

4/16/04

04-21-2004

Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)

RE: OFF



U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

102729067

2004 APR 16 AM 9:05

Tab settings

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

FINANCE SECTION

1. Name of conveying party(ies): Merrill Lynch Capital, A Division of Merrill Lynch Business Financial Services, Inc. (as Agent)

2. Name and address of receiving party(ies): Name: The Spic and Span Company

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

Internal Address:

Street Address: 90 North Broadway

City: Irvington State: NY Zip: 10533

- 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

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

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

Execution date: April 6, 2004

OFFICE OF PATENT RECORDS 2004 APR 16 AM 9:05 FINANCE SECTION

4. Application number(s) or registration number(s): A. Trademark Application No.(s) 78/243642, 78/172983, 78/172956, 78/119235, 76/316320, 78/260577, 78/274040, 78/137293, 78/119239

B. Trademark Registration No.(s) 1945934, 0514362, 2667238, 2717744

Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed: Name: Alida Stanley Internal Address: Weil, Gotshal & Manges, LLP Street Address: 767 5th Avenue City: New York State: NY Zip: 10153

6. Total number of applications and registrations involved: 13

7. Total fee (37 CFR 3.41): \$ 340.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number: 230800

(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.

Phyllis Eremitaggio Name of Person Signing

Signature

April 16, 2004 Date

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

04/20/2004 DBTKM 00000177 240000 703

01 FC:8521 40.00 00 02 FC:8520 600.00 00

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

TRADEMARK RELEASE

THIS TRADEMARK RELEASE is made as of April 6, 2004, by **MERRILL LYNCH CAPITAL, A DIVISION OF MERRILL LYNCH BUSINESS FINANCIAL SERVICES INC., AS AGENT ("Agent")**.

WITNESSETH:

WHEREAS, Agent and The Spic and Span Company, a Delaware corporation ("**Grantor**"), were parties to a security agreement dated March 5, 2004 (the "**Security Agreement**"), pursuant to which Grantor granted a security interest to Agent in certain trademarks (the "**Trademarks**"), as security for certain obligations owing by Grantor to Agent, including the Trademarks set forth on Schedule 1 hereto; and

WHEREAS, the Security Agreement was recorded by the United States Patent and Trademark Office on _____, 2004 at Reel _____, Frame _____; and

WHEREAS, Grantor has requested that Agent release its security interest in the Trademarks.

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

1. Agent hereby terminates, cancels and releases its security interest in all of Grantor's right, title and interest in and to all of the following:

(i) each Trademark listed on Schedule 1 annexed hereto, 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;

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

*- Remainder of Page Intentionally Left Blank -
[Signature Page Follows]*

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

**MERRILL LYNCH CAPITAL, A
DIVISION OF MERRILL LYNCH
BUSINESS FINANCIAL SERVICES
INC., AS AGENT**

By: _____
Name: Jeffrey T. Jahn
Its: _____

Trademark Release – The Spic and Span Company

**TRADEMARK
REEL: 002952 FRAME: 0681**

Schedule 1

SEE THE ATTACHED

Trademark Release – The Spic and Span Company

TRADEMARK
REEL: 002952 FRAME: 0682

SCHEDULE 1

TRADEMARK REGISTRATIONS

<u>Trademark Description</u>	<u>U.S. Registration No.</u>	<u>Date Registered</u>
CINCH	1,945,934	1/2/96
SPIC AND SPAN	0,514,362	8/20/49
SPIC AND SPAN EVERYDAY	2,667,238	12/24/02
SPIC AND SPAN	2,717,744	5/20/03

TRADEMARK APPLICATIONS

<u>Trademark Application Description</u>	<u>U.S. Application No.</u>	<u>Date Applied</u>
SCRUBETTES	78/243,642	4/30/03
SPIC & SPAN	78/172,983	10/10/02
SPIC AND SPAN	78/172,956	10/10/02
SPIC AND SPAN "THE SCUFF SOLVER"	78/119,235	4/3/02
SPIC AND SPAN EVERYDAY	76/316,320	9/24/01
SPIC AND SPAN STREETWISE	78/260,577	6/10/03
SPIC AND SPAN STYLES	78/274,040	7/14/03
SPIC AND SPAN THE COMPLETE HOME CLEANER	78/167,293	9/24/02
SPIC AND SPAN WITH "SCUFF SOLVER"	78/119,239	4/3/02