

## TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT			
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST IN TRADEMARK COLLATERAL AT REEL/FRAME NO. 4025/0214			
CONVEYING PARTY DATA				
	Name	Formerly	Execution Date	Entity Type
	U.S. BANK NATIONAL ASSOCIATION, AS COLLATERAL TRUSTEE		08/20/2013	NATIONAL ASSOCIATION: UNITED STATES
RECEIVING PARTY DATA				
Name:	YONKERS RACING CORPORATION			
Street Address:	810 YONKERS AVENUE			
City:	YONKERS			
State/Country:	NEW YORK			
Postal Code:	10704			
Entity Type:	CORPORATION: NEW YORK			
PROPERTY NUMBERS Total: 4				
	Property Type	Number	Word Mark	
	Registration Number:	3648393	THE JACKPOT NEXT DOOR	
	Registration Number:	3397868	UNCOVER THE STASHED CASH	
	Registration Number:	3280271	EMPIRE CITY	
	Registration Number:	2432830	YONKERS RACEWAY	
CORRESPONDENCE DATA				
Fax Number:	7147558290			
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>				
Email:	IPDOCKET@LW.COM, KRISTIN.AZCONA@LW.COM			
Correspondent Name:	LATHAM & WATKINS LLP			
Address Line 1:	650 TOWN CENTER DRIVE, 20TH FLOOR			
Address Line 4:	COSTA MESA, CALIFORNIA 92626			
ATTORNEY DOCKET NUMBER:	052001-0001			

OP \$115.00 3648393

NAME OF SUBMITTER:	KRISTIN J AZCONA
Signature:	/KJA/
Date:	08/20/2013
<b>Total Attachments: 3</b> source=Empire - Executed Trademark Release#page1.tif source=Empire - Executed Trademark Release#page2.tif source=Empire - Executed Trademark Release#page3.tif	

**RELEASE OF SECURITY INTEREST  
IN TRADEMARK COLLATERAL**

This RELEASE, dated as of August 20, 2013 (this "Release"), is made by U.S. Bank National Association, as Collateral Trustee (the "Collateral Trustee"), in favor of Yonkers Racing Corporation (the "Grantor") as follows:

**W I T N E S S E T H**

WHEREAS, pursuant to the Trademark Security Agreement, dated July 15, 2009 (the "Security Agreement"), and recorded with the United States Patent and Trademark Office on July 16, 2009 at Reel/Frame No. 4025/0214, and pursuant to the Priority Lien After-Acquired Intellectual Property Security Agreement (First Supplemental Filing), dated May 13, 2011 (the "After-Acquired Security Agreement"), and recorded with the United States Patent and Trademark Office on May 17, 2011 at Reel/Frame No. 4543/0097, the Grantor granted to the Collateral Trustee a security interest in certain collateral described therein including, without limitation, the United States trademarks set forth on Schedule A attached hereto (collectively, the "Trademark Collateral");

WHEREAS, the Grantor has paid all of its outstanding indebtedness to the Collateral Trustee; and

WHEREAS, the Grantor has requested that Collateral Trustee release its lien on and security interest in the Trademark Collateral.

NOW, THEREFORE, the Collateral Trustee, without recourse, representation or warranty and at the Grantor's sole cost and expense, hereby terminates, cancels and releases the security interest in the Trademark Collateral and any and all right, title and interest of the Collateral Trustee in the Trademark Collateral shall hereby terminate, cease and become void.

The Collateral Trustee agrees to provide the Grantor with any information and additional authorization and documentation necessary to effect the release of the Collateral Trustee's security interest in the Trademark Collateral without recourse, representation or warranty and at the Grantor's sole cost and expense.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the Collateral Trustee has caused this Release to be duly executed and delivered by its duly authorized officer as of the date first written above.

**U.S. BANK NATIONAL ASSOCIATION,  
as Collateral Trustee**

By: 

Name: Raymond S. Haverstock

Title: Vice President

**SCHEDULE A  
TO  
RELEASE OF SECURITY INTEREST  
IN TRADEMARK COLLATERAL**

**Reel/Frame No: 4025/0214**

<b>Owner Name</b>	<b>Trademark</b>	<b>Database</b>	<b>Status</b>	<b>Application Number Application Date</b>	<b>Registration Number Registration Date</b>
Yonkers Racing Corporation	The Jackpot Next Door	U.S. Federal	Registered	77411040 3/3/08	3648393 6/30/09
Yonkers Racing Corporation	Uncover The Stashed Cash	U.S. Federal	Registered	77227912 7/12/07	3397868 3/18/08
Yonkers Racing Corporation	Empire City	U.S. Federal	Registered Section 2(F)	76386820 3/25/02	3280271 8/14/07
Yonkers Racing Corporation	Yonkers Raceway	U.S. Federal	Renewed (Registered) Section 2(F)	75683807 4/15/99	2432830 3/6/01

**Reel/Frame No: 4543/0097**

<b>Owner Name</b>	<b>Trademark</b>	<b>Database</b>	<b>Status</b>	<b>Application Number Application Date</b>	<b>Registration Number Registration Date</b>
Yonkers Racing Corporation	Empire City Casino	U.S. Federal	Registered	85052007 6/1/10	4014733 8/23/11