

07-30-2003

R SHEET
ONLY

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

7-28-23



Tab settings → → → ▼

102511423

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

1. Name of conveying party(ies):

Northstar Seidler Mezzanine
Partners II, L.P.

2003 JUL 28 AM 8:53

FINANCE SECTION

2. Name and address of receiving party(ies):

Name: Vibratech, Inc.

Internal Address: _____

Street Address: 11980 Walden Avenue

City: Alden State: NY ZIP: 14004

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

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

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other Trademark Release
- Merger
- Change of Name

Execution Date: June 26, 2003

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark registration No.(s)

2,184,898
2,567,305
2,567,306

Additional numbers attached? Yes No

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

Name: Annabelle V. Irey

Internal Address: Phillips, Lytle, Hitchcock,

Blaine & Huber LLP

Street Address: 3400 HSBC Center

City: Buffalo State: NY ZIP: 14203

6. Total number of applications and registrations involved: _____

3

7. Total fee (37 CFR 3.41):..... \$ 90.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number: _____

(Attach duplicate copy of this page if paying by deposit account)

07/29/2003 ECOOPER 00000126 2184898

DO NOT USE THIS SPACE

01 FC:8521 40.00 DP
02 FC:8522 50.00 DP

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.

Annabelle V. Irey
Name of Person Signing

Annabelle V. Irey
Signature

July 25, 2003
Date

Total number of pages comprising cover sheet: _____

4

TRADEMARK RELEASE

WHEREAS, pursuant to an agreement, by and among Vibratech, Inc. (“Debtor”), a Delaware corporation located at 11980 Walden Avenue, Alden, New York 14004-9760 and Northstar Seidler Mezzanine Partners II, L.P. (“Secured Party”), a Delaware limited partnership located at 3030 Plaza VII, 45 South Seventh Street, Minneapolis, Minnesota 55402 or notice thereof, recorded with the United States Patent and Trademark Office at reel 1750 and frame 0096 on June 19, 1998, Secured Party is listed as the secured party with respect to the trademark “Fluidampr”, the U.S. Trademark Registration No. 1,449,297 and any foreign trademarks, applications or registrations related thereto (the “Fluidampr Words and Design Trademarks”); and

WHEREAS, the Secured Party also has a security interest in the trademarks listed in Schedule A attached hereto and any foreign trademarks, applications or registrations related thereto (the “Additional Trademarks” and together with the Fluidampr Words and Design Trademarks, the “Trademarks”).

NOW THEREFORE, Secured Party does hereby release any and all interests in all of the Trademarks, any rights related thereto and the good will associated therewith.

After the date hereof, Secured Party also hereby agrees, without further consideration, to execute all other documents and instruments reasonably requested by Debtor, its successors or assigns, to effectuate the purpose of this Trademark Release.

IN WITNESS WHEREOF, Secured Party has caused this Trademark Release to

be duly executed by its respective officer thereunto duly authorized as of the 26th day of June, 2003.

NORTHSTAR SEIDLER MEZZANINE
PARTNERS II L.P., a Delaware limited partnership

By: Northstar Capital, L.L.C, its general partner

By Scott L. Becker
Scott L. Becker, Managing Partner

STATE OF Minnesota)
) SS.:
COUNTY OF Hennepin

On the 26th day of June, 2003, before me personally came Scott Becker,
to me personally known and known to me to be the person described in and who executed the
foregoing instrument as General Partner of Northstar Seidler Mezzanine Partners II L.P., and
that he acknowledged the instrument to be the free act and deed of the limited partnership.

Rod M. Guse
Notary Public

SCHEDULE A

Mark: Fluidampr

<u>Registration No.</u>	<u>Country</u>	<u>Registration Date</u>
2,567,305	U.S.	5/7/02

Mark: Fluidampr (words and design)

<u>Registration No.</u>	<u>Country</u>	<u>Registration Date</u>
2,567,306	U.S.	5/7/02

Mark: Streetdampr and Design

<u>Registration No.</u>	<u>Country</u>	<u>Registration Date</u>
2184898	U.S.	8/25/98

BFLO Doc # 1301366