

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	CHANGE OF NAME		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Emigrant Savings Bank		09/01/2005	CORPORATION: NEW YORK

RECEIVING PARTY DATA	
Name:	Emigrant Bank
Street Address:	5 East 42nd Street
City:	New York
State/Country:	NEW YORK
Postal Code:	10017
Entity Type:	CORPORATION: NEW YORK

PROPERTY NUMBERS Total: 10

Property Type	Number	Word Mark
Serial Number:	78710753	PHOENIX PRIVATE BANK & TRUST
Serial Number:	78487147	BUILDING THE FUTURE ONE LIFE AT A TIME
Serial Number:	78486455	EMIGRANTDIRECT AMERICAN DREAM ACCOUNT
Serial Number:	78486447	EMIGRANT AMERICAN DREAM ACCOUNT
Serial Number:	77042991	NEVER LOSE MONEY
Registration Number:	2417667	EASYAPP
Registration Number:	3022254	NEW YORK PRIVATE BANK AND TRUST
Registration Number:	3187998	AMERICAN DREAM ACCOUNT
Registration Number:	3144434	EMIGRANTDIRECT
Registration Number:	3115274	MORE MONEY FOR YOUR MONEY

CORRESPONDENCE DATA	
Fax Number:	(212)953-7733
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	212 986 2340

OP \$265.00 78710753

Email: JandH@ipattorneys.com
Correspondent Name: Jordan and Hamburg, LLP
Address Line 1: 122 East 42nd Street
Address Line 4: New York, NEW YORK 10168

NAME OF SUBMITTER:	/C. Bruce Hamburg/
Signature:	/C Bruce Hamburg/.
Date:	05/03/2007

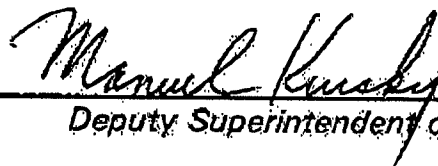
Total Attachments: 9

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State of New York
Banking Department

I, **MANUEL KURSKY**, Deputy Superintendent of Banks of the State of New York, DO HEREBY CERTIFY THAT the annexed Certificate entitled "CERTIFICATE OF AMENDMENT OF THE RESTATED ORGANIZATION CERTIFICATE OF EMIGRANT SAVINGS BANK UNDER SECTION 8005 OF THE BANKING LAW," dated August 31, 2005, amending Article FIRST providing for a name change from Emigrant Savings Bank to New York Private Bank & Trust, was approved by the Superintendent of Banks on September 1, 2005, and have caused the filing of said Certificate in the Office of the Superintendent of Banks on September 1, 2005, on which date the Amendment became effective.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Banking Department at New York, NY, this 1st day of September 2005.


Deputy Superintendent of Banks

CERTIFICATE OF AMENDMENT OF THE
RESTATED ORGANIZATION CERTIFICATE OF
EMIGRANT SAVINGS BANK
UNDER SECTION 8005 OF THE BANKING LAW

CERTIFICATE OF AMENDMENT OF THE
RESTATED ORGANIZATION CERTIFICATE OF
EMIGRANT SAVINGS BANK
UNDER SECTION 8005 OF THE BANKING LAW

We, HOWARD P. MILSTEIN and DANIEL C. HICKEY, being the Co-Chairman, President and Chief Executive Officer and the Secretary, respectively, of Emigrant Savings Bank (the "Corporation"), in accordance with Section 8005 of the Banking Law of the State of New York ("Banking Law"), do hereby certify as follows:

FIRST: The name of the Corporation is EMIGRANT SAVINGS BANK. The Corporation was formed under the name "The Emigrant Industrial Savings Bank."

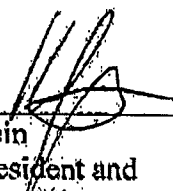
SECOND: The Corporation was created by Special Act of the Legislature of the State of New York, passed April 10, 1850, known as Chapter 290 of the Laws of 1850. Under Section 1001(5) of the Banking Law, such Act, as amended, was, prior to December 31, 1986, the Organization Certificate of the Corporation. In December of 1986, the Corporation's Organization Certificate was restated in its entirety, and its Restated Organization Certificate was filed by the Superintendent of Banks on December 31, 1986.

THIRD: Article III of the Corporation's Restated Organization Certificate was amended to provide for an increase in the Corporation's authorized capital stock, and its Certificate of Amendment of the Restated Organization Certificate, dated June 8, 1989, was filed and made effective by the Superintendent of Banks on July 17, 1989.

FOURTH: Article I of the Corporation's Restated Organization Certificate is hereby amended and restated in its entirety to read as follows: "The name by which the Corporation is to be known is New York Private Bank & Trust." The foregoing amendment shall be effective upon the approval and filing of this Certificate of Amendment by the Superintendent of Banks in accordance with Section 1003(6) of the Banking Law.

FIFTH: This amendment to the Corporation's Restated Organization Certificate was authorized by Emigrant Bancorp, Inc., the sole stockholder of the Corporation, by unanimous written consent in lieu of meeting dated May 17, 2005, and by vote of the members of the Board of Directors of the Corporation.

IN WITNESS WHEREOF, we have made, signed and acknowledged this Certificate of Amendment in duplicate this 31st day of August, 2005.



 Howard P. Milstein
 Co-Chairman, President and
 Chief Executive Officer



 Daniel C. Hickey
 Secretary

VERIFICATION

STATE OF NEW YORK)
 ss:
COUNTY OF NEW YORK)

On the 31st day of August, 2005, before me personally appeared HOWARD P. MILSTEIN and DANIEL C. HICKEY, to me known to be the persons described in and who executed the foregoing instrument, and they acknowledge that they have read the same and know the contents thereof to be true.

Kim L. Meyer

Notary Public
KIM L. MEYER
Notary Public, State of New York
No. 01ME4950329
Qualified in Kings County 07
Commission Expires April 24, 2007

State of New York
Banking Department

I, MANUEL KURSKY, Deputy Superintendent of Banks of the State of New York, DO HEREBY CERTIFY THAT the annexed Certificate entitled "CERTIFICATE OF AMENDMENT OF THE RESTATED ORGANIZATION CERTIFICATE OF NEW YORK PRIVATE BANK & TRUST UNDER SECTION 8005 OF THE BANKING LAW," dated October 25, 2005, amending Article FIRST providing for a name change from New York Private Bank & Trust to Emigrant Bank, was approved by the Superintendent of Banks on December 13, 2005, and have caused the filing of said Certificate in the Office of the Superintendent of Banks on December 13, 2005, on which date the Amendment became effective.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Banking Department at New York, NY, this 13th day of December 2005.

Manuel Kursky

Deputy Superintendent of Banks

CERTIFICATE OF AMENDMENT OF THE
RESTATED ORGANIZATION CERTIFICATE OF
NEW YORK PRIVATE BANK & TRUST
UNDER SECTION 8005 OF THE BANKING LAW

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REEL: 003534 FRAME: 0445

CERTIFICATE OF AMENDMENT OF THE
RESTATED ORGANIZATION CERTIFICATE OF
NEW YORK PRIVATE BANK & TRUST
UNDER SECTION 8005 OF THE BANKING LAW

We, HOWARD P. MILSTEIN and DANIEL C. HICKEY, being the Co-Chairman, President and Chief Executive Officer and the Secretary, respectively, of New York Private Bank & Trust (the "Corporation"), in accordance with Section 8005 of the Banking Law of the State of New York ("Banking Law"), do hereby certify as follows:

FIRST: The name of the Corporation is NEW YORK PRIVATE BANK & TRUST. The Corporation was formed under the name "The Emigrant Industrial Savings Bank."

SECOND: The Corporation was created by Special Act of the Legislature of the State of New York, passed April 10, 1850, known as Chapter 290 of the Laws of 1850. Under Section 1001(5) of the Banking Law, such Act, as amended, was, prior to December 31, 1986, the Organization Certificate of the Corporation. In December of 1986, the Corporation's Organization Certificate was restated in its entirety, and its Restated Organization Certificate was filed by the Superintendent of Banks on December 31, 1986.


THIRD: Article III of the Corporation's Restated Organization Certificate was amended to provide for an increase in the Corporation's authorized capital stock, and its Certificate of Amendment of the Restated Organization Certificate, dated June 8, 1989, was filed and made effective by the Superintendent of Banks on July 17, 1989.

FOURTH: Article I of the Corporation's Restated Organization Certificate was amended to change the name of the Corporation, and its Certificate of Amendment of the Restated Organization Certificate, dated August 31, 2005 was filed and made effective by the Superintendent of Banks on September 1, 2005.


FIFTH: Article I of the Corporation's Restated Organization Certificate is hereby amended and restated in its entirety to read as follows: "The name by which the Corporation is to be known is Emigrant Bank." The foregoing amendment shall be effective upon the approval and filing of this Certificate of Amendment by the Superintendent of Banks in accordance with Section 1003(6) of the Banking Law.

SIXTH: This amendment to the Corporation's Restated Organization Certificate was authorized by Emigrant Bancorp, Inc., the sole stockholder of the Corporation, at the meeting of the Board of Directors held on October 25, 2005, and by vote of the members of the Board of Directors of the Corporation.

IN WITNESS WHEREOF, we have made, signed and acknowledged this Certificate of Amendment in duplicate this 25th day of October, 2005.



Howard P. Milstein
Co-Chairman, President and
Chief Executive Officer



Daniel C. Hickey
Secretary

