

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

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

### RECORDATION FORM COVER SHEET 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):**

Fleet Capital Corporation

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

Citizenship (see guidelines) USA

Execution Date(s) April 6, 2005

Additional names of conveying parties attached?  Yes  No

**3. Nature of conveyance:**

- Assignment
  - Security Agreement
  - Other
  - Merger
  - Change of Name
- Correction to real/frame 2425/0632 to delete assignment against reg. no. 0790630 filed in error - see attached

**2. Name and address of receiving party(ies)**

Additional names, addresses, or citizenship attached?  Yes  No

Name: Cerberus Partners, L.P.

Internal

Address:

Street Address: 450 Park Avenue, 28th Floor

City: New York

State: New York

Country: USA

Zip: 10022

- Association
  - General Partnership
  - Limited Partnership
  - Corporation
  - Other
- Citizenship Delaware

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)

B. Trademark Registration No.(s)

Registration Number: 2,049,665

Additional sheet(s) attached?  Yes  No

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

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

Name: Stanley Tobias

Internal Address: Richards Spears Kibbe & Orbe LLP  
29th Floor

Street Address: One World Financial Center

City: New York

State: New York Zip: 10281

Phone Number: 212-530-1800

Fax Number: 212-530-1801

Email Address: stobias@rsko.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 503433  
Authorized User Name Stanley Tobias

**9. Signature:**

Stanley Tobias  
Signature  
**STANLEY TOBIAS**  
Name of Person Signing

5/19/05  
Date

Total number of pages including cover sheet, attachments, and document: 12

Documents to be recorded (including cover sheet) should be faxed to (703) 308-6996, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

CH \$40.00 503433 2049665

### **3. Nature of Conveyance**

Correction to reel/frame 2425/0630 to delete assignment against reg. no. 0790630 filed in error.

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

Form PTO-1084  
(Rev. 03/01)  
OMB No. 0751-0027 (exp. 5/31/2002)  
TAD Bookings

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

<p>1. Name of conveying party(ies): <u>Fleet Capital Corporation</u></p> <p><input type="checkbox"/> Individual(s)      <input type="checkbox"/> Association  <input type="checkbox"/> General Partnership      <input type="checkbox"/> Limited Partnership  <input checked="" type="checkbox"/> Corporation-State  <input type="checkbox"/> Other _____</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies) Name: <u>Corbus Partners, L.P.</u> Internal Address: _____ Street Address: <u>450 Park Ave., 28th Flr.</u> City: <u>New York</u> State: <u>NY</u> Zip: <u>10022</u></p> <p><input type="checkbox"/> Individual(s) citizenship  <input type="checkbox"/> Association  <input type="checkbox"/> General Partnership  <input checked="" type="checkbox"/> Limited Partnership <u>Delaware</u>  <input type="checkbox"/> Corporation-State  <input type="checkbox"/> Other _____</p> <p><small>If citizenship is not disclosed in the United States, it is presumed representative designation is assumed. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>  (Designations must be in separate documents from assignments. Additional name(s) &amp; address(es) not attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</small></p>
<p>3. Nature of conveyance:  <input checked="" type="checkbox"/> Assignment      <input type="checkbox"/> Merger  <input type="checkbox"/> Security Agreement      <input type="checkbox"/> Change of Name  <input type="checkbox"/> Other _____</p> <p>Execution Date: _____</p>	<p>4. Application number(s) or registration number(s):  A. Trademark Application No.(s) <u>See Schedule A attached</u> Additional number(s) attached <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>B. Trademark Registration No.(s) <u>See Schedule A attached</u></p>
<p>5. Name and address of party to whom correspondence concerning documents should be mailed: Name: <u>Michael Hiler</u> Internal Address: <u>Corbus Partners, L.P.</u> Street Address: <u>450 Park Ave., 28th Flr.</u> City: <u>New York</u> State: <u>NY</u> Zip: <u>10022</u></p>	<p>6. Total number of applications and registrations involved: <u>91</u></p> <p>7. Total fee (37 CFR 3.41): <u>2,270.00</u></p> <p><input checked="" type="checkbox"/> Enclosed  <input type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit account number: _____</p> <p><small>(Attach duplicate copy of this page if paying by deposit account)</small></p>

DO NOT USE THIS SPACE

9. 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.

Thomas P. Bourne      Thomas P. Bourne      1/28/02  
Name of Person Signing      Signature      Date

01/30/2002 10:18 AM      101964674      101964674

This number of pages includes cover sheet, attachments, and documents to be recorded with assigned serial sheet information to: Commissioner of Patents & Trademarks, See Assignments 2002, 44th St., Washington, D.C. 20531

TRADEMARK  
REEL: 002425 FRAME: 0630

TRADEMARK  
REEL: 003120 FRAME: 0965

## Schedule A

**AIRWAY INDUSTRIES - REGISTERED TRADEMARKS**  
**U.S. and FOREIGN**

LAW MANAGER - TRADEMARK LIST REPORT  
 Sort By Trademark

Trademark Applicant Country	Serial No. Reg. No.	Filing Date Reg. Date	Renewed	Term
4 X 4 FOUR WHEEL DRIVE Airway Industries, Inc. UNITED STATES	74/642,577 2,049,665	03/06/1995 04/01/1997	04/01/2007	10
AD-820 Airway Industries, Inc. UNITED STATES	1,211,548	**/**/**** 10/05/1982	10/05/2002	20
AIRPLANE DESIGN Airway Industries UNITED STATES	1,083,529	**/**/**** 01/24/1978	01/24/1998	20
AIRWAY Airway Industries, Inc. UNITED STATES	307,924	**/**/**** 11/14/1973	11/14/1993	10
AIRWAY INDUSTRIES INC. Airway Industries, Inc. UNITED STATES	1,103,893	**/**/**** 10/10/1978	10/10/1998	20
AMERICA'S LEADER IN SOFT-SIDED LUGGAGE Airway Industries, Inc. UNITED STATES	1,505,432	**/**/**** 09/20/1988	09/20/2008	20
ATLANTIC Airway Industries, Inc. TAIWAN	493,431	**/**/**** 09/01/1990	**/**/****	
ATLANTIC Airway Industries, Inc. MEXICO	337,999	**/**/**** 10/07/1987	**/**/****	
ATLANTIC Airway Industries, Inc. UNITED KINGDOM	1,344,049	**/**/**** 03/11/1988	05/11/2005	10 yrs.
ATLANTIC & DESIGN AIRWAY INDUSTRIES, INC. CANADA	119,187	**/**/**** 03/19/1960	08/19/2005	15 years
ATLANTIC & DESIGN Airway Industries, Inc. UNITED STATES	1,455,328	**/**/**** 09/01/1987	09/01/2007	20

**TRADEMARK**  
**REEL: 002425 FRAME: 0631**



Trademark Applicant Country	Serial No. Reg. No.	Filing Date Reg. Date	Renewed	Term
COBALT Airway Industries, Inc. UNITED STATES	75/173,535 2,130,832	09/30/1996 12/09/1997	12/09/2007	10
CONCEPT Airway Industries, Inc. UNITED STATES	1,202,709	**/**/**** 07/27/1982	07/27/2002	20
DESIGN OF SEA HORSE Airway Industries, Inc. UNITED STATES	504,356	**/**/**** 11/30/1988	11/30/1988	20
DESIGN OF ZIPPER PULL Airway UNITED STATES	1,223,018	**/**/**** 01/04/1983	01/04/2003	20
DISCOVERY Airway Industries, Inc. UNITED STATES	857,291	**/**/**** 09/24/1968	09/24/1988	20
DO-ALL Airway Industries, Inc. UNITED STATES	1,177,274	**/**/**** 11/10/1981	11/10/2001	20
DUAL PAC Airway Industries, Inc. UNITED STATES	1,166,511	**/**/**** 08/25/1981	08/25/2001	20
DUWATEX Airway Industries, Inc. UNITED STATES	74/115,381 1,658,250	11/14/1990 09/21/1991	09/21/2001	10
ENCORE Airway Industries, Inc. UNITED STATES	989,934	**/**/**** 08/06/1974	08/06/1994	10
ENCORE END DESIGN Airway Industries UNITED STATES	74/287,653 1,752,568	05/22/1992 02/16/1993	02/16/2003	10
ENCORE DESIGN Airway UNITED STATES	1,223,020	**/**/**** 01/04/1983	01/04/2003	20
ENCAFADE Airway Industries, Inc. UNITED STATES	955,527	**/**/**** 03/20/1973	03/20/1993	10
EUROPA Airway Industries, Inc. UNITED STATES	880,282	**/**/**** 11/11/1969	11/11/1989	20

TRADEMARK  
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STATE RECORD

OF RECORDS & REGISTERED

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TRADEMARK  
REEL: 003120 FRAME: 0968

Trademark Applicant Country	Serial No. Reg. No.	Filing Date Reg. Date	Renewed	Term
EXPEDITION I Airway Industries, Inc. UNITED STATES	891,142	**/**/**** 05/19/1970	05/19/1990	10
FANCY-FREE Airway Industries, Inc. UNITED STATES	977,956	**/**/**** 02/05/1974	02/05/1994	10
GALAXY Airway Industries, Inc. UNITED STATES	693,658	**/**/**** 03/01/1960	03/01/1980	20
GRAND TOUR Airway Industries, Inc. UNITED STATES	854,421	**/**/**** 08/13/1968	08/13/1988	20
GRASSHOPPER Airway Industries, Inc. UNITED STATES	1,455,346	**/**/**** 11/24/1987	11/24/2007	20
IMPACT Airway Industries, Inc. UNITED STATES	75/141,469 2,659,485	07/29/1996 05/06/1997	05/06/2007	10
INFINITY Airway Industries, Inc. UNITED STATES	1,202,710	**/**/**** 07/27/1982	07/27/2002	20
JET-LIFE Airway Industries, Inc. UNITED STATES	697,302	**/**/**** 05/10/1960	05/10/1980	20
LA MIRADA Airway Industries, Inc. UNITED STATES	1,201,107	**/**/**** 07/13/1982	07/13/2002	20
LEISUREWARE Airway Industries, Inc. UNITED STATES	1,186,757	**/**/**** 01/19/1982	01/19/2002	20
MARCO POLO QUALITY LUGGAGE and Design Bottaga Veneta, Inc. UNITED STATES	635,733	**/**/**** 10/16/1956	10/16/1976	20
MARQUIS Airway Industries UNITED STATES	1,082,536	**/**/**** 01/17/1978	01/17/1998	20
MISCELLANEOUS DESIGN Airway Industries, Inc. UNITED STATES	1,179,160	**/**/**** 11/24/1981	11/24/1981	20

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Trademark Applicant Country	Serial No. Reg. No.	Filing Date Reg. Date	Renewed	Term
MORACO Airway Industries, Inc. UNITED STATES	1,425,754	**/**/**** 01/20/1987	01/20/2007	20
MORTEGO Airway Industries, Inc. UNITED STATES	891,143	**/**/**** 05/19/1970	05/19/1990	10
MOSPORT Airway Industries, Inc. UNITED STATES	1,425,753	**/**/**** 01/20/1987	01/20/2007	20
OPTIMA Airway Industries, Inc. UNITED STATES	74/453,208 1,858,614	10/27/1993 10/18/1994	10/18/2004	10
PEER-I-DENT Airway Industries, Inc. UNITED STATES	814,772	**/**/**** 05/13/1966	09/13/1986	20
PRIMAVERA Airway Industries, Inc. UNITED STATES	1,199,558	**/**/**** 06/29/1982	06/29/2002	20
RADIUS Airway Industries, Inc. UNITED STATES	74/628,515 2,037,646	02/01/1995 02/11/1997	02/11/2007	10
RENDEZVOUS Airway Industries, Inc. UNITED STATES	1,508,134	**/**/**** 10/11/1988	10/11/2008	20
ROYAL TOUR Airway Industries, Inc. UNITED STATES	1,177,216	**/**/**** 11/10/1981	11/10/2001	20
SAC-PAC Airway Industries, Inc. UNITED STATES	1,189,324	11/25/1980 02/09/1982	02/09/2002	20
SEA HORSE DESIGN AIRWAY INDUSTRIES, INC. UNITED STATES	73/752,635 1,629,175	09/19/1988 12/25/1990	12/25/2000	10 years
SEAHORSE DESIGN Airway Industries, Inc. THAILAND	194,507/137,35	**/**/**** **/**/****	**/**/****	
SHU-PAK & Design Airway Industries, Inc. UNITED STATES	819,329	**/**/**** 11/29/1966	11/29/1986	20

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Trademark Applicant Country	Serial No. Reg. No.	Filing Date Reg. Date	Renewed	Term
SILVER EAGLE Airway Industries, Inc. UNITED STATES	1,197,897	**/**/**** 06/15/1982	06/15/2002	20
SPACE-WAY Airway Industries, Inc. UNITED STATES	1,507,167	**/**/**** 10/04/1988	10/04/2008	20
SPACE-WAY Airway Industries, Inc. UNITED STATES	690,375	**/**/**** 12/29/1959	12/29/1979	20
SPORTSWARE Airway Industries, Inc. UNITED STATES	1,226,657	**/**/**** 02/08/1983	02/08/2003	20
TITANIUM Airway Industries, Inc. UNITED STATES	75/107,457 2,102,282	05/21/1996 09/30/1997	09/30/2007	10
FORONADO Airway Industries UNITED STATES	833,861	**/**/**** 08/22/1967	08/22/1987	20
TRI-FOLD Airway Industries, Inc. UNITED STATES	1,508,133	**/**/**** 10/11/1988	10/11/2008	20
UNI-FOLD Airway Industries, Inc. UNITED STATES	1,232,763	**/**/**** 03/29/1983	03/29/2003	20
VAL-A-MARK Airway Industries, Inc. UNITED STATES	1,390,795	**/**/**** 04/22/1986	04/22/2006	20
VAL-A-PAX Airway Industries UNITED STATES	320,668	**/**/**** 01/01/1935	01/01/1995	10
VISTA Airway Industries, Inc. UNITED STATES	1,509,244	**/**/**** 10/18/1988	10/18/2008	20

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### AIRWAY INDUSTRIES - PENDING TRADEMARK APPLICATIONS U.S. and FOREIGN

LAW MANAGER - TRADEMARK LIST REPORT

Sort By Trademark

Trademark Applicant Country	Serial No. Reg. No.	Filing Date Reg. Date	Issued	Term
ATLANTIC & Design Airway Industries, Inc. CANADA	637,894	**/**/**** **/**/****	**/**/****	
ATLANTIC & Design Airway Industries KOREA	14515/1989	06/09/1989 **/**/****	**/**/****	
ATLANTIC (& seahorse design) JAPAN		**/**/****	**/**/****	
ATLANTIC (& seahorse design) HONG KONG		**/**/****	**/**/****	
ATLANTIC CORPORATE ESSENTIALS Airway Industries, Inc. UNITED STATES		**/**/**** **/**/****	**/**/****	
ATLANTIC EPIC Airway Industries, Inc. UNITED STATES	75/436,208	02/18/1998 **/**/****	**/**/****	
ATLANTIC LUGGAGE CO. SINCE 1919 Airway Industries, Inc. UNITED STATES	75/399,036	12/02/1997 **/**/****	**/**/****	
BACK BRIEF Airway Industries, Inc. UNITED STATES	75/368,151	10/06/1997 **/**/****	**/**/****	
CELSIUS Airway Industries, Inc. UNITED STATES	75/221,594	01/06/1997 **/**/****	**/**/****	
COMPASS UNITED STATES		**/**/****	**/**/****	
ETERNITY Airway Industries, Inc. UNITED STATES	75/137,637	07/22/1996 **/**/****	**/**/****	

TRADEMARK  
REEL: 002425 FRAME: 0637

Trademark Applicant Country	Serial No. Reg. No.	Filing Date Reg. Date	Renewed	Term
<del>SWD</del> Airway Industries, Inc. UNITED STATES	75/324,531	07/15/1997 <del>07/15/1997</del>	<del>02/02/2000</del>	
<del>RENOUVEAU</del> Airway Industries, Inc. UNITED STATES	75/372,289	10/14/1997 <del>10/14/1997</del>	<del>02/02/2000</del>	
<del>PREMIERE</del> Airway Industries, Inc. UNITED STATES	75/109,253	05/24/1996 <del>05/24/1996</del>	<del>02/02/2000</del>	
<del>PREMIERE</del> Airway Industries, Inc. CANADA	317687	03/11/1996 <del>03/11/1996</del>	<del>02/02/2000</del>	
<del>STRATIFY</del> Airway Industries, Inc. UNITED STATES	75/421,828	01/22/1998 <del>01/22/1998</del>	<del>02/02/2000</del>	
<del>WAL-A-PAX</del> Airway Industries, Inc. CANADA	790630	08/27/1995 <del>08/27/1995</del>	<del>02/02/2000</del>	

TRADEMARK  
REEL: 002425 FRAME: 0636

Assignment

Fleet Capital Corporation does hereby sell and assign unto Carbenus Partners, L.P. the following agreement:

- 1. Security Agreement (Intellectual Property), dated as of July 9, 1998, by Airway Industries, Inc. in favor of Fleet Capital Corporation (for itself and as agent for certain lenders.).

FLEET CAPITAL CORPORATION

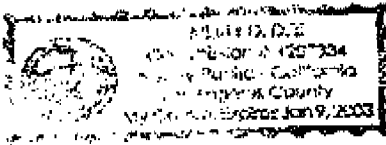
By: Thomas P. Refourney  
Name: Thomas P. Refourney  
Title: Vice President

Witnesses:  
[Signature]  
Thomas P. Shughrae  
Vice President

[Signature]  
Peggy L. Maas  
Sr. Admin. Assist.

STATE )  
          ) ss:  
COUNTY )

On this 23<sup>rd</sup> day of Jan. 2002, before me, the undersigned officer, personally appeared Thomas P. Refourney, a Vice President of Fleet Capital Corporation, signer of the foregoing instrument, and acknowledged the same to be his free act and deed of said corporation.



[Signature]  
Notary Public  
My Commission Expires: Jan 9, 2003

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RECORDED: 01/30/2002

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RECORDED: 05/19/2005

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