

Form PTO-1594 (Rev. 07/05)  
OMB Collection 0651-0027 (exp. 6/30/2008)

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):**

Branch Banking and Trust Company

- Individual(s)
- General Partnership
- Corporation- State: North Carolina
- Other \_\_\_\_\_
- Association
- Limited Partnership

Citizenship (see guidelines) \_\_\_\_\_

Additional names of conveying parties attached?  Yes  No

**3. Nature of conveyance /Execution Date(s) :**

Execution Date(s) August 30, 2005

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

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

Additional names, addresses, or citizenship attached?  Yes  No

Name: Toter, Incorporated

Internal

Address: \_\_\_\_\_

Street Address: 841 Meacham Road

City: Statesville

State: North Carolina

Country: USA Zip: 28677

- Association
- General Partnership
- Limited Partnership
- Corporation
- 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) and identification or description of the Trademark.**

A. Trademark Application No.(s)

74/650,255 75/194,332 75/139,052 75/154,803

B. Trademark Registration No.(s)

1,650,311 1,921,515 1,866,108 1,426,599 1,643,186  
1,688,757 1,713,060 1,749,133

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: Renee Street

Internal Address: Bell, Boyd & Lloyd LLC

Street Address: P. O. Box 1135

City: Chicago

State: Illinois Zip: 60690-1135

Phone Number: 312.558.6309

Fax Number: 312.827.8185

Email Address: trademarks@bellboyd.com

**6. Total number of applications and registrations involved:**

16

**7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 415.00**

- 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 02-1818

Authorized User Name Renee Street

**9. Signature:**

  
Signature

25 October 2005  
Date

Renee Street  
Name of Person Signing

Total number of pages including cover sheet, attachments, and document: **5**

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

**Additional Trademark Registration Nos.:**

1,780,831

1,789,437

2,046,457

2,041,187

**U.S. TRADEMARKS RELEASE OF SECURITY INTEREST**

As of the date hereof, the undersigned Branch Banking and Trust Company (the "Secured Party") has not assigned or otherwise disposed of any interest in the Collateral as described in the Intellectual Property Security Agreement (the "Agreement") recorded with the United States Patent and Trademark Office on or about January 27, 1999 (Trademark Reel: 003047 Frame 0397) with respect to the registered trademarks and pending trademark applications of Toter, Incorporated, a North Carolina corporation, (the "Debtor") listed in the attached Schedule A.

The Secured Party hereby releases for the benefit of the Debtor any and all security interests and all other interests in the Collateral granted in the Agreement.

Dated as of the 30<sup>th</sup> day of August, 2005.


Secured Party:

BRANCH BANKING AND TRUST COMPANY,  
as Secured Party

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

  
**Stuart M. Jones**  
**Senior Vice President**

Toter, Incorporated

Schedule ATrademarks and Trademark Applications

## U.S. TRADEMARKS

MARK	SERIAL NO./FILE DATE REGISTRATION NO/ ISSUE DATE	STATUS	COMMENTS
TOMORROW'S WASTE SOLUTIONS	SN: F: Reg. No.: 1,650,311 Issued: 7/9/91	Registered	Next Renewal: 7/9/01 Sec. 8 and 15 Declaration Filed: 7/7/97
WORKSAVER	SN: 383,402/74 F: 10/7/94 Reg. No.: 1,921,515 Issued: 9/26/95	Registered	Next Renewal: 9/26/05 Sec. 8 and 15 Declaration Due: 9/26/2001
TOTER WORKSAVER	SN: 040,820/74 F: 3/21/90 Reg. No.: 1,866,108 Issued: 12/6/94	Registered	Next Renewal: 12/6/04 Sec. 8 and 15 Declaration Due: 12/06/2000
TOTER	SN: 592,473 F: 4/9/86 Reg. No.: 1,426,599 Issued: 1/27/87	Registered	Next Renewal: 1/27/07
POWER LIFT	SN: 74-015,465 F: 2/28/90 Reg. No.: 1,643,186 Issued: 4/10/91	Abandoned	
TRIMLIFT	SN: 178,100/74 F: 6/20/91 Reg. No.: 1,688,757 Issued: 5/26/92	Registered	Next Renewal: 5/26/02
HIGHLIFT	SN: 178,053/74 F: 6/20/91 Reg. No.: 1,713,060 Issued: 9/8/92	Registered	Next Renewal: 1/26/03 Sec. 8 and 15 Declaration Due: 5/26/98
SMART WAY	SN: 148,050/74 F: 3/15/91 Reg. No.: 1,749,133 Issued: 1/26/93	Registered	Next Renewal: 1/26/03 Sec. 8 and 15 Declaration Due: 9/8/98
ATLAS	SN: 225,165/74 F: 11/25/91 Reg. No.: 1,780,831 Issued: 7/6/93	Registered	Next Renewal: 7/6/03 Sec. 8 and 15 Declaration Due: 1/26/99
BAR-LOC	SN: 276,411/74 F: 5/18/92 Reg. No.: 1,789,437 Issued: 10/12/93	Registered	Next Renewal: 10/12/03 Sec. 8 and 15 Declaration Due: 10/12/99
RUGGED RIM	SN: 650,057/74 F: 3/22/95 Reg. No.: 2,046,457 Issued: 3/18/97	Registered	Next Renewal: 3/18/07 Sec. 8 and 15 Declaration Due: 3/18/2003
HANDS OFF	SN: 650,255/74 F: 3/22/95 Reg. No.: Issued:	Allowed	Statement of Use Due: 10/16/97

Doc. No. 314488-1

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TRADEMARK  
REEL: 003047 FRAME: 0418TRADEMARK  
REEL: 003216 FRAME: 0208

## U.S. TRADEMARKS

MARK	SERIAL NO./FILE DATE REGISTRATION NO./ ISSUE DATE	STATUS	COMMENTS
HANDS FREE	SN: 650,082/74 F: 3/22/95 Reg. No.: 2,041,187 Issued: 2/25/97	Registered	Next Renewal: 2/25/07 Sec. 8 and 15 Declaration Due: 2/25/2003
FUSION		Not Yet Filed	Search Completed 2/96
ROVER	SN: 194,332/75 F: 11/7/96 Reg. No.: Issued:	Pending Office Action dated 5/22/97 Response Due 11/22/97	
HANDS FREE	SN: 139,052/75 F: 7/24/96 Reg. No.: Issued:	Published 4/1/97	
SECURE LOCK	SN: 154,803/75 F: 8/23/96 Reg. No.: Issued:	Published 5/13/97	
EASY ROLL		Not Yet Filed	Search Completed 8/96
YARD MASTER		Not Yet Filed	Search Completed 11/96
PEBBLE CREEK		Full Search Underway	
THE WORLD'S TOUGHEST CARTS		Procl. Search Completed - 7/97	

## FOREIGN TRADEMARKS

MARK	COUNTRY	SERIAL NO./ FILING DATE REG. NO./ISSUE DATE	GOODS/SERVICES	STATUS	COMMENTS
TOTER	BENELUX	SN: 64450 F: 9/6/88 Reg. No.: 457618 Issued: 10/2/89	Receptacles, in particular portable plastic receptacles	Registered	Next Renewal: 9/6/98
TOTER	CANADA	SN: 561,534 F: 10/30/87 Reg. No.: 333598 Issued: 10/30/87	Containers, namely portable containers for trash and waste	Registered	Next Renewal: 10/30/02
TOTER	CANADA	SN: 574,429 F: Reg. No.: 336816 Issued: 2/5/88	Leasing trash containers equipped with wheels	Registered	Next Renewal: 2/5/03

Doc. No. 1243981

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TRADEMARK  
REEL: 003047 FRAME: 0419