

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Release correcting erroneous Assignment that affects the application		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Jo's Candies DBA Manhattan Confectioners Inc.		01/04/2007	CORPORATION: CALIFORNIA
RECEIVING PARTY DATA			
Name:	Jo's Candies DBA Manhattan Confectioners Inc.		
Street Address:	2530 W. 237 ST.		
City:	TORRANCE		
State/Country:	CALIFORNIA		
Postal Code:	90505		
Entity Type:	CORPORATION: CALIFORNIA		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Serial Number:	78389311	JO'S S'MORES	
CORRESPONDENCE DATA			
Fax Number:	(317)637-7561		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	317-634-3456		
Email:	docketdept@uspatent.com		
Correspondent Name:	John V. Moriarty		
Address Line 1:	Woodard, Emhardt et al.		
Address Line 2:	111 Monument Circle, Suite 3700		
Address Line 4:	Indianapolis, INDIANA 46204		
ATTORNEY DOCKET NUMBER:	5369-1		
NAME OF SUBMITTER:	Walter P. Moore		
Signature:	/Walter P. Moore/		

OP \$40.00 78389311

Date:

01/05/2007

Total Attachments: 1

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RELEASE OF TRADEMARK SECURITY AGREEMENT

WHEREAS, on September 30, 2003, NEXT, INC., a corporation organized and existing under the laws of the State of Delaware (the "Borrower") and LASALLE BUSINESS CREDIT, LLC (the "Lender") entered into a Trademark Security Agreement (the "Security Agreement"), pursuant to which the Borrower assigned to the Lenders all of its right, title and interest in, to and under certain trademarks owned by the Borrower (the "Collateral"), which Security Agreement was recorded with the United States Patent and Trademark Office on October 2, 2003 in Reel 2866, frame 0143; and

WHEREAS, the serial numbers for the trademarks Lil' Fan and LF2 were incorrect on the Security Agreement which resulted in the Security Agreement being indexed against the wrong trademarks; and

WHEREAS, the serial number for Lil' Fan was typed as 78/389,311, but should have been 78/289,311 and the serial number for LF2 was typed as 78/389,305, but should have been 78/289,305; and

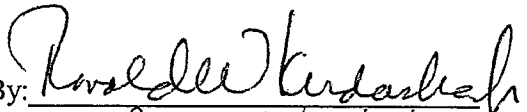
WHEREAS, the Lender wishes to release the trademarks which were indexed under the wrong serial numbers from the Security Agreement.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, the Lender hereby expressly releases and discharges its security interest in and to the following trademarks and reassigns, without representation, warranty or recourse, to the owner of such trademark all of the Lender's right, title and interest in and to the trademarks:

1. Jo's Smores, Registration Number 78/389,311, Filing Date: March 23, 2004; and
2. Functional-Flowers, Registration No. 78/389,305, Filing Date: March 23, 2004.

IN WITNESS WHEREOF, the Lender has duly executed this Release of Trademark Security Agreement, this 4 day of January, 2007.

LASALLE BUSINESS CREDIT, LLC

By: 
Name: Ronald W. Kerdaska, Jr.
Title: Senior Vice President