

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	NUNC PRO TUNC ASSIGNMENT
EFFECTIVE DATE:	04/29/2009

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
ProBuild Holdings, Inc.		04/29/2009	CORPORATION: DELAWARE

**RECEIVING PARTY DATA**

Name:	ProBuild Holdings LLC
Street Address:	7595 Technology Way
Internal Address:	Suite 500
City:	Denver
State/Country:	COLORADO
Postal Code:	80237
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE

**PROPERTY NUMBERS Total: 6**

Property Type	Number	Word Mark
Registration Number:	1262713	PROBUILD
Registration Number:	3631873	PRO-BUILD
Registration Number:	3619743	PRO-BUILD
Serial Number:	77016132	PRO-BUILD
Serial Number:	77709042	PROLOCK
Serial Number:	77656483	PROEARTH

**CORRESPONDENCE DATA**

Fax Number: (202)756-8087  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 202-756-8000  
 Email: scoury@mwe.com, rkim@mwe.com, rsiamas@mwe.com,  
 washington\_ip\_docket@mwe.com  
 Correspondent Name: Richard Y. Kim

**900138347**

**TRADEMARK  
 REEL: 004022 FRAME: 0428**

**CH \$165.00 1262713**

Address Line 1: McDermott Will & Emery LLP  
Address Line 2: 600 13th Street, NW  
Address Line 4: Washington, DISTRICT OF COLUMBIA 20005

ATTORNEY DOCKET NUMBER:	047817-0058
NAME OF SUBMITTER:	Richard Y. Kim
Signature:	/Richard Y. Kim/
Date:	07/10/2009

Total Attachments: 2  
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**NUNC PRO TUNC ASSIGNMENT**

**WHEREAS**, Assignor, **ProBuild Holdings, Inc.**, a Delaware corporation, with a place of business at 7595 Technology Way, Suite 500, Denver, CO 80237 (“Assignor”), and owner of various U.S. trademarks identified in Exhibit A (hereinafter the “Assigned Marks”), has assigned the Assigned Marks and the goodwill, ongoing and existing underlying business, or portion thereof, to which the Assigned Marks pertain and the U.S. applications and registrations associated with them to **ProBuild Holdings LLC**.

**WHEREAS**, Assignee **ProBuild Holdings LLC**, an Delaware limited liability company, with a place of business at 7595 Technology Way, Suite 500, Denver, CO 80237 (“Assignee”), has previously acquired all right, title and interest in and to the Assigned Marks and the goodwill, ongoing and existing underlying business, or portion thereof, to which the Assigned Marks pertain and the U.S. applications and registrations associated with them.

**NOW, THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor has and does hereby assign and transfer to said Assignee, *nunc pro tunc*, as a present acknowledgment of what has previously transpired, all right, title and interest in and to the Assigned Marks, together with the goodwill of the business symbolized by the marks, the ongoing and existing underlying business, or portion thereof, to which the Assigned Marks pertain and the above-identified U.S. applications and registrations therefor, effective as of April 29, 2009.

**PROBUILD HOLDINGS, INC.**

By:   
Name: MARK B BUTTERMAN  
Title: Vice President  
Date: 7/2/09

**EXHIBIT A**

<i>Mark</i>	<i>Serial/Reg. No.</i>	<i>Status</i>
PROBUILD	RN: 1,262,713	Registered
PRO-BUILD	RN: 3,631,873	Registered
PRO-BUILD	RN: 3,619,743	Registered
PRO-BUILD	SN: 77/016,132	Pending
PROLOCK	SN: 77/709,042	Pending
PROEARTH	SN: 77/656,483	Pending

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