

TRADEMARK ASSIGNMENT

Electronic Version v1.1
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SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Mulch Manufacturing, Inc.		02/02/1999	CORPORATION: OHIO
Rose Transport, Inc.		02/04/1999	CORPORATION: OHIO

RECEIVING PARTY DATA

Name:	US Bank, National Association
Also Known As:	AKA Firststar Bank, N.A., and Star Bank, N.A.
Street Address:	425 Walnut Street
City:	Cincinnati
State/Country:	OHIO
Postal Code:	45202
Entity Type:	CORPORATION: OHIO

PROPERTY NUMBERS Total: 14

Property Type	Number	Word Mark
Registration Number:	1814094	ROSE TRANSPORT
Registration Number:	1615960	CYPRESS ROSE
Registration Number:	1726725	SOUTHERN ROSE
Registration Number:	1623913	BUCKEYE BARK
Registration Number:	1622773	FERTLGRO 4 IN 1
Registration Number:	1621528	FOREST PINE
Registration Number:	1871490	LANDSCAPER'S SHREDDED CYPRESS
Registration Number:	1875464	ROSEBUD
Registration Number:	1878813	LANDSCAPER'S PINE BARK
Registration Number:	1885169	CYPRESS ROYALE
Registration Number:	1891288	CYPRESS GOLD
Registration Number:	1964727	ROSELAWN

OP \$365.00 1814094

Registration Number:	1946086	SITTIN' PRETTY
Serial Number:	75579660	ROYAL GARDENS

CORRESPONDENCE DATA

Fax Number: (513)852-8222
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
Phone: 513 852 8230
Email: ssw@corsbassett.com
Correspondent Name: Sara Straight Wolf
Address Line 1: 537 East Pete Rose Way
Address Line 2: Suite 400
Address Line 4: Cincinnati, OHIO 45202

ATTORNEY DOCKET NUMBER:	6322083-48
NAME OF SUBMITTER:	Sara Straight Wolf
Signature:	/Sara Straight Wolf/
Date:	02/07/2007

Total Attachments: 3
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TERMINATION OF SECURITY AGREEMENT

THIS TERMINATION OF SECURITY AGREEMENT (this "Termination"), dated as of February 2, 2007 is executed by **U.S. Bank, National Association**, formerly known as **Firststar Bank, National Association**, formerly known as **Star Bank, National Association**, a national banking association ("Bank"), to terminate the Security Agreement dated as of February 4, 1999 (the "Security Agreement"), by and among the Bank and **Mulch Manufacturing, Inc.**, an Ohio corporation ("Mulch") and **Rose Transport, Inc.**, an Ohio corporation ("Rose").

1. Termination of Security Agreement. Effective on receipt by the Bank of payment in full of any and all obligations owed to the Bank by Mulch or Rose, as stated in a Payoff Letter dated February 2, 2007 by the Bank and addressed to Mulch, Rose, and JP Morgan Chase Bank, N.A. (the "Payoff Letter"), the Security Agreement is terminated, and all obligations and rights of the parties in the Security Agreement are terminated, null and void.

2. Filing UCC and other Releases. As soon as possible after receipt by the Bank of payment in full of any and all obligations owed to the Bank by Mulch or Rose, as stated in the Payoff Letter, the Bank will file UCC releases in the appropriate filing offices, and file the appropriate filings to release its lien on vehicles, standing timber, fixtures, trade names and trademarks with the appropriate agencies and governmental offices. The Bank will release and terminate its security interest in the Trademarks of Mulch and Rose listed on the Exhibit to this Termination by filing this Termination with the United States Trademark Office.

3. Headings. Section headings in this Termination are included for convenience of reference only and shall not relate to the interpretation or construction of this Termination.

IN WITNESS WHEREOF, this Release of Security Agreement has been duly executed by the Bank as of February 2, 2007.

U.S. Bank, National Association

By:  AVP

Christopher Fudge, Assistant Vice President

296392.1

EXHIBIT, CONTINUED

10. CYPRESS ROYALE Certificate of Registration
Registration No. 1,885,169; Date: 03-21-95
11. CYPRESS GOLD Certificate of Registration
Registration No. 1,891,288; Date 04-25-95
12. ROSELAWN Certificate of Registration
Registration No. 1,964,727; Date: 03-26-96
13. SITTING' PRETTY Certificate of Registration
Registration No. 1,946,086; Date: 01-02-96
14. ROYAL GARDENS Trademark Application; Filed 10/30/98
Serial No. 75/579,660
Status: Pending, Received Filing Receipt on 01-04-99

ROSE TRANSPORT, INC.'S FEDERAL TRADEMARK REGISTRATION

1. ROSE TRANSPORT Certificate of Registration
Registration No. 1,814,094; Date: 12-28-93

EXHIBIT

Trademarks

MULCH MANUFACTURING, INC.'S FEDERAL TRADEMARK REGISTRATIONS

1. CYPRESS ROSE Certificate of Registration
Registration No. 1,615,960; Date: 10-02-90
New application filed in January of 1998; Serial No. 75/418,142
Status: Pending, Response to Office Action 01 filed 11/25/98
2. SOUTHERN ROSE Certificate of Registration
Registration No. 1,726,725; Date: 10-20-92
Status: Abandoned for failure to file Sections 8 and 15 Affidavits per instructions from client.
3. BUCKEYE BARK Certificate of Registration
Registration No. 1,623,913; Date: 11-20-90
Status: Abandoned for failure to file Sections 8 and 15 Affidavits per instructions from client.
4. FERTLGRO 4 IN 1 Certificate of Registration
Registration No. 1,622,773; Date: 11-13-90
Status: Abandoned for failure to file Sections 8 and 15 Affidavits per instructions from client.
5. FOREST PINE Certificate of Registration
Registration No. 1,621,528; Date: 11-06-90
New application filed in January of 1998; Serial No. 75/418,143
Status: Pending, Response to Office Action 01 filed 11/25/98
6. FLORIDA ROSE
Abandoned in 1990 because could not file Statement of Use.
7. LANDSCAPER'S SHREDDED CYPRESS Certificate of Registration
Registration No. 1,871,490; Date: 01-03-95
8. ROSEBUD Certificate of Registration
Registration No. 1,875,464; Date: 01-24-95
9. LANDSCAPER'S PINE BARK Certificate of Registration
Registration No. 1,878,813; Date: 03-21-95