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

Tab settings

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

1. Name of conveying party(ies): Bank of America, N.A.

9.2.04

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

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

- Nature of conveyance: Assignment, Merger, Security Agreement, Change of Name, Other Release of Security Agreement

Execution Date: August 23, 2004

2. Name and address of receiving party(ies)

Name: Casino Magic Corp. Internal Address: Suite 1800

Street Address: 3800 Howard Hughes Parkway

City: Las Vegas State: NV Zip: 89109

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

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

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s) See attached

Schedule 1

Additional number(s) attached Yes No

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

Name: Jennifer Wang, Esq.

Internal Address: c/o Latham & Watkins

Street Address: 633 West Fifth Street

Suite 4000

City: Los Angeles State: CA Zip: 90071-2007

6. Total number of applications and registrations involved: 8

7. Total fee (37 CFR 3.41): \$ 215.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

Rachel Pinto, Trademark Paralegal Name of Person Signing

Signature

August 27, 2004 Date

Total number of pages including cover sheet, attachments, and document: 3

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

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TRADEMARK REEL: 003042 FRAME: 0973

**Release of Security Agreement**

WHEREAS, by that certain Amended and Restated Trademark Collateral Assignment (the "Security Agreement") entered into as of May 12, 2003 by Casino Magic Corp., a Minnesota corporation having an address at 3800 Howard Hughes Parkway, Suite 1800, Las Vegas, Nevada 89109 (the "**Assignor**") to Bank of America, N.A., as Administrative Agent, having an address at 555 S. Flower Street, 17th Floor, Los Angeles, California 90071 (the "**Assignee**"), which Security Agreement was recorded with the United States Patent and Trademark Office on May 23, 2003 at Reel 2739, Frame 0176, and as attached hereto, Assignor granted to the Assignee, a security interest in and lien on those trademarks, trade names, trade styles and service marks registered in the United States Patent and Trademark Office (the "Trademarks") and owned by Assignor and set forth on Schedule 1 hereto;

WHEREAS the Assignee, desires to release its security interest in and lien on the trademarks set forth on Schedule 1 hereto;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Assignee does hereby release its security interest in and lien on the trademarks set forth on Schedule 1 hereto and reassigns to Assignor all right, title and interest of the Assignee, in and to such trademarks.

Bank of America, N.A.,  
as Administrative Agent

Dated August 23 2004

By:   
Name: Molly J. Oxford  
Title: Vice President