

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	Partial Release of Security Interest in Trademarks as recorded on 5/16/2001 at Reel 2253, Frame 07150

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Wachovia Bank, National Association (successor by merger to Congress Financial Corporation)		06/22/2007	National Association: UNITED STATES

**RECEIVING PARTY DATA**

<b>Name:</b>	Hardy Instruments, Inc.
<b>Street Address:</b>	3860 Calle Fortunada
<b>City:</b>	San Diego
<b>State/Country:</b>	CALIFORNIA
<b>Postal Code:</b>	92123
<b>Entity Type:</b>	CORPORATION: CALIFORNIA

**PROPERTY NUMBERS Total: 1**

Property Type	Number	Word Mark
Registration Number:	1668363	WAVERSAVER

**CORRESPONDENCE DATA**

Fax Number: (917)368-7111  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 212-661-9100 x890  
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 Correspondent Name: Helen M. Linehan  
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 Address Line 4: New York, NEW YORK 10169

<b>NAME OF SUBMITTER:</b>	Helen M. Linehan
<b>Signature:</b>	/Helen M. Linehan/

OP \$40.00 1668363

Date:

06/26/2007

Total Attachments: 4

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PARTIAL RELEASE OF SECURITY INTEREST IN TRADEMARKS

WHEREAS, Footwear Acquisition, Inc., a Delaware corporation ("Debtor"), with its principal place of business at One Fordham Road, North Reading, Massachusetts 01864 granted a security interest in and lien upon certain trademarks and related rights to Wachovia Bank, National Association (successor by merger to Congress Financial Corporation) ("Secured Party") as set forth in the Trademark Collateral Assignment and Security Agreement, dated as of April 30, 2001, between Debtor and Secured Party (the "Trademark Security Agreement");

WHEREAS, an executed copy of the Trademark Security Agreement was recorded in the United States Patent and Trademark Office on May 16, 2001, at Reel 2253, Frame 0715;

WHEREAS, Hardy Instruments, Inc. at 3860 Calle Fortunada, San Diego, California 92123, has requested that Secured Party release its interest in the trademark more fully identified in Schedule A annexed hereto and made a part hereof, together with the goodwill of the business symbolized thereby;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Secured Party hereby:

1. releases any and all liens, security interests, right, title and interest of Secured Party pursuant to the Trademark Security Agreement in the trademark more fully identified in Schedule A annexed hereto and made a part hereof, together with the goodwill of the business symbolized thereby, without recourse or representation or warranty, express or implied, of any kind;
2. agrees that any power of attorney or similar rights granted to Secured Party pursuant to or in connection with the Trademark Security Agreement is terminated; and
3. authorizes and requests that the Patent and Trademark Office note and record the existence of the release hereby given.

IN WITNESS WHEREOF, Secured Party has caused this Partial Release of Security Interest in Trademarks to be executed by its duly authorized corporate officer this June 22, 2007.

WACHOVIA BANK, NATIONAL ASSOCIATION  
(successor by merger to Congress Financial Corporation)

By: John A. Hussar

Title: MANAGING DIRECTOR



SCHEDULE A  
TO  
RELEASE OF SECURITY INTEREST IN TRADEMARKS  
LIST OF TRADEMARKS AND TRADEMARK APPLICATIONS

<u>Mark</u>	<u>Application No.</u>	<u>Registration No.</u>	<u>Registration Date</u>
Waversaver	74132011	1668363	1/22/1991

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