

03-28-2003



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Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) 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): 3-25-03

AJM Holdings, LLC

- Individual(s) Association General Partnership Limited Partnership Corporation-State Other limited liability company

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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other

Execution Date: March 21, 2003

2. Name and address of receiving party(ies)

Name: Silver Point Capital, L.P.

Internal

Address:

Street Address: 600 Steamboat Road

City: Greenwich State: CT Zip: 06830

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

76/340,485

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

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

Name: Sheri Rabiner-Gordon

Internal Address: Debevoise & Plimpton

Street Address: 919 Third Avenue

City: New York State: NY Zip: 10022

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41): \$ 40

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

Sheri Rabiner-Gordon

Name of Person Signing

Signature

3/25/03

Date

Total number of pages including cover sheet, attachments, and document: 4

FINANCE SECTION 7:33

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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: 002701 FRAME: 0708

ASSIGNMENT

THIS ASSIGNMENT (the "Assignment"), dated as of the 21st day of March, 2003, is hereby made by and between AJM Holdings, LLC, a Connecticut limited liability company, having a principal place of business at 87 Doubling Road, Greenwich, CT 06830 ("Assignor") and Silver Point Capital, L.P., a Delaware limited partnership, having a principal place of business at 600 Steamboat Rd., Greenwich, CT 06830 ("Assignee").

WHEREAS, Assignor has intended to adopt the mark SILVER POINT CAPITAL in connection with a portion of its business and has filed an intent-to-use trademark application with the United States Patent and Trademark Office, Application Number 76/340,485 (the "Assigned Mark");

WHEREAS, Assignor now seeks to assign to Assignee the Assigned Mark together with the portion of the business to which the Assigned Mark pertains (the "Assigned Business"); and

WHEREAS, Assignee desires to acquire the Assigned Mark and the Assigned Business.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor and Assignee agree as follows:

Assignor does hereby transfer, convey, assign and deliver to Assignee all right, title and interest in and to the Assigned Marks, the applications for registrations thereof, the goodwill of the business connected with the use thereof and symbolized thereby, and the Assigned Business, free and clear of liens or encumbrances of any kind; all rights of priority therein in any country as may now or hereafter be granted to it by law, treaty, or other international convention; and all rights, interests, claims and demands recoverable in law or equity, that Assignor has or may have in profits and damages for past, present and future infringements of the Assigned Mark, including, but not limited to, the right to compromise, sue for and collect such profits and damages; the same to be held and enjoyed by Assignee, its successors and assigns or their legal representatives, as fully and entirely as the same would have been held and enjoyed by Assignor if this Assignment had not been made.

At any time after the date of this Assignment, Assignor hereby agrees that Assignor shall and shall cause its affiliates and related parties to, from time to time, execute and deliver to Assignee such additional instruments, documents, conveyances or assurances and take such other action as shall be necessary, or otherwise reasonably be requested by Assignee, to confirm and assure the rights and obligations provided for in

this Assignment and render effective the consummation of the transactions contemplated hereby, or otherwise to carry out the intent and purposes of this Assignment.

This Assignment shall be governed by, and construed in accordance with, the laws of the United States, in respect to trademark issues, and in all other respects, including as to validity, interpretation and effect, by the laws of the State of New York, without giving effect to the conflict of laws rules thereof.

IN WITNESS WHEREOF, Assignor has caused this Assignment to be duly executed as of the date first written above.

AJM HOLDINGS, LLC

By: Edward A. Mule
Edward A. Mule
Managing Member

"Express Mail" mailing label No. ET 547680755US
Date of Deposit March 25, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Beth Akers
(Typed or printed name of person mailing paper or fee)

Beth Akers
(Signature of person mailing paper or fee)

ACKNOWLEDGMENT

STATE OF CONNECTICUT)
 :SS: *Greenwich*
COUNTY OF FAIRFIELD)

The foregoing instrument was acknowledged before me this 21st day of March, 2003, by Edward A. Mule, Managing Member, of AJM Holdings, LLC, a Connecticut limited liability company, on behalf of the limited liability company.

Erica L. Evelti

ERICA L. EVELTI
NOTARY PUBLIC
MY COMMISSION EXPIRES JULY 31, 2007

Express Mail mailing label No. *ET54768075505*

Date of Deposit *March 25, 2003*

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Beth Akers
(Typed or printed name of person mailing paper or fee)

Beth Akers
(Signature of person mailing paper or fee)