

Form PTO-1594 (Rev. 6-93) **RECORDATION FORM COVER SHEET** U.S. DEPARTMENT OF COMMERCE
 OMB No. 0651-0011 (exp. 4/94) **TRADEMARKS ONLY** Patent and Trademark Office

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

1. Name of conveying party(ies):
 Fleet Capital Corporation
 200 Glastonbury Boulevard
 Glastonbury, CT 06033

Individual(s) Association
 General Partnership Limited Partnership
 Corporation: State of Rhode Island
 Other _____

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

2. Name and address of receiving party(ies):
 Johnstown America Corporation
 17 Johns Street
 Johnstown, PA 15907

Individual(s) Association
 General Partnership Limited Partnership
 Corporation: State of Delaware
 Other _____

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other Release of Security Interest
 Execution Date: September 11, 2003

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)

4. Application number(s) or trademark number(s), and identification or description of the mark(s):

A. Trademark Application No(s). and description B. Trademark Registration No(s). and description

See Attached Annex

5. Name and address of party to whom correspondence concerning document should be mailed:
 Elizabeth DeMinico
 FAEGRE & BENSON LLP
 2200 Wells Fargo Center
 90 South Seventh Street
 Minneapolis, MN 55402-3901
 612/766-8321

6. Total number of applications and registrations involved: 05


7. Total fee (37 CFR 3.41) \$140.00

Enclosed
 Authorized to be charged to deposit account for underpayment

8. Deposit Account number: 06-0029

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.

Elizabeth DeMinico  October 27, 2003
 Name of person signing Signature Date

Attorney Docket No. 56070-293408

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

Mail documents to be recorded with required cover sheet information to:
 Director - U.S. Patent and Trademark Office, Box Assignments
 Washington, D.C. 20231

CH \$140.00 060029 1798623

ANNEX TO TRADEMARK RECORDATION FORM COVER SHEET

TRADEMARK TITLE	COUNTRY	REGISTRATION NUMBER
BETHGON	USA	1,798,623
BETHGON COALPORTER	USA	1,801,510
COALPORTER	USA	1,801,509
BETH-COMBO	USA	1,802,664
JOHNSTOWN AMERICA	USA	1,759,151

NOTICE OF RELEASE OF SECURITY INTEREST IN TRADEMARKS

WHEREAS, by a Trademark Assignment of Security dated as of June 3, 1999, recorded in the United States Patent and Trademark Office on June 17, 1999 at Reel 001914, Frame 0093, Johnstown America Corporation, a Delaware corporation (the "Assignor") assigned to and granted to Fleet Capital Corporation, as Agent ("Assignee"), for itself and various other financial institutions, a security interest in all right, title and interest of Assignor in and to the trademarks and applications therefor listed on Schedule A hereto; and

WHEREAS, Assignee wishes to provide a document suitable for recording in the United States Patent and Trademark office for purposes of recording the release, relinquishment and discharge of its security interest in the trademarks and applications therefor listed on Schedule A hereto;

NOW, THEREFORE, in consideration of and in exchange for good and valuable consideration, Assignee hereby relinquishes, releases and discharges its security interest in the trademarks and applications therefor listed on Schedule A hereto.

IN WITNESS WHEREOF, the parties have caused this Notice of Release of Security Interest in Trademarks to be duly executed as of September 11, 2003.

FLEET CAPITAL CORPORATION

By: Michael Kernekian
Its: _____

STATE OF New York)
COUNTY OF New York) SS.

Michael Kernekian
Vice President

The foregoing Notice of Release of Security Interest in Trademarks was executed and acknowledged before me this 11 day of September, 2003 by Michael Kernekian personally known to me to be the Vice President of Fleet Capital Corporation, who being duly sworn, deposes and says that said instrument was signed on behalf of said entity described in and which executed the foregoing instrument, and that he was authorized to sign his name thereto on behalf of said entity.

Daren J. Stamp
Notary Public

DAREN J. STAMP
Notary Public, State of New York
No. 01ST6090557
Qualified in Bronx County
Commission Expires April 14, 2007

My commission expires:

April 14, 2007

SCHEDULE A
TO NOTICE OF RELEASE OF SECURITY INTEREST IN PATENTS

TRADEMARK TITLE	COUNTRY	REGISTRATION NUMBER
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