

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	CORRECTIVE ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	Corrective Assignment to correct the registration number for the mark BEST OF CARE IN THE BEST OF ENVIRONMENTS to read 2,051,211 (Ser. No. 75/583,504) previously recorded on Reel 002266 Frame 375. Assignor(s) hereby confirms the Release of Security Interest against Registration No. "583,504" [should read Reg. No. 2,051,211 or Ser. No. 75/583,504].

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Mellon Bank, N.A.		03/28/2000	CORPORATION:

**RECEIVING PARTY DATA**

<b>Name:</b>	Staff Builders, Inc.
<b>Street Address:</b>	1983 Marcus Aveune
<b>City:</b>	Lake Success
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11042
<b>Entity Type:</b>	CORPORATION: NEW YORK

**PROPERTY NUMBERS Total: 1**

Property Type	Number	Word Mark
Registration Number:	2051211	BEST OF CARE IN THE BEST OF ENVIRONMENTS

**CORRESPONDENCE DATA**

Fax Number: (202)662-4643  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 2026620200  
 Email: wotrademark@fulbright.com  
 Correspondent Name: Katherine M. DuBray  
 Address Line 1: 801 Pennsylvania Avenue, N.W.  
 Address Line 2: Fulbright & Jaworski L.L.P.  
 Address Line 4: Washington, DISTRICT OF COLUMBIA 20004

<b>NAME OF SUBMITTER:</b>	Katherine M. DuBray
<b>Signature:</b>	/kmd/

OP \$40.00 2051211

Date:

02/11/2005

**Total Attachments: 8**

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FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027

U.S. Department of Commerce  
Patent and Trademark Office  
**TRADEMARK**

04-10-2001  
101658443  
COVER SHEET  
BOOKS ONLY

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RECORDED  
TRANSMITTED

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

**Submission Type**

- New
- Resubmission (Non-Recordation)  
Document ID # \_\_\_\_\_
- Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_
- Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

**Conveyance Type**

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment
- Merger
- Change of Name
- Other: release of security interest

Effective Date  
Month Day Year  
\_\_\_\_\_

**Conveying Party**

Mark if additional names of conveying parties attached

Name Mellon Bank, N.A.

Execution Date  
Month Day Year  
03282000

Formerly \_\_\_\_\_

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization \_\_\_\_\_

**Receiving Party**

Mark if additional names of receiving parties attached

Name Staff Builders, Inc.

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 1983 Marcus Avenue

Address (line 2) \_\_\_\_\_

Address (line 3) Lake Success NY 11042  
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership  Association
- Corporation
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization New York

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

09/2001 LMUELLER 00000183 1947743

FOR OFFICE USE ONLY

FC:481 40.00 DP  
FC:482 100.00 DP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) to: **TRADEMARK**

REEL: 003027 FRAME: 0908

FORM PTO-1618B  
Expires 06/30/99  
OMB 0851-0027

U.S. Department of Commerce  
Patent and Trademark Office  
**TRADEMARK**

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

#

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

**Trademark Application Number(s)**

**Registration Number(s)**

**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

**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. Charges to deposit account are authorized, as indicated herein.

Stephen Savitsky  
Name of Person Signing

X

[Signature]  
Signature

2/16/01  
Date Signed

TRADEMARK

REEL: 003027 FRAME: 0909

**RELEASE OF SECURITY INTEREST IN TRADEMARKS**

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Mellon Bank, N.A. ("Secured Party"), with an address of 1735 Market Street, Philadelphia, Pennsylvania 19103, does hereby terminate and release its security interest in the trademarks, servicemarks and tradenames (including any registration thereof) listed on Schedule "A" attached hereto and made part hereof, which were originally granted, transferred, assigned and conveyed as a security interest by that certain Trademark Security Agreement, dated September 24, 1999, executed by Staff Builders, Inc., with an address of 1983 Marcus Avenue, Lake Success, New York 11042, in favor of Secured Party, which was recorded with the United States Patent and Trademark Office.

Dated: March 28, 2000

Mellon Bank, N.A.

By: Jeffrey Saperstein  
Jeffrey Saperstein  
Vice President

**SCHEDULE A****TRADEMARKS**

<b>REGISTERED TRADEMARKS</b>		
<b>Trademark</b>	<b>Registration Number</b>	<b>Registration Date</b>
Advanced Management Solutions	Sup. Reg. #1,947,743	01/19/96
Restore Family Behavioral Health	2,213,802	12/29/98
Total Heart Cardiac Management	2,185,512	09/01/98
Balancing Act Diabetes Independence Program	2,212,256	12/22/98
Best of Care in the Best of Environments	583,504	10/07/94

CORPORATE ACKNOWLEDGEMENT

UNITED STATES OF AMERICA :  
COMMONWEALTH OF PENNSYLVANIA : SS  
COUNTY OF PHILADELPHIA :

On this 22<sup>nd</sup> day of March, 2000, Jeffrey G. Saperstein personally appeared before me and being duly sworn, declared that he is the Vice President of Mellon Bank, N.A., that he signed the foregoing Release of Security Interest in Trademarks in the capacity designated, and that he has read the Release of Security Interest in Trademarks, and the statements contained therein are true.

*Elizabeth T. Osborne*  
Notary Public

My Commission Expires: 11-30-00

NOTARIAL SEAL  
ELIZABETH T. OSBORNE, Notary Public  
City of Philadelphia, Phila. County  
My Commission Expires Nov. 30, 2000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE ASSIGNMENT BRANCH**

Reel/Frame: 2266/0375

Conveyance: Release of Security Interest

Assignor: Mellon Bank, N.A.

Owner/Assignee: Tender Loving Care Health Care Services, Inc.,  
Assignee of Staff Builders, Inc.

Registration No.: 2,051,211

Mark: BEST OF CARE IN THE BEST OF ENVIRONMENTS

**AFFIDAVIT OF EDWARD MCNICHOLAS IN SUPPORT OF CORRECTION TO  
REEL/FRAME 2266/0375 RECORDED MARCH 22, 2001**

I, Edward McNicholas, being duly sworn, declare that the information included in this affidavit is of my own personal knowledge; the facts as set forth in this affidavit would be admissible in evidence; and I am competent to testify to the matters stated herein.

1. I am Assistant Secretary for Tender Loving Care Health Care Services, Inc., assignee of Staff Builders, Inc.

2. I have been employed by the original registrant, Staff Builders, Inc., and/or the assignee company, Tender Loving Care Health Care Services, Inc., for the past fifteen (15) years and I have personal knowledge of the facts contained herein.

3. On November 23, 1999, a security interest on behalf of Mellon Bank, N.A. was recorded against five (5) trademarks then owned by Staff Builders, Inc. The security agreement was recorded against the following registration numbers at Reel/Frame 1998/0597:



**Declaration of Edward McNicholas In Support Of Correction To Reel/Frame 2266/0375**

Recorded March 22, 2001

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- No. 1,947,743 – ADVANCED MANAGEMENT SOLUTIONS
- No. 2,051,211 – BEST OF CARE IN THE BEST OF ENVIRONMENTS
- No. 2,213,802 – RESTORE FAMILY BEHAVIORAL HEALTH
- No. 2,212,256 – BALANCING ACT DIABETES INDEPENDENCE PROGRAM
- No. 2,185,512 – TOTAL HEART CARDIAC MANAGEMENT

4. On March 22, 2001, a document titled "Release of Security Interest in Trademarks" (signed and dated March 28, 2000) which terminated and released the security interest in the aforementioned marks was filed and intended for recordation against the same five registrations at Reel/Frame 2266/0375.

5. The registration number for the mark BEST OF CARE IN THE BEST OF ENVIRONMENTS, Registration No. 2,051,211, was incorrectly identified by its partial serial number, "583,504" (which should have been 75/583,504), in both the Schedule "A" attached to the "Release of Security Interest in Trademarks" document and in the recordation form cover sheet filed with the release. This misidentification was the result of a typographical error.

6. I am submitting this affidavit to request correction of the "Release of Security Interest in Trademarks" recorded at Reel/Frame 2266/0375, to correct the record and provide the registration number (for Serial No. 75/583,504) for the mark BEST OF CARE IN THE BEST OF ENVIRONMENTS to read 2,051,211.

7. The original assignor identified in the "Release of Security Interest in Trademarks" is not available to request correction of this release.

8. This affidavit is accompanied by a copy of the original "Release of Security Interest in Trademarks" document, original cover sheet, Notice of Recordation issued June 11, 2001, and the required fee.

## Declaration of Edward McNicholas In Support Of Correction To Reel/Frame 2266/0375

Recorded March 22, 2001

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The undersigned being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the document or any registration resulting therefrom, declares that all statements are made of his own knowledge are true; and all statements made on information and belief are believed to be true.

Date: February 11, 2005

  
Edward McNicholas