

10-06-2005

Form PTO-1594

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

103095353

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

1. Name of conveying party(ies):

PLEASANTS HARDWARE COMPANY

☐ Individual(s)☐ Association☐ General Partnership☐ Limited Partnership☒ Corporation-State☐ Other _____Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other _____

Execution Date: JULY 23, 2005

2. Name and address of receiving party(ies)

Name: ARK I DISTRIBUTION, LLC

Internal

Address: _____

Street Address: 1010 NORTHWEST BLVD.

City: WINSTON-SALEM State: NC Zip: 27101

☐ Individual(s) citizenship _____☐ Association _____☐ General Partnership _____☐ Limited Partnership _____☐ Corporation-State _____☒ Other LLCIf 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)

22587820, 1929086, 2060232, 1769022

Additional number(s) attached ☐ Yes ☒ No

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

Name: ROBIN J MOLT

Internal Address: _____

Street Address: 80 STATE STREET

6TH FL

City: ALBANY

State: NY

Zip: 12207

6. Total number of applications and registrations involved: _____

4

7. Total fee (37 CFR 3.41).....\$ 115.00

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number: _____

(Attach duplicate copy of this page if paying by deposit account)

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.

ROBIN MOLT

Name of Person Signing

Signature

Date

3

10/04/2005 DBYRNE 00000122 22587820

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

01 FC:8521
02 FC:852240.00 ~~NO~~ documents to be recorded with required cover sheet information to:
75.00 00 Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231TRADEMARK
REEL: 003231 FRAME: 0708

[Execution Copy]

ASSIGNMENT OF TRADEMARK AND ACCOMPANYING GOODWILL

This assignment is made between Pleasants Hardware Company, a North Carolina corporation whose address is 28601 Chagrin Blvd., Suite 210, Woodmere, OH 44122 ("Assignor") and Ark I Distribution, LLC, a Delaware limited liability company whose address is 1010 Northwest Blvd. Winston-Salem, NC 27101 ("Assignee").

WHEREAS, Assignor is the owner of the trademarks identified on Schedule 1 hereof (collectively the "Marks"), and all the rights appurtenant thereto, including but not limited to, all common law rights, causes of action and the right to recover for past infringement, dilution or other misappropriation thereof; and

WHEREAS, Assignee is desirous of acquiring Assignor's rights in the Marks and all rights appurtenant thereto;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, that:

Assignor assigns to Assignee all its rights, title and interest in and to the Marks in the United States, and the registration therefor in the United States Patent and Trademark Office, together with the goodwill of the business connected with the use of and symbolized by said Marks, and together with any and all interests, claims and rights for damages and profits by reason of any past infringement or unauthorized use of the Marks, false designations of origin, unfair competition, deceptive trade practices and/or dilution related to the Marks, use of confusingly similar marks or names by others and all other related causes of action and the right to sue therefor.

Assignor agrees to perform all reasonable and proper additional acts and to execute any additional documents at the request and expense of Assignee which Assignee may require in order to transfer all of Assignor's rights, title and interest in and to the Marks to Assignee, its successors or assigns.

Dated: July 23, 2005

ASSIGNOR

PLEASANTS HARDWARE COMPANY

By: Daniel Scouler
Name: DANIEL SCOULER
Title: C.E.O.

ASSIGNEE

ARK I DISTRIBUTION, LLC

By: [Signature]
Name: BARRY K. J. LPA
Title: CEO/PRESIDENT

NY313991.3/1939-19835

SCHEDULE 1
TO
ASSIGNMENT OF TRADEMARKS

MARK	SERIAL NO.	REGISTRATION. NUMBER	FIRST USE DATE
None (Design Only)	75/548743	2287820	7/15/98
HCI/Craftsman	74/475217	1929086	5/30/81
Pleasants Contract Hardware	74/475272	2060232	3/31/84
HSI	74/317894	1769022	10/26/72

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