

## TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:

NEW ASSIGNMENT

NATURE OF CONVEYANCE:

Release of Security Interest

## CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
GMAC Commercial Finance, LLC.	GMAC Commercial Credit, LLC.	11/08/2004	CORPORATION: DELAWARE

## RECEIVING PARTY DATA

Name:	Hoover Group, Inc.
Street Address:	12725 Morris Road
Internal Address:	Suite 310
City:	Alpharetta
State/Country:	GEORGIA
Postal Code:	30004
Entity Type:	CORPORATION: DELAWARE

Name:	Hoover Materials Handling Group, Inc.
Street Address:	12725 Morris Road
City:	Alpharetta
State/Country:	GEORGIA
Postal Code:	30004
Entity Type:	CORPORATION: DELAWARE

## PROPERTY NUMBERS Total: 2

Property Type	Number	Word Mark
Registration Number:	1300160	BULKDRUM
Registration Number:	2330658	REPALTAINER

## CORRESPONDENCE DATA

Fax Number: (212)969-2900

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

Phone: 212 969-3000

Email: trademark@proskauer.com

Correspondent Name: Proskauer Rose, LLP

Address Line 1: 1585 Broadway

TRADEMARK

REEL: 002974 FRAME: 0538

900015361

CH \$65.00 1300160

Address Line 4: New York, NEW YORK 10036-8299

ATTORNEY DOCKET NUMBER:

49532-031 MAUSER

NAME OF SUBMITTER:

Sonia V. Heuer

Total Attachments: 5

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## RELEASE, QUITCLAIM, AND ASSIGNMENT OF TRADEMARKS

WHEREAS, GMAC COMMERCIAL FINANCE LLC, successor by merger to GMAC COMMERCIAL CREDIT LLC (hereinafter collectively referred to as "GMAC CF") is a limited liability company of the State of Delaware and has an address of 3000 Town Center, Suite 280, Southfield, Michigan 48075;

WHEREAS, GMAC CF did obtain, from the Hoover Group, Inc. and/or the Hoover Materials Handling Group, Inc. a conditional assignment of, and/or a security interest in, one or more of the trademarks listed on Schedule 1 attached hereto (hereinafter collectively referred to as the "MARKS") and the goodwill associated therewith, along with the right to recover for damages and profits and other remedies for past infringements of the MARKS; and

WHEREAS, the Hoover Group, Inc. and the Hoover Materials Handling Group, Inc. (hereinafter collectively referred to as the "Hoover Companies"), both being Delaware corporations and having an address of Suite 310, 12725 Morris Road, Alpharetta, GA 30004, have sold their interest in and to the MARKS to Mauser USA Inc. (hereinafter "Mauser"), a Delaware corporation having an address of 2001 Westside Parkway, Alpharetta, GA 30004, and wish to convey clear title to the MARKS and the goodwill associated therewith, along with the right to recover for damages and profits and other remedies for past infringements of the MARKS;

NOW, THEREFORE, for and in consideration of Five Dollars (\$5.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, GMAC CF, by these presents, does hereby quitclaim and release to the Hoover Companies any and all conditional assignments and/or security interests of GMAC CF in and to the MARKS and the goodwill associated therewith, along with the right to recover for damages and profits and other remedies for past infringements of the MARKS;

AND, the Hoover Companies, by these presents, do hereby confirm that each has assigned, to Mauser, its entire right, title, and interest in and to the MARKS and the goodwill associated therewith, along with the right to recover for damages and profits and other remedies for past infringements of the MARKS and, to the extent necessary to convey title to Mauser, each does again hereby assign, to Mauser, its entire right, title, and interest in and to the MARKS and

the goodwill associated therewith, along with the right to recover for damages and profits and other remedies for past infringements of the MARKS.

IN WITNESS WHEREOF, GMAC CF and the Hoover Group have, each by its duly authorized officer, executed this RELEASE, QUITCLAIM, AND ASSIGNMENT OF TRADEMARKS on the date indicated below.

GMAC COMMERCIAL FINANCE LLC

By:

(signature)

(printed name)

Its:

(title)

Dated: This 8<sup>th</sup> day of November, 2004.

#### CERTIFICATE OF ACKNOWLEDGEMENT

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

Before me, the undersigned attesting officer duly authorized to administer oaths, a Notary Public in and for the county aforesaid, on this \_\_\_\_\_ day of \_\_\_\_\_, 2004, personally appeared \_\_\_\_\_, to me known personally, and who, being by me duly sworn, deposes and says that he is the \_\_\_\_\_ of GMAC COMMERCIAL FINANCE LLC, and that said instrument was signed on behalf of GMAC COMMERCIAL FINANCE LLC by authority of its Board of Directors, and said \_\_\_\_\_ acknowledged said instrument to be the free act and deed of said limited liability company.

NOTARY PUBLIC

(SEAL)

My Commission Expires:

HOOVER GROUP, INC.

By: Ernest Mathia  
(signature)

Ernest Mathia  
(printed name)

Its: President  
(title)

Dated: This 14th day of November, 2004.

CERTIFICATE OF ACKNOWLEDGEMENT

STATE OF Georgia  
COUNTY OF Cobb

Before me, the undersigned attesting officer duly authorized to administer oaths, a Notary Public in and for the county aforesaid, on this 14th day of November, 2004, personally appeared Ernest Mathia, to me known personally, and who, being by me duly sworn, deposes and says that he is the President of **HOOVER GROUP, INC.**, and that said instrument was signed on behalf of **HOOVER GROUP, INC.** by authority of its Board of Directors, and said President acknowledged said instrument to be the free act and deed of said corporation.

Melody Cooley  
NOTARY PUBLIC  
Cobb County, Georgia  
Exp. 05/27/08

(SEAL)

NOTARY PUBLIC Melody Cooley

My Commission Expires: May 27th 2008

HOOVER MATERIALS HANDLING GROUP, INC.

By: Ernest Mathia  
(signature)  
Ernest Mathia  
(printed name)  
Its: President  
(title)

Dated: This 11th day of November, 2004.

CERTIFICATE OF ACKNOWLEDGEMENT

STATE OF Georgia  
COUNTY OF Cobb

Before me, the undersigned attesting officer duly authorized to administer oaths, a Notary Public in and for the county aforesaid, on this 11th day of November, 2004, personally appeared Ernest Mathia, to me known personally, and who, being by me duly sworn, deposes and says that he is the President of **HOOVER MATERIALS HANDLING GROUP, INC.**, and that said instrument was signed on behalf of **HOOVER MATERIALS HANDLING GROUP, INC.**, by authority of its Board of Directors, and said President acknowledged said instrument to be the free act and deed of said corporation.

Melody Cooley  
NOTARY PUBLIC  
Cobb County, Georgia  
Exp. 05/27/08

(SEAL)

NOTARY PUBLIC

Melody Cooley

My Commission Expires:

May 27th, 2008

# **SCHEDULE I TO RELEASE, QUITCLAIM AND ASSIGNMENT OF TRADEMARKS**

<u>Mark</u>	<u>Owner/Assignee</u>	<u>Country</u>	<u>Registration Number</u>
REPALTAINER	Hoover Group, Inc.	United States	2330658
BULKDRUM (Stylized)	Hoover Group, Inc. (by recorded assignment from Hoover Universal, Inc.)	United States	1300160
BULK DRUM	Hoover Group, Inc.	Japan	2243569