

12/16/03

12-29-2003

Form PTO-1594  
1-31-92REC  
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U.S. DEPARTMENT OF COMMERCE  
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):

Yellow Transportation, Inc. (F/K/A Yellow Freight System, Inc.)

- ☐ Individuals ☐ Association  
☐ General Partnership ☐ Limited Partnership  
☒ Corporation-State - Indiana  
Other

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

## 3. Nature of conveyance:

- ☐ Assignment ☐ Merger  
☒ Security Interest ☐ Change of Name  
☐ Other

Execution Date: December 11, 2003

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

- A. Trademark Application No.(s)  
See attached schedule

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

Name: Deutsche Bank AG, New York Branch

Internal Address:

Street Address: 60 Wall Street, MS NYC60-4305

City: New York State: NY ZIP: 10005-2858

- ☐ Individual(s) citizenship  
☐ Association  
☐ General Partnership  
☐ Limited Partnership  
☐ Corporation  
Other Collateral Agent

## Trademark Registration No.(s)

See attached schedule

Additional numbers attached? ☒ Yes ☐ No

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

Name: Meredith Schorr

Internal Address: c/o White &amp; Case LLP

Street Address: 1155 Avenue of the Americas

City: New York State: NY ZIP: 10036

## 6. Total number of applications and registration involved

12

## 7. Total fee (37 CFR 3.41): \$ 315.00

- ☒ Enclosed  
☒ Authorized to be charged to deposit account

## 8. Deposit account number:

23-1705 (in event of deficiency)

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

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.*

Meredith Schorr

Name of Person Signing

Signature

12/18/03

Date

Total number of pages comprising cover sheet:

1

OMB No. 0651-0011 (exp. 4/94)

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Mail documents to be recorded with required cover sheet information to:

Mail Stop Assignment Recordation Services  
Director of US Patent and Trademark Office  
PO Box 1450  
Alexandria, VA 22313-1450

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NEWYORK 3631542  
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TRADEMARK  
REEL: 002896 FRAME: 0579

SCHEDULE OF MARKS AND APPLICATIONS

| <u>Owner</u>  | <u>Marks</u>  | <u>Country</u> | <u>Registration No./<br/>Serial No.</u> |
|---|---|----------------|---|
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | DEFINITE DELIVERY                                   | United States  | Reg.# 2,401,117                         |
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | DELIVERING TRANSPORTATION<br>SOLUTIONS TO THE WORLD | United States  | Reg.# 2,314,029                         |
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | EXPRESS LANE SERVICE                                | United States  | Reg.# 1,848,349                         |
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | LETTER-GO-GETTER                                    | United States  | Reg.# 2,285,291                         |
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | MY YELLOW   | United States  | Reg.# 2,442,850                         |
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | RELAY   | United States  | Reg.# 1,458,659                         |
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | RELAY and Design                                    | United States  | Reg.# 1,474,437                         |
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | TEAM YELLOW   | United States  | Reg.# 2,318,784                         |
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | TEAM YELLOW and Design                              | United States  | Reg.# 2,318,785                         |
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | TED'S EX and Design                                 | United States  | Reg.# 2,283,283                         |
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | YES WE CAN  | United States  | Reg.# 2,486,194                         |
| Yellow Transportation,<br>Inc. (f/k/a Yellow<br>Freight System, Inc.) | ZIP DISK  | United States  | Ser.# 76/292,907                        |

**GRANT OF SECURITY INTEREST  
IN UNITED STATES TRADEMARKS**

FOR GOOD AND VALUABLE CONSIDERATION, receipt and sufficiency of which are hereby acknowledged, YELLOW TRANSPORTATION, INC. (F/K/A YELLOW FREIGHT SYSTEM, INC.), an Indiana corporation (the "Grantor") with principal offices at 10990 Roe Avenue, Overland Park, Kansas 66211, hereby grants to DEUTSCHE BANK AG, NEW YORK BRANCH, as Collateral Agent, with principal offices at 60 Wall Street, MS NYC60-4305, New York, New York 10005-2858, (the "Grantee"), a security interest in (i) all of the Grantor's right, title and interest in and to the United States trademarks, trademark registrations and trademark applications (the "Marks") set forth on Schedule A attached hereto, (ii) all Proceeds (as such term is defined in the Security Agreement referred to below) and products of the Marks, (iii) the goodwill of the businesses with which the Marks are associated and (iv) all causes of action arising prior to or after the date hereof for infringement of any of the Marks or unfair competition regarding the same.

THIS GRANT is made to secure the satisfactory performance and payment of all the Obligations of the Grantor, as such term is defined in the Security Agreement among the Grantor, the other assignors from time to time party thereto and the Grantee, dated as of December 11, 2003 (as amended, modified, restated and/or supplemented from time to time, the "Security Agreement"). Upon the occurrence of the Termination Date (as defined in the Security Agreement), the Grantee shall execute, acknowledge, and deliver to the Grantor an instrument in writing releasing the security interest in the Marks acquired under this Grant.

This Grant has been granted in conjunction with the security interest granted to the Grantee under the Security Agreement. The rights and remedies of the Grantee with respect to the security interest granted herein are as set forth in the Security Agreement, all terms and provisions of which are incorporated herein by reference. In the event that any provisions of this


Grant are deemed to conflict with the Security Agreement, the provisions of the Security Agreement shall govern.

**[Remainder of this page intentionally left blank; signature page follows]**

IN WITNESS WHEREOF, the undersigned have executed this Grant as of the

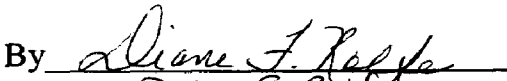
11<sup>th</sup> day of December, 2003.

YELLOW TRANSPORTATION, INC. (F/K/A  
YELLOW FREIGHT SYSTEM, INC.), Grantor

By   
Name: **JERRY C. BOWLIN**  
Title: **VICE PRESIDENT**

DEUTSCHE BANK AG, NEW YORK BRANCH,  
as Collateral Agent and Grantee

By   
Name: **Marguerite Sutton**  
Title: **Vice President**

By   
Name: **Diane F. Rolfe**  
Title: **VICE PRESIDENT**

STATE OF NEW YORK     )  
                                  ) ss.:

COUNTY OF NEW YORK    )

On this 11<sup>th</sup> day of December, 2003, before me personally came  
Jerry C. Bowlin who, being by me duly sworn, did state as follows: that [s]he is  
Vice President of YELLOW TRANSPORTATION, INC. (F/K/A YELLOW FREIGHT  
SYSTEM, INC.), that [s]he is authorized to execute the foregoing Grant on behalf of said  
corporation and that [s]he did so by authority of the Board of Directors of said corporation.

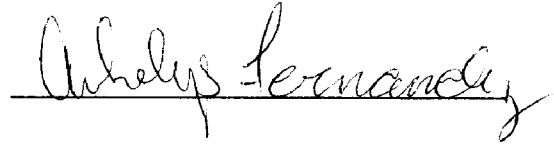
Anhelys Fernandez  
Notary Public

ANHELYS FERNANDEZ  
Notary Public, State of New York  
No. 01FE6048139  
Qualified in New York County  
Commission Expires Sept. 18, 2006

STATE OF NEW YORK     )  
                                      ) ss:

COUNTY OF NEW YORK    )

On this 11<sup>th</sup> day of December, 2003, before me personally came  
Marquente Sutton who, being by me duly sworn, did state as follows: that [s]he is  
Vice President of DEUTSCHE BANK AG, NEW YORK BRANCH, that [s]he is  
authorized to execute the foregoing Grant on behalf of said entity and that [s]he did so by  
authority of the Board of Directors of said entity.



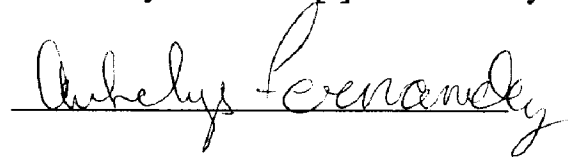
Notary Public

ANHELYS FERNANDEZ  
Notary Public, State of New York  
No. 01FE6048139  
Qualified in New York County  
Commission Expires Sept. 18, 2006

STATE OF NEW YORK     )  
                                  ) ss:

COUNTY OF NEW YORK )

On this 11<sup>th</sup> day of December, 2003, before me personally came  
Diane F. Rolfe who, being by me duly sworn, did state as follows: that [s]he is  
Vice President of DEUTSCHE BANK AG, NEW YORK BRANCH, that [s]he is  
authorized to execute the foregoing Grant on behalf of said entity and that [s]he did so by  
authority of the Board of Directors of said entity.



Notary Public

ANNELYS FERNANDEZ  
Notary Public, State of New York  
No. 01FE6048139  
Qualified in New York County  
Commission Expires Sept. 18, 2006