

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):

Silver Point Finance, LLC

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☐ Corporation- State: _____
☒ Other LLC

Citizenship (see guidelines) USA

Additional names of conveying parties attached? ☐ Yes ☒ No

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

Execution Date(s) April 11, 2006

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

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? ☐ Yes ☒ No

Name: RailWorks Corporation and subsidiaries

Internal

Address: _____

Street Address: Five Penn Plaza

City: New York

State: NY

Country: USA Zip: 10001

- ☐ Association Citizenship _____
☐ General Partnership Citizenship _____
☐ Limited Partnership Citizenship _____
☒ Corporation Citizenship USA
☐ 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)

None.

B. Trademark Registration No.(s)

2403522, 2397206, 995996, 2492064, 2511416, 2388255

Additional sheet(s) attached? ☐ Yes ☒ No

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

CPI CONCRETE PRODUCTS, CPI, COMSTOCK COMPANY and Design, Miscellaneous Design, RAILWORKS and Design, RAILWORKS

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

Name: Geraldine Gan - Saul Ewing LLP

Internal Address: Suite 800

Street Address: 500 East Pratt Street

City: Baltimore

State: MD Zip: 21202

Phone Number: 410-332-8635

Fax Number: 410-332-8856

Email Address: ggan@saul.com

6. Total number of applications and registrations involved:

6

7. Total fee (37 CFR 2.8(b)(6) & 3.41) \$ 165.00

- ☒ Authorized to be charged by credit card
☐ Authorized to be charged to deposit account
☐ Enclosed

8. Payment Information:

a. Credit Card Last 4 Numbers 6413
 Expiration Date 05/07

b. Deposit Account Number _____
 Authorized User Name _____

9. Signature:

Geraldine Gan
 Signature

April 18, 2006

Date

Geraldine Gan

Name of Person Signing

Total number of pages including cover sheet, attachments, and document: 4

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 1480, Alexandria, VA 22313-1480

OP \$165.00 2403522

NOTICE OF RELEASE OF
SECURITY INTEREST IN INTELLECTUAL PROPERTY

Reference is made to that certain (i) Trademark Security Agreement dated as of May 13, 2004, between RailWorks Corporation and Silver Point Finance LLC as agent for Bank of America ("Lender"), as recorded with the United States Patent and Trademark Office at Reel 002992 and Frame 0832 on May 27, 2004, and (ii) Amended and Restated Security Agreement dated as of May 13, 2004, between RailWorks Corporation, L.K. Coimstock & Company, CPI Concrete Products, Inc., and various RailWorks Corporation subsidiaries (collectively, "Grantors") and Lender (the "Security Agreement").

Pursuant to the Security Agreement, Grantors granted to Lender a security interest in Grantors' right, title, and interest in the trademarks and trademark applications and registrations listed on Schedule A hereto (the "Intellectual Property").

Lender (the "Releasor") hereby re-assigns and releases to Grantors and terminates all right, title and interest that Releasor has in and to the Intellectual Property and all proceeds of the foregoing; and all general intangibles associated with the foregoing, including without limitation, all goodwill associated in any way with such Intellectual Property; the right to sue for past, present and future infringements, and all rights corresponding thereto associated with such Intellectual Property.

This release shall be governed by and construed in accordance with the laws of the State of New York without regard to conflicts of law principles.

SILVER POINT FINANCE, LLC, as Lender and
Releasor

By: 

Name:

Title

Chris MacDonald
Authorized Signatory

Dated: April 11, 2006

Schedule A
Trademarks

Grantor	Description	Registration No.	Registration Date
CPI Concrete Products, Inc.	CPI CONCRETE PRODUCTS	2403522	11/14/00
CPI Concrete Products, Inc.	CPI	2397206	10/24/00
L.K. Comstock & Company, Inc.	COMSTOCK COMPANY and Design	995996	10/15/74
RailWorks Corporation	Miscellaneous Design	2492064	9/25/01
RailWorks Corporation	RAILWORKS and Design	2511416	11/27/01
RailWorks Corporation	RAILWORKS	2388255	9/19/00

Trademark Applications

None