

8-17-07

Form PTO-1594 (Rev. 07/05)
OMB Collection 0651-0027 (e)

08-20-2007



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OFFICE OF PUBLIC RECORDS
U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

SHEET 11
JLY FINANCE SECTION

To the Director of the U. S. ... Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

Bank of America, N.A.

- Individual(s)
- General Partnership
- Corporation- State: _____
- Other National Banking Assoc.
- Association
- Limited Partnership

Citizenship (see guidelines) _____

Additional names of conveying parties attached? Yes No

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

Execution Date(s) 8/8/2007

- Assignment
- Security Agreement
- Other Release
- Merger
- Change of Name

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: M-D Building Products Inc.

Internal Address: _____

Address: _____

Street Address: 401 N. Santa Fe Avenue

City: Oklahoma City

State: Oklahoma

Country: Oklahoma Zip: 73118

- Association Citizenship _____
- General Partnership Citizenship _____
- Limited Partnership Citizenship _____
- Corporation Citizenship _____
- 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)

B. Trademark Registration No.(s)

Additional sheet(s) attached? Yes No

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

See Attach Exhibit 2

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

Name: Kathy Amenta, Bank of America N.A.

Internal Address: _____

Street Address: 70 Batterson Park Rd

City: Farmington

State: CT Zip: 06032

Phone Number: 860-409-5460

Fax Number: 8170-790-1399

Email Address: Kathleen.a.amenta@bankofamerica.com

6. Total number of applications and registrations involved:

12

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 315.00

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

8. Payment Information:

a. Credit Card Last 4 Numbers _____ Expiration Date _____

b. Deposit Account Number _____

Authorized User Name _____

9. Signature:

Kathy Amenta
Signature

8/8/07

Date

Kathy Amenta
Name of Person Signing

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

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 1460, Alexandria, VA 22313-1450

TRADEMARK

REEL: 003631 FRAME: 0713

700342263

Exhibit 2TRADEMARK REPORT

| <u>Trademark</u> | <u>Country</u> | <u>Reg. No.</u> | <u>Filing Date</u> | <u>M&S File No.</u> |
|------------------|----------------|-----------------|--------------------|-------------------------|
| American | U.S. | 1,756,499 | 12/3/1990 | 84660-023 |
| American Level | U.S. | 1,898,701 | 3/21/1994 | 84660-057 |
| Shrink and Seal | U.S. | 1,936,579 | 5/11/1994 | 84660-059 |
| Smartcamber | U.S. | 1,712,824 | 8/5/1991 | 84660-078 |
| | | (Supplemental) | | |
| | | Licensed | | |
| Smartdot | U.S. | 1,996,057 | 9/13/1994 | 84660-063 |
| SmartLevel | U.S. | 1,557,407 | 7/5/1988 | 84660-081 |
| SmartLevel | U.S. | 1,850,604 | 9/9/1993 | 84660-075 |
| SmartLevel | Australia | 565,848 | 8/9/1991 | 84660-088 |
| SmartLevel | U.S. | 1,717,225 | 8/9/1991 | 84660-080 |
| | | (Supplemental) | | |
| SmartLevel | Canada | 413,123 | 10/23/1991 | 84660-091 |
| The Rule Tool | U.S. | 1,914,714 | 8/26/1994 | 84660-061 |
| WedgeLevel | Canada | 360,615 | 3/10/1988 | 84660-090 |

The Company from time to time has used the listed marks in various countries and has various other marks, and may or may not have pursued protection for those marks.

The following is a list of some of those marks for which no registrations now exist: I-Box, Smart Camber, Smartsquare, Smart Tape, Smart Tube, Smart Tool, Weather Warrior, and Wedge.




RELEASE OF SECURITY INTEREST IN TRADEMARK REPORT

THIS RELEASE is made as of this 8th day of August, 2007 by BANK OF AMERICA, N.A., as ("Bank") in favor of M-D Building Products, Inc.

FOR GOOD AND VALUABLE CONSIDERATION, the receipt and adequacy of which are hereby acknowledged, Bank hereby unconditionally and expressly releases, terminates, and extinguishes any and all of its right, title and interest in and to any and all liens and security interests it may have upon all of the patents and patent applications listed on Exhibit 1 attached hereto and made a part hereof, which liens and security interests were established under and pursuant to that certain Security Agreement dated as of January 23, 2003 made by, M-D Building Products, Inc.

This Release shall be binding upon Bank's legal representatives, assigns and successors.

BANK OF AMERICA, N.A.

By: A handwritten signature in cursive script, appearing to read "Antoinette G. O'Connor".

Name: Antoinette G. O'Connor
Title: Assistant Vice President