

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
Deepath Funding LP		07/03/2013	LIMITED LIABILITY PARTNERSHIP:

RECEIVING PARTY DATA

Name:	Portec, Inc.
Street Address:	1 Forge Road
City:	Canon City
State/Country:	COLORADO
Postal Code:	81212
Entity Type:	CORPORATION: COLORADO

PROPERTY NUMBERS Total: 17

Property Type	Number	Word Mark
Registration Number:	1164202	SPIRAL-CURVE
Registration Number:	1405493	SPIRAL-LIFT
Registration Number:	2542041	SPIRAL-LIFT
Registration Number:	0728836	FLOMASTER
Registration Number:	1281308	SPIRAL-STAK
Registration Number:	1284992	KNIFE-EDGE
Registration Number:	1734393	ANGLE-FLO
Registration Number:	1883329	CHUTEMASTER
Registration Number:	2446483	SIGMA
Registration Number:	2702403	FLOMASTER
Registration Number:	2962532	KNIFE-EDGE
Registration Number:	3041052	QUEUE-FLO
Registration Number:	3053988	STS
Registration Number:	3685462	PORTEC

TRADEMARK

Registration Number:	0909455	PORTEC POLY INSULATED
Registration Number:	0970517	PORTEC POLY PLATE
Serial Number:	85178945	IT'S YOUR TURN

CORRESPONDENCE DATA

Fax Number:

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

Email: jwalbess@hodgsonruss.com

Correspondent Name: Hodgson Russ LLP

Address Line 1: 140 Pearl Street

Address Line 4: Buffalo, NEW YORK 14202-4040

ATTORNEY DOCKET NUMBER:	037297.00000
NAME OF SUBMITTER:	Jordan L. Walbesser
Signature:	/Jordan L. Walbesser, Reg.# 67,761/
Date:	07/30/2013

Total Attachments: 12

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INTELLECTUAL PROPERTY SECURITY RELEASE

This Intellectual Property Security Release dated as of July 8, 2013 is given by Deerpath Funding LP (together with its successors and assigns, the "Secured Party"), to Portec, Inc. (the "Released Party").

WHEREAS, the Released Party was indebted to Secured Party; and

WHEREAS, the Released Party, as security for that indebtedness, did grant to Secured Party a security interest in and to Intellectual Property Collateral as set forth in Schedule 1 of a Patent and Trademark Security Agreement dated May 16, 2011 which was submitted to the United States Patent and Trademark Office and which was recorded in the United States Patent and Trademark Office on June 1, 2011 at Reel 026373 and Frame 0796, Schedule 1 of a Copyright Security Agreement dated May 16, 2011, and Schedules III and IV of a Security Agreement dated May 16, 2011, (collectively, the "Security Agreement"), the Schedules being attached hereto and made a part hereof;

WHEREAS, said indebtedness has been paid in full and said security interest is thereby not required.

NOW, THEREFORE, Secured Party does hereby release and relinquish to the Released Party all its right, title and interest in, to and under the aforesaid Intellectual Property Collateral, together with the goodwill of the business symbolized by the trademarks and trademark registrations included in the Intellectual Property Collateral, and does hereby agree that the filing of said Security Agreement may be removed of record in its entirety by the filing of this Intellectual Property Security Release with the United States Patent and Trademark Office, the United States Copyright Office, and wherever else such filing may be needed. This Intellectual Property Security Release shall be binding upon and inure to the benefit of the Released Party, the Secured Party, and their respective successors and assigns. Capitalized terms used but not defined herein shall have the meaning set forth in the Security Agreement.

[signature page follows]

DEERPATH FUNDING, LP
a Delaware limited partnership,
as Secured Party

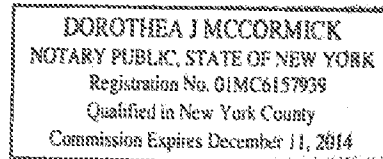
By: Deerpath Funding General Partner, Inc.
its general partner

By: Anish Bahi
Name: Anish Bahi
Title: Chief Financial Officer

STATE OF New York
COUNTY OF New York

On the 3rd day of July, in the year 2013, before me, the undersigned, personally appeared Anish Bahi, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Dorothea J. McCormick
Notary Public



[SIGNATURE PAGE FOR INTELLECTUAL PROPERTY SECURITY RELEASE]

TRADEMARK
REEL: 005081 FRAME: 0062

SCHEDULES [SEE ATTACHED]

Schedule 1
to
Patent and Trademark Security Agreement

Patents:

US-38 PRV

U.S. Provisional Patent Application SN 60/634,787 for PNEUMATIC BALL CONVEYOR APPARATUS AND METHOD

US-38 F1

PCT Patent Application No. US05/44188 filed 12/6/05 for BALL TRANSFER DEVICE

US-38 F2

Taiwan Patent Application No. 94143123 filed 12/7/2005 or BALL TRANSFER DEVICE

US-38(a) PRV

U.S. Provisional Patent Application SN 60/642,791 for CONVEYING SYSTEM AND RELATED METHODOLOGY of Stephen D. Szarkowski et al.

US-38(b) PRV

U.S. Patent Application for CONVEYING SYSTEM AND RELATED METHODOLOGY of Stephen D. Szarkowski et al.

US-38(c)

U.S. Patent No. 7,650,979 issued 1/26/2010 for BALL TRANSFER DEVICE

US-43 F2

**Taiwan Patent Application No. 94-143124 filed 12/7/05 for MOTORIZED PULLEY
This application is based off PCT/US05/44187**

US-50 CVL

**U.S. Patent Application SN 12/554,725 filed 9/4/2009 for BELT CONVEYOR -
Knife Edge Return Conveyor**

US-51

U.S. Patent No. 7,584,840 issued 9/8/2009 for STRIP BELT CONVEYOR - Strip Belt Conveyor

US-52 PRV

**U.S. Provisional Patent Application SN 61/095,555 for BALL TRANSFER DEVICE -
Heavy Duty Ball Transfer**

US-52 CVL

U.S. Patent Application SN 12/555,489 for BALL TRANSFER DEVICE

Trademarks:

US TM-2

United States Trademark Registration

No. 1,164,202 registered 8/4/81

Mark: SPIRA-CURVE

Foreign TMs based on above:

F 4 (Formerly F TM 2d)

Canada

Trademark Reg. No. 287,190 issued 1/20/84

Mark: SPIRAL-CURVE

F 5 (Formerly F TM Gen. 1)

Benelux

Trademark Reg. No. 393,625 filed 6/8/83

Mark: SPIRAL-CURVE

F 6 (Formerly F TM Gen. 2)

France

Trademark Reg. No. 1,237,048 filed 5/27/83

Mark: SPIRAL-CURVE

F 8 (Formerly F TM Gen. 4)

Switzerland

Trademark Reg. No. 334,172 filed 7/8/83

Mark: SPIRAL-CURVE

F 9 (Formerly F TM Gen. 5)

Germany

Trademark Reg. No. 1,078,055 filed 9/21/84

Mark: PORTEC SPIRAL-CURVE

US TM-3

United States Trademark Registration

No. 1,405,493 issued 8/19/86

Mark: SPIRAL-LIFT

File at Portec. handled by Hill, Van Santen et al.

(previous registration No. 1,111,215, issued
1/16/79, lapsed for failure of filing Affid.)

US TM-3(a)
United States Trademark Registration
No. 2,542,041 issued 2/26/02
Mark: SPIRAL-LIFT

Foreign TMs based on above:

F 4 (Formerly F TM 3d)
Canada
Trademark Reg. No. 301,864 issued 4/12/85
Mark: SPIRAL-LIFT

F 5 (Formerly F TM Gen. 1)
Benelux
Trademark Reg. No. 393,626 filed 6/8/83
Mark: SPIRAL-lift

F 6 (Formerly F TM Gen.2)
France
Trademark Reg. No. 1,237,049 filed 5/27/83
Mark: SPIRAL-LIFT

F 8 (Formerly F TM Gen. 4)
Switzerland
Trademark Reg. No. 334,173 filed 7/8/83
Mark: SPIRAL-LIFT

F 9 (Formerly F TM Gen. 5)
Germany
Trademark Reg. No. 1,078,056 filed 9/21/984
Mark: PORTEC SPIRAL-LIFT

US TM-4
United States Trademark Registration
No. 728,836 issued 3/20/62
Mark: FLOMASTER

Foreign TMs based on above:

F 3 (Formerly F TM 4d)
Canada

Trademark Reg. No. 280,423 issued 6/17/83
Mark: FLOMASTER

F 5 (Formerly F TM Gen. 1)
Benelux
Trademark Reg. No. 393,629 filed 6/8/83
Mark: FLOMASTER

F 6 (Formerly F TM Gen. 2)
France
Trademark Reg. No. 1,237,047 filed 5/27/83
Mark: FLOMASTER

F 8 (Formerly F TM Gen. 4)
Switzerland
Trademark Reg. No. 334,855 filed 6/8/83
Mark: FLOMASTER

F 9 (Formerly F TM Gen. 5)
Germany
Trademark Reg. No. 1,077,903 filed 6/9/83
Mark: FLOMASTER

US TM-5

United States Trademark Registration
No. 1,281,308 issued 6/12/84
Mark: SPIRAL-STAK
Status: Abandoned per client 12/29/03

Foreign TMs based on above:

F 2 (Formerly F TM Gen. 1)
Benelux
Trademark Reg. No. 393,627 filed 6/8/83
Mark: SPIRAL-STAK

F 5 (Formerly F TM Gen. 4)
Switzerland
Trademark Reg. No. 334,401 filed 6/8/83
Mark: SPIRAL-STAK

US TM-6

United States Trademark Registration
No. 1,284,992 issued 7/10/84

Mark: KNIFE-EDGE for spiral conveyors and turns
Status: Abandoned and re-filed (See US TM-22)

Foreign TMs based on above:

F 2 (Formerly F TM Gen. 1)
Benelux
Trademark Reg. No. 393,628 filed 6/8/83
Mark: KNIFE-EDGE

F 3 (Formerly F TM Gen. 2)
France
Trademark Reg. No. 1,237,051 filed 5/27/83
Mark: KNIFE-EDGE

F 5 (Formerly F TM Gen. 4)
Switzerland
Trademark Reg. No. 334,400 filed 6/8/83
Mark: KNIFE-EDGE

F 6 (Formerly F TM Gen. 5)
Germany
Trademark Reg. No. 1,067,575 filed 6/9/83
Mark: KNIFE EDGE

US TM-11

U.S. Trademark Registration No. 1,734,393 issued 11/24/92
Mark: ANGLE-FLO

Foreign TMs based on above:

F 1

Austria

Trademark Reg. No. 141868 Issued 5/11/92

F 2

Benelux

Trademark Reg. No. 507341 filed 1/15/92

F 3

France

Trademark Reg. No. 82401958 filed 1/21/92

F 4

Germany

Trademark Reg. No. 2,028,614 filed 1/16/92

F 5

Greece

Trademark Reg. No. 107,776 filed 2/17/92

F 6

Italy

Trademark Registration No. 637004 filed 1/28/92

F 8

South Korea Reg. No. 278142 filed 10/28/93

F 11

See Benelux F TM 2

F 12

Sweden

Trademark Reg. No. 248463 filed 4/23/93

F 13

Switzerland

Trademark Reg. No. 395,468 filed 1/16/92

F 15

Hong Kong

Trademark Reg. No. 02150/93 filed 1/20/92

F 16

Singapore

**Trademark Reg. No. 402/92 filed 1/18/92
(Serial No. 402/92 filed 1/18/92)**

F 17

UK

**Trademark Reg. No. 1,487,346 filed 1/9/92
(Serial No. 1,487,346 filed 1/9/92)**

F 18

Spain

**Trademark Reg. No. 1696871 dated 4/20/92
(Serial No. 1696871 filed 4/20/92)**

US TM-16

**U.S. Trademark Registration No. 1,883,329 registered 03/14/95
Mark: CHUTEMASTER**

US TM-18

**U.S. Trademark Registration
No. 2,446,483 issued 04/24/01
Mark: SIGMA**

Foreign TMs based on above:

F 2

Canada

Trademark Registration No. 596,771 issued 12/8/03

US TM-19

**Trademark search on MHP - MATERIAL HANDLING PARTNERS
Status: Closed**

US TM-21

**U.S. Trademark Registration
No. 2,702,403 issued 4/1/03
Mark: FLOMASTER**

US TM-22

**U.S. Trademark Registration
No. 2,962,532 issued 6/14/05
Mark: KNIFE-EDGE**

US TM-24

**U.S. Trademark Registration
No. 3,041,052 issued 1/10/06
Mark: QUEUE-FLO**

US TM-25

**U.S. Trademark Registration
No. 3,053,988 issued 1/31/06
Mark: STS**

US TM-31

**U.S. Trademark Registration
No. 3,685,462 issued 9/22/2009
Mark: PORTEC**

US TM-31 F1

**Chinese Trademark Registration
Registration No. 5934546 issued 11/7/2009
Mark : PORTEC (in English)**

US TM-31 F2

**Chinese Trademark Registration
Registration No. 5934547 issued 11/7/2009
Mark: PORTEC (in Chinese)**

US TM-31 F3

**Hong Kong Trademark Registration
Registration No. 301302326 issued 3/12/2009
Mark: PORTEC (in English)**

US TM-31 F4

**South Korean Trademark Application
Application No. 40-2009-10378 filed 3/6/2009
Mark: PORTEC (in English)**

US TM-31 F5

**European Trademark Registration
No. 001451426 filed 1/7/2000
Mark: PORTEC**

US TM-32 (Licensed)

**U.S. Trademark Registration
No. 0909,455 issued 3/9/1971
Mark: PORTEC POLY INSULATED
Status: Renewal due between 9/9/10 and 3/9/11 (in 6 mo. grace period)
This trademark was being used by PortecRail, which was recently acquired by L.B. Foster. Portec is presently in negotiations with L.B. Foster to continue the previous license agreement.**

US TM-33 (Licensed)

U.S. Trademark Registration

No. 0970,517 issued 10/16/1973

Mark: PORTEC POLY PLATE

Status: Renewal due between 4/10/13 and 10/16/13

This trademark was being used by PortecRail, which was recently acquired by L.B. Foster. Portec is presently in negotiations with L.B. Foster to continue the previous license agreement.

US TM-35

U.S. Trademark Application

Application No. 85/178,945 filed 11/17/10

Mark: IT'S YOUR TURN

US TM-35 F1

Chinese Trademark Application

Application Nos. 8958174/Class 7 8958175 Class 37 filed 1/4/11

Mark: IT'S YOUR TURN