patent-United States	Patent Number	Issue Date
Visor with Recessed Mounting Caps on Tailing Edge	5,664,871	9/9/97
Visor Accessory with Sun Shield and Running Lights	5,522,634	6/4/96
Visor Accessory with Sun Shield Insert	5,452,933	9/26/95
Rear Air Deflector Shield for Cargo Style Door Vehicle	5,338,088	8/16/94
Rear Air Deflector Shield for Cargo Style Door Vehicle	5,435,617	7/25/95
Fastener for Air Current Deflector Shields	5,320,461	6/14/94
Heavy Truck Bug and Gravel Shields	5,308,134	5/3/94
Rear Air Deflector for Motor Vehicles	5,249,836	10/5/93
Quick Release Deflector Shield	5,234,247	8/10/93

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Insect Screen Attachment Appts. for Vehicles	4,836,598	6/06/89
Single/Multiple Row Product Display System	4,775,054	10/04/88
Truck Deflector Shield	4,627,657	12/9/86
Radiator Grille Cover with Adjustable Center Openings	4,750,549	6/14/88
Deflector Shield and Guard Assembly for Motor Vehicles	4,842,319	6/27/89

Utility Patent-Foreign	Patent Number	Issue Date
Windshield Visor with Sunshade Insert	2,148,738 Canada	2/3/96
Bug and Gravel Shield	2,104,561 Canada	10/29/96
Adjustably Mounted Air Current Deflector Shield for Use on Vehicle	2,074,227 Canada	7/29/93
Motor Vehicle Air Current Deflector Shield	2,052,875 Canada	3/10/92
Adjustably Mounted Air Current Deflector Shield	2,074,227 Canada	3/10/92

• Trademarks (U.S. & Foreign)

Trademarks-United States	Reg. Number	Issue Date
JUTANHAK SENSITIVE [RED CRANE] AND DESIGN	1,737,889	12/8/92
AT2000	1,664,045	11/12/91
AERO-TRIM	1,468,961	12/15/87
SPORT SHIELD	1,407,621	9/2/86
SUNCAP	1,259,360	11/29/83
MERA	1,213,233	10/19/82
MERA	1,213,232	10/19/82
TAIL-GATOR AND DESIGN	1,218,315	11/30/82
VISION VISOR	1,994,432	8/20/96
ULTIMA [THE ULTIMATE]	1,984,495	7/2/96
MAGNUM	2,051,089	4/8/97
SPORT STEPS	2,019,503	11/26/96
SPORT BOARDS	1,881,406	2/28/95
DEBUG-SHIELD	1,212,349	10/12/82
DEFLECTA-SHIELD	752,829	7/16/63
MUSTACHE SHIELD	1,494,135	6/28/88
CRUISER LITES	1,857,248	10/4/94
MIRAGE	R1737589	12/01/92
AERO MASK	R1502107	8/30/88

Trademarks-Foreign	Reg. Number	Issue Date
DEFLECTA-SHIELD	554,969 Benelux	8/25/94
DEFLECTA-SHIELD	94,533,523 France	8/22/94
DEFLECTA-SHIELD	2,906,886 Germany	5/24/95
DEBUG SHIELD	285,666 Canada	12/9/83
SIDE WINGERS	290,421 Canada	4/21/84
DEFLECTA-SHIELD	273,017 Canada	10/22/82

- Pending Trademark Applications (U.S. & Foreign)

Trademarks-United States	Serial Number
YOU BOUGHT THE TRUCK! NOW BUY THE ACCESSORIES!	
OUTBACK	
SPORTTRAIL	

- Pending Patent Applications (U.S. & Foreign)

Patents - United States	Serial Number
Integrated Running Board and Mud Flap	
Improved Bumper Attachment Design for Vehicle Accessories	
Universal Running Board Accessory, Preferably with Fender Attachment	
Universal Running Board Accessory	
Improved Air Current Deflector Shield	
Front Deflector Shield (Deflecta Shield Pinnacle)	
Air Current Deflector Shield	
Adjustably Mounted Air Current Deflector Shield	
Tool Box Lid	
Molded Winterfront	
Rack Extension for Rack and Pinion Steering System	
Vehicle Visor	
Plastic Bed Rail Cover with Integrated Fastening System	
No-Drill Fastening System for Bug and Gravel Shields	
Running Board	

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- **Alleged Infringement**

Dee Zee, Inc. alleges DFM Corp.'s "Outback" Running Board is substantially the same as the Dee Zee, Inc. U.S. Design Patent No. 336,629

BAC Acquisition Co.

- **Utility Patents (U.S. & Foreign)**

Utility Patent-United States	Patent Number	Issue Date
Slotted Panel Assembly (Fibernetics)	4,258,662	3/31/81

Utility Patent-Foreign	Patent Number	Issue Date
Watering Feed for Animals (Fibernetics) break in chain of title	1,154,640 Canada	10/4/83
Outdoor Animal Watering Unit (Fibernetics) break in chain of title	1,143,229 Canada	3/22/83

Trailmaster Products, Inc.

- **Utility Patents (U.S. and Foreign)**

Utility Patent-United States	Patent Number	Issue Date
Threaded Removable End Mount System for Shock Absorbers (break in chain of title)	4,962,834	10/16/90

- **Trademarks (U.S. & Foreign)**

Trademarks-United States	Reg. Number	Issue Date
INVADER SK	1,711,541	9/1/92
TRAILMASTER	1,660,726	10/15/91
INVADER	1,564,337	11/7/89
4-WAY	1,441,144	6/2/87

- **Pending Trademark Application**

Pending Trademarks-US	Serial Number
TRAILMASTER SSV SPEED SMART VALVING AND DESIGN	

Trademarks-United States	Reg. Number	Issue Date
Highbean	1,821,319	2/15/94

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