

10-04-2004

Form PTO-1594 (Rev. 06/04)
OMB Collection 0651-0027 (exp. 6/30/2005)



DEPARTMENT OF COMMERCE
Patent and Trademark Office

9-30-04

RECORD 102850385
TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)/Execution Date(s):

Providian Financial Corporation
(as successor-in-interest to GetSmart.win)

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

Citizenship (see guidelines) Delaware

Execution Date(s) 9/21/04

Additional names of conveying parties attached? Yes No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached?

- Yes
- No

Name: LendingTree, Inc.

Internal Address: c/o Debra Ashley

Street Address: 11115 Rushmore Dr.

City: Charlotte

State: NC

Country: USA Zip: 28277

- Association
- General Partnership
- Limited Partnership
- Corporation
- 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)

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s)

78/312, 398

B. Trademark Registration No.(s)

Additional sheet(s) attached? Yes No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

Getsmart Homefinder

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

Name: LendingTree, Inc.

Internal Address: c/o Debra Ashley

Street Address: 11115 Rushmore Drive

City: Charlotte

State: NC Zip: 28277

Phone Number: (704) 943-8472

Fax Number: (704) 540-2486

Email Address: debra.ashley@lendingtree.com

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 40.00

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number _____
Authorized User Name _____

9. Signature:

Debra Ashley
Signature

9/22/04
Date

Total number of pages including cover sheet, attachments, and document: 4

10/01/2004 DBYRNE

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Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

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TRADEMARK
REEL: 003054 FRAME: 0972

ASSIGNMENT OF MARKS

WHEREAS, GETSMART.COM, INC. ("GetSmart"), a Delaware corporation, was merged with and into Providian Financial Corporation ("Providian"), effective as of March 29, 2004 (the "Merger");

WHEREAS, prior to the Merger, GetSmart was the owner of all rights, title and interests in and to the trademarks, service marks, applications and registrations listed on Schedule A attached hereto and incorporated by reference herein (the "Marks");

WHEREAS, as a result of the Merger, Providian is the owner of all rights, title and interests in and to the Marks; and

WHEREAS, pursuant to an Asset Purchase Agreement, dated as of October 13, 2003, LENDINGTREE, INC. ("LendingTree"), a Delaware corporation, is a successor to that portion of the business of GetSmart to which the Marks pertain and is desirous of acquiring all rights, title and interests in and to the Marks, together with the goodwill of the business to which the Marks pertain.

NOW THEREFORE, in consideration of ten (10) dollars, and for good and valuable consideration, the receipt and adequacy of which are acknowledged by Providian, Providian, as successor-in-interest to GetSmart does hereby, assign, transfer and convey unto LendingTree, its successors and assigns, the entire right, title and interest in and to said Marks, throughout the world, together with the goodwill of the Marks and the portion of the business to which the Marks pertain, as well as the registrations or applications thereof, and all rights to sue, recover and retain damages for any past, current or future infringement of the Marks.

Providian acknowledges and agrees to take such further actions and execute such further documents as may be reasonably requested by LendingTree to record or otherwise evidence the conveyances herein.

PROVIDIAN FINANCIAL CORPORATION
(as successor-in-interest to GETSMART.COM, INC.)

Date: September 21, 2004

By: *Michele Iversen*
Name: Michele Iversen
Title: Executive Vice President

State of California

County of San Francisco

Before me personally appeared Michele Iversen, the above-identified individual who acknowledged that ~~he~~ she has authority to execute this Assignment Of Marks on behalf of Providian Financial Corporation on this 21st day of September, 2004.



[NOTARIAL SEAL]

Joanne J. Joves
Notary Public in and for the
State of CALIFORNIA
My Commission Expires: MAY 10, 2007
JOANNE J. JOVES

Assignment Accepted:

LENDINGTREE, INC.

Date: September 22, 2004

By: Debra Ashley
Name: Debra Ashley
Title: Assistant General Counsel

State of North Carolina

County of Mecklenburg

Before me personally appeared Debra Ashley, the above-identified individual who acknowledged that he/she has authority to execute this Assignment Of Marks on behalf of LendingTree, Inc. on this 22nd day of September, 2004.

Joanne J. Joves
Notary Public in and for the
State of North Carolina
My Commission Expires: February 13, 2008

[NOTARIAL SEAL]

SCHEDULE A

Registrations and Applications in United States:

MARK	APPLICATION NO.	DATE OF APPLICATION
1. GETSMART HOMEFINDER	78/312,398	10/10/2003