9-30-04

10/01/2004

01 FC:8521

Form **PTO-1594** (Rev. 06/04)

OMB Collection 0651-0027 (exp. 6/30)



DEPARTMENT OF COMMERCE tes Patent and Trademark Office

OIVIB Collection 0651-0027 (exp. 6/30/2005)	tes Patent and Trademark Onic		
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.wir	2. Name and address of receiving party(ies) Additional names, addresses, or citizenship attached? No Name: Lending Tree, Inc. Internal Address: Co Debra Ashley		
General Partnership Corporation-State Other	Street Address: 11115 Rushmore Dr. City: Charlotte State: NC		
Citizenship (see guidelines) <u>Delaware</u> Execution Date(s) <u>921 04</u> Additional names of conveying parties attached? Tyes No.	Country: USA Zip: 28277		
3. Nature of conveyance:	Limited Partnership Citizenship Corporation Citizenship Delaware		
✓ Assignment	Other Citizenship 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) an 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 Getsmart Homefinder	g Date if Application or Registration Number is unknown):		
5. Name & address of party to whom correspondence concerning document should be mailed: Name: LendingTree, Line.	6. Total number of applications and registrations involved:		
Street Address:	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		
city: Charlo He	8. Payment Information:		
State: NC Zip: 28277 Phone Number: (704) 943 - 8472	a. Credit Card Last 4 Numbers Expiration Date b. Deposit Account Number		
Fax Number: (704) 540 - 2486 Email Address: debra. ashley@lendingtsee.com	Authorized User Name		
9. Signature: Signature	9/22/84 0		
Name of Person Signing DEVENE 00000105 78312398	Total number of pages including cover sheet, attachments, and document:		

0105 78312308 Occaments 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

> 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

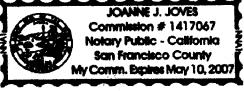
Name: Michele Iversen

Title: Executive Vice President

State of California

County of San Francisco

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



[NOTARIAL SEAL]

Jotary Public in and for the State of CALIFORNIA

My Commission Expires: MAY 10, 2007 JOANNE J. JOVES

Assignment Accepted:

LENDINGTREE, INC.

Date: September 2, 2004

Title: Assistat head wal

State of North Canolina

County of Mecklenburg

Before me personally appeared <u>Debra Ashluy</u>, the above-identified individual who acknowledged that he/she has authority to execute this Assignment Of Marks on behalf of Lending Tree, Inc. on this 22^{ho}day of September, 2004.

State of <u>North Canolina</u>
My Commission Expires: <u>February</u> 13, 2008

[NOTARIAL SEAL]

2184752.01 LIB: CH

SCHEDULE A

Registrations and Applications in United States:

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

4

RECORDED: 09/30/2004

TRADEMARK REEL: 003054 FRAME: 0975