

11/02/2011

Form PTO-1594 (Rev. 03-11)
OMB Collection 0651-0027 (exp. 03/31)



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



103635744

11/2/11

To the Director of the U. S. Patent and Trademark Office: 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 _____
- Association
- Limited Partnership

Citizenship (see guidelines) US

Additional names of conveying parties attached? Yes No

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

Execution Date(s) October 31, 2011

- Assignment
- Security Agreement
- Other Release by Secured Party
- Merger
- Change of Name

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: MerchSource, LLC

Internal

Address: _____

Street Address: 19517 Pauling

City: Foothill Ranch

State: California

Country: US Zip: 92869

- Association Citizenship _____
- General Partnership Citizenship _____
- Limited Partnership Citizenship _____
- Corporation Citizenship _____
- Other LLC Citizenship US

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):

Serial #: 77110053 Filing Dt: 02/16/2007 Reg #: 3493282 Reg. Dt: 08/26/2008

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

Name: Ms. Jessica Dombroff, Esq. O'Melveny & Myers LLP

Internal Address: LA 1735

Street Address: 400 South Hope Street

City: Los Angeles

State: California Zip: 90021

Phone Number: 213-490-8177

Fax Number: _____
Email Address: JDOMBROFF@OMM.COM

6. Total number of applications and registrations involved:

28

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$715

- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

Deposit Account Number 11/02/2011 FLEE11 00000016 77110053

Authorized User Name

01 FC:8521
02 FC:8522

October 31, 2011

Date

9. Signature:

William Wolff
Signature

William Wolff

Name of Person Signing

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

8

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 1450, Alexandria, VA 22313-1450

U.S. TRADEMARK REGISTRATIONS

Trademark Assignment - Recordation Form Cover Sheet

Item No. 4 - C. Identification of Trademarks

Serial #:	<u>77110053</u>	Filing Dt:	02/16/2007	Reg #:	<u>3493282</u>	Reg. Dt:	08/26/2008
Serial #:	<u>77121542</u>	Filing Dt:	03/02/2007	Reg #:	<u>3603089</u>	Reg. Dt:	04/07/2009
Serial #:	<u>77186364</u>	Filing Dt:	05/21/2007	Reg #:	NONE	Reg. Dt:	
Serial #:	<u>77186464</u>	Filing Dt:	05/21/2007	Reg #:	NONE	Reg. Dt:	
Serial #:	<u>77398723</u>	Filing Dt:	02/15/2008	Reg #:	<u>3590091</u>	Reg. Dt:	03/17/2009
Serial #:	<u>77504547</u>	Filing Dt:	06/20/2008	Reg #:	<u>3648649</u>	Reg. Dt:	06/30/2009
Serial #:	<u>77504553</u>	Filing Dt:	06/20/2008	Reg #:	<u>3648650</u>	Reg. Dt:	06/30/2009
Serial #:	<u>77504557</u>	Filing Dt:	06/20/2008	Reg #:	<u>3648651</u>	Reg. Dt:	06/30/2009
Serial #:	<u>77550911</u>	Filing Dt:	08/19/2008	Reg #:	<u>3644843</u>	Reg. Dt:	06/23/2009
Serial #:	<u>77581940</u>	Filing Dt:	09/30/2008	Reg #:	NONE	Reg. Dt:	
Serial #:	<u>77581946</u>	Filing Dt:	09/30/2008	Reg #:	<u>3786376</u>	Reg. Dt:	05/04/2010
Serial #:	<u>77603533</u>	Filing Dt:	10/29/2008	Reg #:	<u>3587092</u>	Reg. Dt:	03/10/2009
Serial #:	<u>77614683</u>	Filing Dt:	11/14/2008	Reg #:	<u>3732533</u>	Reg. Dt:	12/29/2009
Serial #:	<u>77646467</u>	Filing Dt:	01/09/2009	Reg #:	<u>3759005</u>	Reg. Dt:	03/09/2010
Serial #:	<u>77713796</u>	Filing Dt:	04/14/2009	Reg #:	NONE	Reg. Dt:	
Serial #:	<u>77713799</u>	Filing Dt:	04/14/2009	Reg #:	NONE	Reg. Dt:	
Serial #:	<u>77713802</u>	Filing Dt:	04/14/2009	Reg #:	NONE	Reg. Dt:	
Serial #:	<u>77713812</u>	Filing Dt:	04/14/2009	Reg #:	NONE	Reg. Dt:	
Serial #:	<u>77713815</u>	Filing Dt:	04/14/2009	Reg #:	NONE	Reg. Dt:	
Serial #:	<u>77713817</u>	Filing Dt:	04/14/2009	Reg #:	<u>3779334</u>	Reg. Dt:	04/20/2010
Serial #:	<u>77713823</u>	Filing Dt:	04/14/2009	Reg #:	NONE	Reg. Dt:	
Serial #:	<u>77713825</u>	Filing Dt:	04/14/2009	Reg #:	NONE	Reg. Dt:	
Serial #:	<u>77713829</u>	Filing Dt:	04/14/2009	Reg #:	NONE	Reg. Dt:	
Serial #:	<u>77745711</u>	Filing Dt:	05/27/2009	Reg #:	<u>3769214</u>	Reg. Dt:	03/30/2010
Serial #:	<u>77975334</u>	Filing Dt:	05/21/2007	Reg #:	<u>3541665</u>	Reg. Dt:	12/02/2008
Serial #:	<u>77975641</u>	Filing Dt:	11/07/2006	Reg #:	<u>3473563</u>	Reg. Dt:	07/22/2008
Serial #:	<u>78744858</u>	Filing Dt:	11/01/2005	Reg #:	<u>3232652</u>	Reg. Dt:	04/24/2007
Serial #:	<u>78980345</u>	Filing Dt:	07/19/2006	Reg #:	<u>3474154</u>	Reg. Dt:	07/22/2008

RELEASE OF PATENTS AND TRADEMARKS

This Release of Patents and Trademarks dated as of October 31, 2011 (this "Release") is made by **Bank of America, N.A.**, as Secured Party (in such capacity, "Secured Party") with an office at 55 S. Lake Avenue, Suite 900, Pasadena, CA 91101 in favor of **Merchsource, LLC**, a Delaware limited liability company (as successor -in-interest to Merchsource, LLC, a California limited liability company), with an office at 19517 Pauling, Foothill Ranch, CA 92869, as (the "Grantor").

WITNESSETH

WHEREAS, pursuant to a Patent and Trademark Security Agreement dated August 31, 2009, recorded in the records of the United States Patent and Trademark Office on September 17, 2009, U.S. Patent Registrations beginning at Reel 023245, Frame 0941 and U.S. Trademark Registrations beginning at Reel 4065, Frame 0232 from the Grantor in favor of Secured Party, the Grantor granted to Secured Party, among other things, a continuing security interest in certain Patents and Trademarks set forth on Schedule 1 hereto (the "*Subject Patents and Trademarks*"), together with the goodwill associated therewith;

WHEREAS, pursuant to the terms of the Patent and Trademark Security Agreement dated August 31, 2009 (said Patent and Trademark Security Agreement, as it may have been amended, restated, supplemented or otherwise modified from time to time, being the "*Security Agreement*"), between Grantor and Secured Party, Grantor created in favor of Secured Party a security interest in, and Secured Party has become a secured creditor with respect to, the Subject Patents and Trademarks;

WHEREAS, the Secured Party wishes to release all of its interest in the Subject Patents and Trademarks in the records of the United States Patent and Trademark Office;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Secured Party does hereby release its security interest in, to or under all of the Subject Patents and Trademarks, together with the goodwill of the business symbolized thereby, and any right, title and interest of the Secured Party in, to and under the Subject Patents and Trademarks shall hereby cease and become void.

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IN WITNESS WHEREOF, the Secured Party has caused this Release to be executed by its duly authorized representative as of the date first above written.

BANK OF AMERICA, N.A., as Secured Party

By: TE Egertson
Name: TODD EGERTSON
Title: SVP

SCHEDULE 1

U.S. PATENT REGISTRATIONS

Total properties: 30

1	Patent #: <u>D530968</u> Title: CARAFE	Issue Dt: 10/31/2006	Application #: 29325414	Filing Dt: 08/02/2005
2	Patent #: <u>D616871</u> Title: JUMBO REMOTE CONTROL	Issue Dt: 06/01/2010	Application #: 29320434	Filing Dt: 06/26/2008
3	Patent #: <u>D616872</u> Title: JUMBO REMOTE CONTROL	Issue Dt: 06/01/2010	Application #: 29320435	Filing Dt: 06/26/2008
4	Patent #: <u>D626917</u> Title: CONNECTOR ASSEMBLY	Issue Dt: 11/09/2010	Application #: 29324002	Filing Dt: 09/04/2008
5	Patent #: <u>D616008</u> Title: CAMERA	Issue Dt: 05/18/2010	Application #: 29325330	Filing Dt: 09/29/2008
6	Patent #: <u>D610775</u> Title: COIN COUNTING JAR	Issue Dt: 02/23/2010	Application #: 29325331	Filing Dt: 09/29/2008
7	Patent #: <u>D634095</u> Title: COIN COUNTING JAR LID	Issue Dt: 03/08/2011	Application #: 29325332	Filing Dt: 09/29/2008
8	Patent #: <u>D606096</u> Title: MUSIC PLAYER	Issue Dt: 12/15/2009	Application #: 29325334	Filing Dt: 09/29/2008
9	Patent #: <u>D605630</u> Title: SPEAKER HOUSING	Issue Dt: 12/08/2009	Application #: 29325413	Filing Dt: 09/30/2008
10	Patent #: <u>D611845</u> Title: WEATHER STATION	Issue Dt: 03/16/2010	Application #: 29325416	Filing Dt: 09/30/2008
11	Patent #: <u>D611846</u> Title: WEATHER STATION	Issue Dt: 03/16/2010	Application #: 29325417	Filing Dt: 09/30/2008
12	Patent #: <u>D611224</u> Title: BANK MACHINE	Issue Dt: 03/02/2010	Application #: 29325418	Filing Dt: 09/30/2008
13	Patent #: <u>D600569</u> Title: ALARM CLOCK	Issue Dt: 09/22/2009	Application #: 29325419	Filing Dt: 09/30/2008
14	Patent #: <u>D612268</u> Title: ALARM CLOCK	Issue Dt: 03/23/2010	Application #: 29325420	Filing Dt: 09/30/2008
15	Patent #: <u>D620472</u> Title: TELEPHONE	Issue Dt: 07/27/2010	Application #: 29325500	Filing Dt: 10/01/2008
16	Patent #: <u>D609686</u> Title: TELEPHONE	Issue Dt: 02/09/2010	Application #: 29325501	Filing Dt: 10/01/2008
17	Patent #: <u>D605682</u> Title: PROJECTOR	Issue Dt: 12/08/2009	Application #: 29325502	Filing Dt: 10/01/2008
18	Patent #: <u>D596595</u> Title: PHOTO VIEWER	Issue Dt: 07/21/2009	Application #: 29325503	Filing Dt: 10/01/2008
19	Patent #: <u>D629770</u>	Issue Dt: 12/28/2010	Application #: 29325504	Filing Dt: 10/01/2008

Schedule I-1

OMM_US:70116176.1

TRADEMARK
REEL: 004665 FRAME: 0917

	Title: MEDIA PLAYER WITH CAMERA			
20	Patent #: <u>D604754</u>	Issue Dt: 11/24/2009	Application #: 29325505	Filing Dt: 10/01/2008
	Title: BINOCULARS			
21	Patent #: <u>D617851</u>	Issue Dt: 06/15/2010	Application #: 29325506	Filing Dt: 10/01/2008
	Title: RECONFIGURING ROBOT CAR			
22	Patent #: <u>D631923</u>	Issue Dt: 02/01/2011	Application #: 29325508	Filing Dt: 10/01/2008
	Title: RECONFIGURING ROBOT CAR			
23	Patent #: <u>D599216</u>	Issue Dt: 09/01/2009	Application #: 29325568	Filing Dt: 10/02/2008
	Title: PHOTO ALARM CLOCK			
24	Patent #: <u>D598300</u>	Issue Dt: 08/18/2009	Application #: 29325569	Filing Dt: 10/02/2008
	Title: PHOTO ALARM CLOCK			
25	Patent #: <u>D629216</u>	Issue Dt: 12/21/2010	Application #: 29325578	Filing Dt: 10/02/2008
	Title: DIGITAL PHOTO ALBUM			
26	Patent #: <u>D601353</u>	Issue Dt: 10/06/2009	Application #: 29325579	Filing Dt: 10/02/2008
	Title: DIGITAL PHOTO ALBUM			
27	Patent #: <u>D625021</u>	Issue Dt: 10/05/2010	Application #: 29340175	Filing Dt: 07/14/2009
	Title: FOOT MASSAGER			
28	Patent #: <u>D616911</u>	Issue Dt: 06/01/2010	Application #: 29340176	Filing Dt: 07/14/2009
	Title: PROJECTOR			
29	Patent #: <u>D623182</u>	Issue Dt: 09/07/2010	Application #: 29342000	Filing Dt: 08/17/2009
	Title: LAPTOP COMPUTER			
30	Patent #: <u>D618265</u>	Issue Dt: 06/22/2010	Application #: 29342003	Filing Dt: 08/17/2009
	Title: VIDEO CAMERA			

U.S. TRADEMARK REGISTRATIONS

Total properties: 28

1	Serial #: <u>77110053</u> Mark: SARAH PEYTON	Filing Dt: 02/16/2007	Reg #: <u>3493282</u>	Reg. Dt: 08/26/2008
2	Serial #: <u>77121542</u> Mark: SARAH PEYTON	Filing Dt: 03/02/2007	Reg #: <u>3603089</u>	Reg. Dt: 04/07/2009
3	Serial #: <u>77186364</u> Mark: SHIFT3	Filing Dt: 05/21/2007	Reg #: NONE	Reg. Dt:
4	Serial #: <u>77186464</u> Mark: SHIFT3	Filing Dt: 05/21/2007	Reg #: NONE	Reg. Dt:
5	Serial #: <u>77398723</u> Mark: LITTLE SHOTS	Filing Dt: 02/15/2008	Reg #: <u>3590091</u>	Reg. Dt: 03/17/2009
6	Serial #: <u>77504547</u> Mark: WONDERWALL	Filing Dt: 06/20/2008	Reg #: <u>3648649</u>	Reg. Dt: 06/30/2009
7	Serial #: <u>77504553</u> Mark: SPEEDSPINNER	Filing Dt: 06/20/2008	Reg #: <u>3648650</u>	Reg. Dt: 06/30/2009
8	Serial #: <u>77504557</u> Mark: SPEEDBORG	Filing Dt: 06/20/2008	Reg #: <u>3648651</u>	Reg. Dt: 06/30/2009
9	Serial #: <u>77550911</u> Mark: FUN 2 SAVE	Filing Dt: 08/19/2008	Reg #: <u>3644843</u>	Reg. Dt: 06/23/2009
10	Serial #: <u>77581940</u> Mark:	Filing Dt: 09/30/2008	Reg #: NONE	Reg. Dt:
11	Serial #: <u>77581946</u> Mark:	Filing Dt: 09/30/2008	Reg #: <u>3786376</u>	Reg. Dt: 05/04/2010
12	Serial #: <u>77603533</u> Mark: SHIFT3	Filing Dt: 10/29/2008	Reg #: <u>3587092</u>	Reg. Dt: 03/10/2009
13	Serial #: <u>77614683</u> Mark: SARAH PEYTON	Filing Dt: 11/14/2008	Reg #: <u>3732533</u>	Reg. Dt: 12/29/2009
14	Serial #: <u>77646467</u> Mark: VENGEANCE	Filing Dt: 01/09/2009	Reg #: <u>3759005</u>	Reg. Dt: 03/09/2010
15	Serial #: <u>77713796</u> Mark: THE BLACK SERIES	Filing Dt: 04/14/2009	Reg #: NONE	Reg. Dt:
16	Serial #: <u>77713799</u> Mark: THE BLACK SERIES	Filing Dt: 04/14/2009	Reg #: NONE	Reg. Dt:
17	Serial #: <u>77713802</u> Mark: THE BLACK SERIES	Filing Dt: 04/14/2009	Reg #: NONE	Reg. Dt:
18	Serial #: <u>77713812</u> Mark: THE BLACK SERIES	Filing Dt: 04/14/2009	Reg #: NONE	Reg. Dt:

19	Serial #: <u>77713815</u> Mark: THE BLACK SERIES	Filing Dt: 04/14/2009	Reg #: NONE	Reg. Dt:
20	Serial #: <u>77713817</u> Mark: THE BLACK SERIES	Filing Dt: 04/14/2009	Reg #: <u>3779334</u>	Reg. Dt: 04/20/2010
21	Serial #: <u>77713823</u> Mark: THE BLACK SERIES BY SHIFT3	Filing Dt: 04/14/2009	Reg #: NONE	Reg. Dt:
22	Serial #: <u>77713825</u> Mark: THE BLACK SERIES BY SHIFT3	Filing Dt: 04/14/2009	Reg #: NONE	Reg. Dt:
23	Serial #: <u>77713829</u> Mark: THE BLACK SERIES BY SHIFT3	Filing Dt: 04/14/2009	Reg #: NONE	Reg. Dt:
24	Serial #: <u>77745711</u> Mark: U-VIDEO	Filing Dt: 05/27/2009	Reg #: <u>3769214</u>	Reg. Dt: 03/30/2010
25	Serial #: <u>77975334</u> Mark: SHIFT3	Filing Dt: 05/21/2007	Reg #: <u>3541665</u>	Reg. Dt: 12/02/2008
26	Serial #: <u>77975641</u> Mark: BLUE HAT TOY COMPANY	Filing Dt: 11/07/2006	Reg #: <u>3473563</u>	Reg. Dt: 07/22/2008
27	Serial #: <u>78744858</u> Mark: MERCH SOURCE	Filing Dt: 11/01/2005	Reg #: <u>3232652</u>	Reg. Dt: 04/24/2007
28	Serial #: <u>78980345</u> Mark: BLUE HAT TOY COMPANY	Filing Dt: 07/19/2006	Reg #: <u>3474154</u>	Reg. Dt: 07/22/2008