

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:		NEW ASSIGNMENT	
NATURE OF CONVEYANCE:		RELEASE BY SECURED PARTY	
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
JPMorgan Chase Bank, N.A., as Administrative Agent		09/29/2010	National Association: UNITED STATES
RECEIVING PARTY DATA			
Name:	Smithway Motor Xpress, Inc.		
Street Address:	2031 Quail Avenue, Route 5, P.O. Box 404		
City:	Fort Dodge		
State/Country:	IOWA		
Postal Code:	50501		
Entity Type:	CORPORATION: IOWA		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Registration Number:	3357393	SMITHWAY. THE RIGHT DIRECTION.	
Registration Number:	1597850	SMX	
CORRESPONDENCE DATA			
Fax Number:	(404)581-8330		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	404-581-8275		
Email:	srbrown@jonesday.com		
Correspondent Name:	Sidney R. Brown		
Address Line 1:	1420 Peachtree Street, N.E.		
Address Line 2:	Suite 800		
Address Line 4:	Atlanta, GEORGIA 30309		
ATTORNEY DOCKET NUMBER:	974727-920068		
NAME OF SUBMITTER:	Sidney R. Brown		
Signature:	/Sidney R. Brown/		

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TRADEMARK

Date:

10/01/2010

Total Attachments: 3

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RELEASE OF TRADEMARKS

1.

SMITHWAY MOTOR XPRESS, INC., a corporation organized and existing under the laws of the State of Iowa, having an address at 2031 Quail Avenue, Route 5, PO Box 404, Fort Dodge, Iowa 50501 (“*Grantor*”), entered into a Trademark Security Agreement on or about October 29, 2007, and recorded in the United States Patent and Trademark Office on October 29, 2007, at Reel 003649, Frame 0814 (the “*Security Agreement*”), whereby JPMORGAN CHASE BANK, N.A., as Administrative Agent, having an address at 2200 Ross Avenue, 6th Floor, TX1-2921, Dallas, Texas 75201 (“*Agent*”), was granted, for itself and on behalf of certain other secured parties, a security interest in the trademarks and federal registrations for the same listed on Schedule A, attached hereto and incorporated herein by this reference (collectively, the “*Marks*”).

2.

The Agent, without representation, warranty or recourse of any sort, hereby terminates, releases and discharges all its security interest in the Marks and all other security interests granted under the Security Agreement with respect to the Marks. Any right, title or interest of the Agent in such Marks shall hereby cease and become void.


3.

The Agent hereby agrees to duly execute, acknowledge, procure and deliver any further documents and to do such other acts as may be reasonably necessary to effect the release of the security interest contemplated hereby at Grantor’s sole cost and expense.

[Signature on following page.]

IN WITNESS WHEREOF, the Agent has caused this Release of Trademarks to be executed on its behalf as of the 29th day of September, 2010.

JPMORGAN CHASE BANK, N.A., as
Administrative Agent

By: 
Name: Christy L. West
Title: Vice President

[Western Express – Release of Trademarks]

TRADEMARK
REEL: 004288 FRAME: 0197

Schedule A
to
Release of Trademarks

Mark	Registration Number	Registration Date	Serial Number	Filing Date
SMITHWAY. THE RIGHT DIRECTION.	3357393	12/18/2007	78 / 719534	09/23/2005
SMX	1597850	05/22/1990	73 / 830188	10/10/1989