

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
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NATURE OF CONVEYANCE:	Trademark Release
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CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Fleet Capital Corporation		08/23/2004	CORPORATION: CALIFORNIA

RECEIVING PARTY DATA	
Name:	Soff-Cut International, Inc.
Street Address:	1112 Olympic Drive
City:	Corona
State/Country:	CALIFORNIA
Postal Code:	92881
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 4		
Property Type	Number	Word Mark
Registration Number:	1547074	SOFF-CUT
Registration Number:	1630603	SOFF-CUT
Registration Number:	1658638	SOFF-T-CUT
Registration Number:	1856851	SOFF-CUT

CORRESPONDENCE DATA	
Fax Number:	(301)654-6714
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	301-951-6122
Email:	janet.hanson@americancapital.com
Correspondent Name:	American Capital Strategies, Ltd
Address Line 1:	2 Bethesda Metro Center, 14th Floor
Address Line 2:	Attn: Janet Hanson
Address Line 4:	Bethesda, MARYLAND 20814

ATTORNEY DOCKET NUMBER:	SOFF-CUT TRADEMARK REL
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NAME OF SUBMITTER:	Janet M. Hanson
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OP \$115.00 1547074

Total Attachments: 4

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### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

**1. Name of conveying party(ies)/Execution Date(s):**

Fleet Capital Corporation

- Individual(s)                       Association  
 General Partnership             Limited Partnership  
 Corporation-State CA  
 Other \_\_\_\_\_

Citizenship (see guidelines) \_\_\_\_\_

Execution Date(s) 08/23/2004

Additional names of conveying parties attached?  Yes  No

**3. Nature of conveyance:**

- Assignment                               Merger  
 Security Agreement                   Change of Name  
 Other Trademark Release

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

Additional names, addresses, or citizenship attached?  Yes  
 No

Name: Soff-Cut International, Inc.  
Internal

Address: \_\_\_\_\_

Street Address: 1112 Olympic Drive

City: Corona

State: California

Country: US                              Zip: 92881

- Association    Citizenship \_\_\_\_\_  
 General Partnership    Citizenship \_\_\_\_\_  
 Limited Partnership    Citizenship \_\_\_\_\_  
 Corporation    Citizenship DE  
 Other \_\_\_\_\_    Citizenship \_\_\_\_\_

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 registration number(s) and identification or description of the Trademark.**

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 1547074,  
1630603, 1658638, 1856851

Additional sheet(s) attached?  Yes  No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

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

Name: American Capital Strategies

Internal Address: Attn: Janet Hanson

Street Address: 2 Bethesda Metro Ctr.  
14th Floor

City: Bethesda

State: MD                              Zip: 20814

Phone Number: 301/951-6122

Fax Number: 301/654-6714

Email Address: janet.hanson@american

**6. Total number of applications and registrations involved:**

4

**7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 115.00**

- Authorized to be charged by credit card  
 Authorized to be charged to deposit account  
 Enclosed

**8. Payment Information:**

a. Credit Card    Last 4 Numbers 1451  
Expiration Date 11/04

b. Deposit Account Number \_\_\_\_\_

Authorized User Name \_\_\_\_\_

**9. Signature:**

Janet M. Hanson  
Signature

9/22/04  
Date

Janet M. Hanson

Name of Person Signing

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

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

## TRADEMARK RELEASE

THIS TRADEMARK RELEASE (this "Trademark Release"), is made as of August 23, 2004 by FLEET CAPITAL CORPORATION, a Rhode Island corporation ("Secured Party"), as Agent for the Lender Group under that certain Loan and Security Agreement, dated as of June 24, 1999 (the "Loan and Security Agreement"), by and among each of the lenders signatory thereto, Grantee, Imperial Bank, as co-agent for the lenders, and Soff-Cut International, Inc., a Delaware corporation (the "Debtor"), as borrower thereunder. Capitalized terms used herein without definition shall be defined in the manner set forth in the Security Agreement (as defined below).

WITNESSETH:

WHEREAS, Secured Party and Debtor are parties to that certain Trademark Security Agreement, dated as of June 24, 1999 (the "Security Agreement"), pursuant to which Debtor granted a security interest to Secured Party in the Trademark Collateral described therein, as security for certain obligations owing by Debtor to Secured Party under the Loan and Security Agreement, including the trademarks, trademark registrations and applications for trademark registration set forth on Schedule 1 hereto (the "Trademarks");

WHEREAS, the Security Agreement was recorded by the United States Patent and Trademark Office on July 2, 1999 at Reel 1923, Frame 0212; and

WHEREAS, Debtor has requested that Secured Party release its security interest in the Trademark Collateral.

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged:

1. Secured Party hereby terminates, cancels and releases its security interest in all of the Debtor's right, title and interest in and to all of the following, all rights in and to which shall immediately revert to Debtor:

(a) all Trademark Collateral, including, without limitation, each of the Trademarks, together with any reissues, continuations or extensions thereof, and all of the goodwill of the business connected with the use of, and symbolized by, each Trademark; and

(b) all products and proceeds of the foregoing, including, without limitation, any claim by Debtor against third parties for past, present and future (i) infringement or dilution of any Trademark, or (b) injury to the goodwill associated with any Trademark.

*[Signature page follows]*

IN WITNESS WHEREOF, Secured Party has caused this Trademark Release to be executed as of the day and year first above written.

FLEET CAPITAL CORPORATION

By: \_\_\_\_\_

  
Name: Thomas J. Flanagan

Title: Vice President

**Schedule 1**

**TRADEMARKS**

*U.S. Trademarks*

<b>Attorney Docket No.</b>	<b>Registration No. &amp; Date / Application No. &amp; Filing Date</b>	<b>Contents</b>	<b>Status</b>
CHIUM002T	1547074 07/11/1989	Federal Trademark: SOFF-CUT  For: <i>Rotary power saws for cutting unhardened concrete</i>	Registered
CHIUM006T	1630603 01/08/1991	Federal Trademark: SOFF-CUT  For: <i>Power saws and accessories therefor, namely blades and skids</i>	Registered
CHIUM008T	1658638 09/24/1991	Federal Trademark: SOFF-T-CUT  For: <i>Saw blades for use in cutting concrete</i>	Registered
CHIUM035T	1856851 10/04/1994	Federal Trademark: SOFF-CUT  For: <i>golf clubs, golf putters, and golf club head covers</i>	Registered