#### TRADEMARK ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	SECURITY INTEREST

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Citicorp USA, Inc.		12/19/2005	CORPORATION: DELAWARE

#### **RECEIVING PARTY DATA**

Name:	Devillier Donegan Enterprises, L.P.	
Street Address:	4401 Connecticut Avenue NW	
Internal Address:	Suite 601	
City:	Washington	
State/Country:	DISTRICT OF COLUMBIA	
Postal Code:	20008	
Entity Type:	LIMITED PARTNERSHIP:	

#### PROPERTY NUMBERS Total: 1

Property Type	Number	Word Mark
Registration Number:	2391885	EMPIRES

#### **CORRESPONDENCE DATA**

Fax Number: (202)686-3999

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone: (202) 686-3993

Email: jlanigan@ddegroup.com

Correspondent Name: Joan E. Lanigan

Address Line 1: 4401 Connecticut Avenue NW

Address Line 2: Suite 601

Address Line 4: Washington, DISTRICT OF COLUMBIA 20008

NAME OF SUBMITTER:	Joan Lanigan
Signature:	/dde-citibank/
Date:	03/27/2006

TRADEMARK REEL: 003276 FRAME: 0740

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**Total Attachments: 5** 

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# TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS AND COPYRIGHTS

TERMINATION AND RELEASE OF SECURITY INTERESTS IN

#### **WITNESSETH:**

WHEREAS, on March 6, 2002, DDE entered into (a) a Memorandum of Security Interest in Copyrights (the "Copyright Agreement") and (b) a Trademark Collateral Security and Pledge Agreement (the "Trademark Agreement" and together with the Copyright Agreement, the "Security Agreements") with the Lender pursuant to which DDE granted a security interest to Lender in certain collateral as defined in said Security Agreements, including the United States trademark registrations listed in <u>Exhibit I</u> hereto and United States copyright registrations and applications listed in <u>Exhibit II</u> hereto;

WHEREAS, the Trademark Agreement was recorded in the United States Patent and Trademark Office at reel/frame 002462/0966; and

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WHEREAS, the Copyright Agreement was recorded in the United States
Copyright Office at volumes/pages set forth in Exhibit II; and

WHEREAS, DDE has satisfied all of its obligations to Lender and Lender wishes to release its security interest in the United States trademark registration listed in Exhibit I and United States copyright registrations and applications listed in Exhibit II;

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

- 1. Lender hereby releases its lien and security interest and any other right, title and interest which it may have in and to all of the United States trademark registrations and applications listed on <u>Exhibit I</u> and all of the United States copyright applications and registrations listed on <u>Exhibit II</u>.
- 2. DDE agrees to pay all reasonable and necessary costs and expenses as required by the loan documents, including but not limited to, reasonable attorney's fees of the Lender in connection with the preparation, execution, delivery, filing, recording and administration of this Release and the performance of any other acts required to effect the termination and release of any security interest in the Trademark and Copyrights listed in Exhibits I and II hereto and all filing fees required to be paid in connection with the filing of this Release
- 3. This Release may be filed by Lender or DDE with the United States Patent and Trademark Office and United States Copyright Office without further notice.

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#### [Signatures appear on the following page]

IN WITNESS WHEREOF, the undersigned have caused this Release to be duly executed on the day and year first above written.

**DEVILLIER, DONEGAN ENTERPRISES, L.P.** 

By: DDE Acquisitions, LLC, its General Partner

Name: Ronald Devillier

Title: Member, DDE Acquisitions, LLC

Sole General Partner

CITICORP USA, INC.

as Lender

Name: Vifa Qusumano

Title:

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## <u>EXHIBIT I</u>

### **TRADEMARKS**

Trademark Registration No: 2,391,885

<u>Mark</u>

**Registration Date** 

EMPIRES

October 3, 2000

**TRADEMARK** 

**REEL: 003276 FRAME: 0745** 

### **EXHIBIT II**

#### **COPYRIGHTS**

C:\Documents and Settings\vc26228\Local Settings\Temporary Internet Files\OLK1A\CitiBank DDE Release of TM security interest DOC.DOC.DOC

TRADEMARK REEL: 003276 FRAME: 0746

**RECORDED: 03/27/2006**