

Form PTO-1594

(Rev. 10/02)

OMB No. 0651-0027 (exp. 6/30/2005)

9-4-03

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY



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Tab settings

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

1. Name of conveying party(ies):

HSBC BANK, USA

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

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other Release and Termination of Security
- Merger
- Change of Name

Execution Date: February 5, 2003

2. Name and address of receiving party(ies)

Name: AMERICAN MARKETING INDUSTRIES, INC.

Internal

Address:

Street Address: 3620 Arrowhead Avenue

City: Independence State: MO Zip: 64055

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- 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

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ASSIGNMENTS DIV

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

A. Trademark Application No.(s) \_\_\_\_\_

B. Trademark Registration No.(s) 962112

Additional number(s) attached  Yes  No

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

Name: Bingham McCutchen, LLP

Internal Address: Attn: Stacey Farrell

Street Address: 150 Federal Street

City: Boston State: MA Zip: 02110

6. Total number of applications and registrations involved:

7. Total fee (37 CFR 3.41).....\$ 40.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

9. Signature.

Stacey Farrell

Name of Person Signing

Signature

9/2/03

Date

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

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

# RELEASE AND TERMINATION OF SECURITY INTEREST

THIS RELEASE AND TERMINATION OF SECURITY INTEREST, dated as of February 5, 2003, is made by HSBC BANK USA, successor by conversion to and formerly known as MARINE MIDLAND BANK, N.A. ("Lender").

WHEREAS, Apparel Marketing Industries, Inc., now known as American Marketing Industries, Inc. (the "Company") granted a security interest to the Lender pursuant to that certain Security Agreement, dated May 11, 1989, and recorded in the records of the United States Trademark Office on June 1, 1989, at Reel 0656/Frame 0533 (the "Security Interest");

WHEREAS, the Security Interest secured certain obligations from the Company in favor of the Lender (the "Obligations");

WHEREAS, the Company has satisfied and performed the Obligations in full; and

WHEREAS, the Lender has agreed to terminate and release the Security Interest in all of the property described herein, including, without limitation, United States Trademark Registration No. 962112 for the mark "SWINGSTER".

NOW, THEREFORE, for valuable consideration, the Lender hereby terminates and releases the Security Interest and its lien, encumbrance and security interest in all of the property described therein, including, without limitation, United States Trademark Registration No. 962112 for the mark "SWINGSTER" and all of the goodwill symbolized thereby.

IN WITNESS WHEREOF, the Lender has caused this Release and Termination of Security Interest to be duly executed as of the date first set forth above.

**[SIGNATURE PAGE FOLLOWS]**

HSBC BANK USA, successor by conversion to and formerly known as MARINE MIDLAND BANK, N.A.

By: Craig N. Wright  
Title: Senior Vice President

STATE OF NEW YORK )  
  ) ss.  
COUNTY OF ERIE )

On this 5th day of February, 2003, before me appeared Craig N. Wright, to me personally known, who, being by me duly sworn did say that he/~~she~~ is the SR. Vice President of HSBC BANK USA, successor by conversion to and formerly known as MARINE MIDLAND BANK, N.A., a New York State banking corporation and that said instrument was signed on behalf of said banking corporation by authority of its Board of Directors, and said officer acknowledged said instrument to be the free act and deed of said association.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal the day and year first above written.

Beverly Willis  
NOTARY PUBLIC

My Commission Expires:

September 20, 2005

[SEAL]

NEW / NEW  
JEFIN 214358