

**TRADEMARK ASSIGNMENT**

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

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Canadian Imperial Bank of Commerce		12/24/2007	CORPORATION: CANADA

**RECEIVING PARTY DATA**

<b>Name:</b>	Marina District Finance Company, Inc.
<b>Street Address:</b>	One Borgata Way
<b>City:</b>	Atlantic City
<b>State/Country:</b>	NEW JERSEY
<b>Postal Code:</b>	08401
<b>Entity Type:</b>	CORPORATION: NEW JERSEY

<b>Name:</b>	Marina District Development Company, LLC
<b>Street Address:</b>	One Borgata Way
<b>City:</b>	Atlantic City
<b>State/Country:</b>	NEW JERSEY
<b>Postal Code:</b>	08401
<b>Entity Type:</b>	LIMITED LIABILITY COMPANY: NEW JERSEY

**PROPERTY NUMBERS Total: 1**

Property Type	Number	Word Mark
Registration Number:	2802940	OMBRA

**CORRESPONDENCE DATA**

Fax Number: (202)778-5173  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 202-662-5188  
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CH \$40.00 2802940

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ATTORNEY DOCKET NUMBER: 028363.00004

NAME OF SUBMITTER: Cheryl L. Fountain/Paralegal Specialist

Signature: /cherylfountain/

Date: 01/04/2008

Total Attachments: 2  
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**RELEASE OF SECURITY INTEREST**

This Release of Security Interest (the "Release") granted on this 24<sup>th</sup> day of December, 2007, is made by Canadian Imperial Bank of Commerce, as Administrative Agent (the "Agent") to Marina District Finance Company, Inc., a New Jersey corporation and Marina District Development Company, LLC, a New Jersey limited liability company (collectively, the "Grantors"), as follows:

**WITNESSETH:**

WHEREAS, the Grantors have heretofore granted a security interest to the Agent in the trademark (the "Trademark") more particularly set forth on Schedule A attached hereto, to secure the obligations of the Grantors as set forth in a Trademark Security Agreement between the parties which was recorded by the United States Patent and Trademark Office on November 3, 2004, as Reel 003072, Frame 0316 (the "Security Agreement"); and

WHEREAS, the Agent wishes to release and restore all right, title and interest in and to the Trademark to the Grantors and to release and terminate any and all liens and encumbrances respecting the Trademark, under the Security Agreement.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, the Agent hereby releases and terminates any and all liens and encumbrances respecting the Trademark under the Security Agreement.

IN WITNESS WHEREOF, the undersigned, by and through its authorized officer, has caused this instrument to be executed under seal on the date first written above.

Dated: December 24, 2007

CANADIAN IMPERIAL BANK OF  
COMMERCE, as Administrative Agent

By: Leonard R. Fernandez  
Name: Leonard R. Fernandez  
Title: Executive Director

## SCHEDULE A

### List of Trademarks

1. Trademark: OMBRA  
Registration No.: 2802940  
Serial (Application) No.: 76262556  
Filing Date: May 24, 2001  
Registration (Issue) Date: January 6, 2004