# 41706

# CH \$40,00

#### TRADEMARK ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	TERMINATION OF SECURITY INTEREST IN TRADEMARKS

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Prospect Capital Corporation		04/25/2013	CORPORATION: MARYLAND

#### **RECEIVING PARTY DATA**

Name:	Capstone Logistic Services, L.L.C.	
Street Address:	P.O. Box 2992	
City:	Grand Rapids	
State/Country:	MICHIGAN	
Postal Code:	49501	
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE	

# PROPERTY NUMBERS Total: 1

Property Type	Number	Word Mark
Registration Number:	4170694	CAPSTONE LOGISTIC SERVICES

## **CORRESPONDENCE DATA**

**Fax Number**: 6175269899

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent

via US Mail.

Phone: 6175269628

Email: cslattery@proskauer.com

Correspondent Name: Christine Slattery

Address Line 1: Proskauer Rose LLP

Address Line 2: One International Place

Address Line 4: Boston, MASSACHUSETTS 02110

ATTORNEY DOCKET NUMBER:	59297/010
NAME OF SUBMITTER:	Christine Slattery
Signature:	/Christine Slattery/

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REEL: 005014 FRAME: 0581

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Date:	04/25/2013
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#### TERMINATION OF SECURITY INTEREST IN TRADEMARKS

This **TERMINATION OF SECURITY INTEREST IN TRADEMARKS**, dated as of April 25, 2013, is made by Prospect Capital Corporation, as agent for the Purchasers (together with its successors and assigns, the "<u>Agent</u>").

**WHEREAS,** Capstone Logistics, LLC, a Delaware limited liability company ("<u>Grantor</u>") has erroneously granted a security interest in certain property to the Agent, including without limitation a security interest in certain trademarks (collectively, the "<u>Trademark Collateral</u>"), pursuant to that certain Trademark Security Agreement dated as of March 18, 2013 (the "<u>Trademark Security Agreement</u>");

**WHEREAS,** the security interests granted to the Agent was recorded at the United States Patent and Trademark Office as follows: on March 18, 2013 at Reel 4984 and Frame 0653;

**WHEREAS,** Capstone Logistic Services, L.L.C., a Delaware limited liability company ("<u>Trademark Owner</u>") with an address of P.O. Box 2992, Grand Rapids, MI 49501 is the true and correct owner of the Trademark Collateral identified on <u>Schedule 1</u> attached hereto;

**WHEREAS,** the Agent has agreed to terminate and release its security interest in all of the Trademark Collateral identified on <u>Schedule 1</u>, and reassign the same to the Trademark Owner.

**NOW, THEREFORE,** for valuable consideration, the Agent hereby terminates and releases all mortgages, liens, assignments and security interests granted to the Agent and conveys to the Trademark Owner, without representation, warranty, recourse or undertaking by the Agent, all of its right, title and interest, if any, in and to the following:

- 1. all of the Trademark Owner's Trademarks referred to on <u>Schedule 1</u> attached hereto, together with any reissues, continuations or extensions thereof;
- 2. all goodwill of the business connected with the use of, and symbolized by, each Trademark; and
- 3. all products and proceeds of the foregoing, including without limitation, any claim by the Trademark Owner against third parties for past, present or future (a) infringement or dilution of any Trademark or (b) injury to the goodwill associated with any Trademark.

[SIGNATURE PAGE TO FOLLOW]

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**IN WITNESS WHEREOF**, the Agent has caused this Termination of Security Interest in Trademarks to be duly executed as of the date first set forth above.

PROSPECT CAPITAL CORPORATION, as Agent

By: Min link
Name: M. Grier Eliasek

Title: President and Chief Operating Officer

# **SCHEDULE I**

## to TERMINATION OF SECURITY INTEREST IN TRADEMARKS

Trademark / Service Mark	Application No./Registration No.	Application Date/Registration Date
CAPSTONE LOGISTIC SERVICES	4170694	July 10, 2012

6962/59297-010 current/36302609v2

TRADEMARK
RECORDED: 04/25/2013 REEL: 005014 FRAME: 0585