

FORM PTD-1594 (Modified)  
(Rev. 10/02)  
OMB No. 0951-0027 (exp. 6/30/2005)  
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TMCS/REV03

RECORDATION FORM COVER SHEET

Docket No.:

TRADEMARKS / SERVICE MARKS ONLY

T-9284

Tab settings

To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
**LEGACY BANK OF TEXAS**

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

Additional names(s) of conveying party(ies)  Yes  No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other **Release of collateral assignment of trademark**
- Merger
- Change of Name

Execution Date: **September 15, 2004**

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

Name: **Naterra International, Inc.**

Internal Address:

Street Address: **13525 Denton Drive**

City: **Dallas** State: **TX** ZIP: **75234**

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State **Texas**
- Other

If assignee is not domiciled in the United States, a domestic designation is  Yes  No  
(Designations must be a separate document from Additional name(s) & address(es)  Yes  No

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

A. Trademark / Service Mark Application No.(s)

B. Trademark / Service Mark Registration No.(s)

**2,362,653**  
**2,528,434**

Additional numbers  Yes  No

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

Name: **Stewart L. Gitler**

Internal Address: **HOFFMAN, WASSON & GITLER, PC**

Street Address: **2461 South Clark Street**

**Suite 522 - Crystal Center 2**

City: **Arlington** State: **VA** ZIP: **22202**

6. Total number of applications and registrations involved: **2**

7. Total fee (37 CFR 3.41): \$ **\$65.00**

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

**08-2455**

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.

**Stewart L. Gitler**

Name of Person Signing

Signature

**10-19-2004**

Date

Total number of pages including cover sheet, attachments, and **5**

Mail documents to be recorded with required cover sheet information to:  
Mail Stop Recordation Services  
Director of the United States Patent and Trademark Office  
P.O. Box 1450, Alexandria, VA 22313-1450

CH \$66.00 082466 2362663

**RELEASE OF COLLATERAL ASSIGNMENT OF TRADEMARKS**

**THIS RELEASE OF COLLATERAL ASSIGNMENT OF TRADEMARKS** (this "Release") is executed and entered into as of September 15, 2004, by LEGACY BANK OF TEXAS ("Lender").

**WHEREAS, NATERRA INTERNATIONAL, INC.**, a Texas corporation ("Owner") has adopted, used and/or is using the following Trademarks (herein so called):

- |     |                   |                    |
|-----|-------------------|--------------------|
| (a) | Mark:             | <b>Sue Pree</b>    |
|     | Registration No.: | 502,180            |
|     | Serial No:        | 71/544,928         |
| (b) | Mark:             | <b>LISA MORNAY</b> |
|     | Registration No.: | 815,590            |
|     | Serial No.:       | 72/225,520         |
| (c) | Mark:             | <b>CHANTRÉ</b>     |
|     | Registration No.: | 2,062,000          |
|     | Serial No.:       | 74/670,972         |
| (d) | Mark:             | <b>NATERRA</b>     |
|     | Registration No.: | 2,064,042          |
|     | Serial No:        | 75/006,099         |
| (e) | Mark:             | <b>BOUNTIFUL</b>   |
|     | Registration No.: | 2,102,165          |
|     | Serial No.:       | 75/064,752         |
| (f) | Mark:             | <b>TIME BLOCK</b>  |
|     | Registration No.: | 2,362,653          |
|     | Serial No.:       | 75/334,060         |
| (g) | Mark:             | <b>FOOT MUD</b>    |
|     | Registration No.: | 2,250,579          |
|     | Serial No.:       | 75/424,094         |
| (h) | Mark:             | <b>PATTY CAKE</b>  |
|     | Registration No.: | 2,232,952          |
|     | Serial No.:       | 75/333,973         |

- (i) Mark: **CANDLE SONG**  
Registration No.: 2,253,144  
Serial No.: 75/434,394
- (j) Mark: **3C**  
Registration No.: 2,323,174  
Serial No.: 75/499,039
- (k) Mark: **CANDLE SOUND**  
Registration No.: 2,545,300  
Serial No.: 75/659,244
- (l) Mark: **S-P & Design**  
Registration No.: 501,034  
Serial No.: 71/541,476
- (m) Mark: **SKINMILK**  
Registration No.: 2,528,434  
Serial No.: 75/927,765
- (n) Mark: **SONGS AND MEMORIES**  
Registration No.: 2,462,701  
Serial No.: 75/802,028
- (o) Mark: **FOOT TIMES (ABANDONED)**  
Serial No.: 75/334,058
- (p) Mark: **FOOT STEPS**  
Serial No.: 75/593,042 (ABANDONED)  
Serial No.: 75/592,611 (ABANDONED)  
Serial No.: 75/064,809 (ABANDONED)
- (q) Mark: **MILLENNIUM (ABANDONED)**  
Serial No.: 75/653,221
- (r) Mark: **EDGE OF EXPRESSION (ABANDONED)**  
Serial No.: 75/064,836

- (s) Mark: **INDOL-3 (ABANDONED)**  
Serial No.: 75/334,059
- (t) Mark: **GARDEN'S GATE**  
Serial No.: 76/243,517 (Filed as ITU)  
Serial No.: 76/309,539 (Filed as ITU)
- (u) Mark: **TREE HUT (Filed as ITU)**  
Serial No.: 76/340,408

**WHEREAS**, Lender had previously extended financing and credit facilities to Owner which indebtedness was secured by a security interest in and collateral assignment of the Trademarks.

**WHEREAS**, all of the financing and credit facilities owed by Owner to Lender have been paid and satisfied.

**NOW, THEREFORE**, for and in consideration of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged and confessed, Lender does hereby forever RELEASE and DISCHARGE the Trademarks, and any registrations thereof and any applications therefor, as applicable, together with all of the goodwill of Owner's business related to or associated or connected with the use of or symbolized by the Trademarks, from any and all liens and security interests of whatsoever nature held by Lender, and Lender does hereby reassign, transfer and convey to Owner all of Lender's rights, titles or interests therein or thereto.

EXECUTED AS OF THE DAY AND YEAR FIRST ABOVE WRITTEN:

**LENDER:**

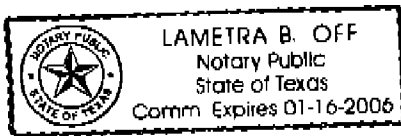
LEGACY BANK OF TEXAS

By: Mark S. Ramsey SUP  
Name: MARK S. RAMSEY  
Title: Senior V.P.

\*\*\*\*\*

THE STATE OF TEXAS §  
  §  
COUNTY OF COLLIN §

This instrument was acknowledged before me on the 15<sup>th</sup> day of September, 2004, by Mark S. Ramsey, Senior Vice President of Legacy Bank of Texas, known to me to be the person who executed this Release in the capacity and for the purposes therein stated.



[NOTARY STAMP]

*Lametra B. Off*  
\_\_\_\_\_  
Notary Public, State of Texas