

## TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:

NEW ASSIGNMENT

NATURE OF CONVEYANCE:

Release of Security Interests

## CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Antares Capital Corporation, as Agent		09/20/2004	CORPORATION: DELAWARE

## RECEIVING PARTY DATA

Name:	Toppers LLC (formerly known as Toppers, Inc.)
Street Address:	1450 Grandview Avenue
City:	Thorofare
State/Country:	NEW JERSEY
Postal Code:	08086
Entity Type:	Limited Liability Company: DELAWARE

## PROPERTY NUMBERS Total: 5

Property Type	Number	Word Mark
Registration Number:	1897513	TOPPERS
Registration Number:	1788250	TOPPERS
Registration Number:	1833879	T.I.
Registration Number:	1831374	TOPPERS
Serial Number:	75269657	

## CORRESPONDENCE DATA

Fax Number: (213)996-3367

*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

Phone: 213-683-6367

Email: nobukochristy@paulhastings.com

Correspondent Name: Nobuko M Christy

Address Line 1: 515 So. Flower Street, 25th Floor

Address Line 4: Los Angeles, CALIFORNIA 90071

NAME OF SUBMITTER:

Nobuko M Christy

Total Attachments: 4

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## RELEASE OF SECURITY INTEREST IN TRADEMARKS

This Release of Security Interest in Trademarks (“**Release**”) is dated as of September 20, 2004. Reference is hereby made to the Trademark Security Agreement dated as of March 5, 1999 (“**Trademark Security Agreement**”) by and between **TOPPERS LLC**, a Delaware limited liability company (f/k/a Toppers, Inc.) (“**Assignor**”) and **ANTARES CAPITAL CORP.**, a Delaware corporation, as agent for certain financial institutions (in such capacity, together with its successors and assigns, if any, in such capacity, “**Agent**”). All capitalized terms used but not otherwise defined herein shall have the meanings given to them in the Trademark Security Agreement.


Antares hereby notifies, acknowledges to and agrees with Assignor that the security interest granted by Assignor to Agent in the Trademark Collateral, including, without limitation, the security interest granted in the Trademarks, Trademark applications, and Trademark registrations listed on the attached Schedule A, is terminated and released, and that Agent hereby releases and forever discharges all of its right, title and interest, of any kind or nature, in the Trademark Collateral.

Agent hereby agrees to take such further actions and to execute and deliver such further documents as Assignor may reasonably request to effect and evidence this Release, including, without limitation, the execution and delivery of any filings, statements, amendments, recordations or other instruments required to maintain the applications or registrations of the Trademark Collateral and record the chain of title accordingly with the United States Patent and Trademark Office, subject, in each case to Assignor’s payment in full to Agent of its costs and expenses (including reasonable fees and disbursements of counsel) incurred in connection therewith; provided, however, that Agent shall not be required to take any action which exposes Agent to personal liability or which is contrary to applicable law.

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**IN WITNESS WHEREOF**, Agent has caused this Release of Security Interest in Trademarks to be duly executed and delivered by its duly authorized officer as of the date first above written.

**ANTARES CAPITAL CORP.,**  
a Delaware corporation,  
as Agent

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

DAVID M. BRACKETT  
MANAGING DIRECTOR

**SCHEDULE A  
TO  
RELEASE OF SECURITY INTEREST OF TRADEMARKS**

[See Attached]

# List of Trademarks

Mark	Registration No.	Date of Issue
Toppers	1,897,513	06/06/1995
Toppers	1,788,250	08/17/1993
T-I	1,833,879	05/03/1994
Toppers & Design	1,831,374	04/19/1994
Cocked Hat Design	Application No. 75/269657	First Request for Extension of time for filing statement of use filed so that the deadline is extended from January 14, 1999 to July 14, 1999.
Topper's	Application No. 350,843	N/A