

RECORDATION FORM COVER SHEET  
**TRADEMARKS ONLY**

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)/Execution Date(s):

Manufacturers and Traders Trust Company

- ☐ Individual(s) ☐ Association  
☐ General Partnership ☐ Limited Partnership  
☐ Corporation-State

☒ Other: Banking CorporationCitizenship (see guidelines) New YorkExecution Date(s) February 12, 2014Additional names of conveying parties attached? ☐ Yes ☒ No

## 2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? ☒ Yes ☐ NoName: New Enterprise Stone & Lime Co., Inc.Internal  
Address: \_\_\_\_\_Street Address: 3912 Brumbaugh RoadCity: New EnterpriseState: PennsylvaniaCountry: USAZip: 16664

- ☐ Association Citizenship \_\_\_\_\_  
☐ General Partnership Citizenship \_\_\_\_\_  
☐ Limited Partnership Citizenship \_\_\_\_\_  
☒ Corporation Citizenship Delaware  
☐ Other ☐ Citizenship

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)

## 3. Nature of conveyance:

- ☐ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☒ Other Release of Intellectual Property Security Interest  
recorded with USPTO on March 15, 2012 at Reel 4737 Frame  
0543

## 4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s) SEE SCHEDULE A  
ANNEXED HERETOB. Trademark Registration No.(s) SEE SCHEDULE A  
ANNEXED HERETOAdditional sheet(s) attached? ☒ Yes ☐ NoC. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown)  
SEE SCHEDULE A ANNEXED HERETO

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

Name: Susan O'BrienInternal Address: CT Lien SolutionsStreet Address: 187 Wolf Road - Suite 101City: AlbanyState: New YorkZip: 12205Phone Number: 800-342-3676Fax Number: 800-962-7049Email Address: cls-uds@albany@wolterskluwer.com

## 6. Total number of applications and registrations involved:

6

## 7. Total fee (37 CFR 2.6(b)(6) &amp; 3.41) \$165.00

- ☐ Authorized to be charged by credit card  
☐ Authorized to be charged to deposit account  
☐ Enclosed

## 8. Payment Information:

a. Credit Card

Last 4 Numbers 0974Expiration Date 03/17

b. Deposit Account Number \_\_\_\_\_

Authorized User Name: \_\_\_\_\_

## 9. Signature: \_\_\_\_\_

Signature

Michael G. Regina  
 Name of Person Signing

Date

2/18/2014  
 Total number of pages including cover  
 sheet, attachments, and document. 8

Documents to be recorded (including cover sheet) should be faxed to (703) 306-6885, or mailed to:  
 Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

OP \$165.00 1137896

ADDITIONAL NAMES AND ADDRESSES OF RECEIVING PARTIES

SCI Products Inc.  
3912 Brumbaugh Road  
New Enterprise, Pennsylvania 16664  
USA  
Pennsylvania corporation

Work Area Protection Corp.  
3912 Brumbaugh Road  
New Enterprise, Pennsylvania 16664  
USA  
Illinois corporation

**SCHEDULE A**  
**TO**  
**RECORDATION FORM COVER SHEET**  
**TRADEMARKS ONLY**

**TRADEMARKS**

<b>Trademark</b>	<b>Owner</b>	<b>Issue Date</b>	<b>Registration Number</b>
Diamond-Tex.	New Enterprise Stone & Lime Co., Inc	07/15/80	1,137,896
Diamond Tex and Design	New Enterprise Stone & Lime Co., Inc	011/28/00	2,408,437
Ultralite	New Enterprise Stone & Lime Co., Inc	08/28/01	2,483,562
Smart Cushion Innovations	SCI Products Inc.	12/18/07	3,354,960
Smart Cushion	SCI Products Inc.	12/18/07	3,354,961
Lane Changer	Work Area Protection Corp.	07/12/11	3,994,863

## RELEASE OF INTELLECTUAL PROPERTY SECURITY INTEREST

This RELEASE OF INTELLECTUAL PROPERTY SECURITY INTEREST ("Release"), is made and effective as of February 12, 2014 and granted by MANUFACTURERS AND TRADERS TRUST COMPANY (the "Collateral Agent"), with an office at 301 W. Plank Road, Altoona Pennsylvania 16602, as agent for itself and the other Secured Parties (as that term is defined in the Credit Agreement referenced below), in favor of NEW ENTERPRISE STONE & LIME CO., INC., a Delaware corporation ("NESL"), ASTI TRANSPORTATION SYSTEMS, INC., a Delaware corporation ("ASTI"), PRECISION SOLAR CONTROLS INC., a Texas corporation ("Precision"), SCI PRODUCTS INC., a Pennsylvania corporation ("SCI"), and WORK AREA PROTECTION CORP., an Illinois corporation ("WAPC", and together with NESL, ASTI, Precision and SCI, the "Grantors", and each a "Grantor").

WHEREAS, NESL entered into a credit agreement dated as of March 15, 2012 (as amended, restated, supplemented and modified from time to time, the "Credit Agreement") with the Collateral Agent and certain financial institutions party thereto as lenders;

WHEREAS, in connection with the Credit Agreement, (i) NESL, SCI and WAPC executed and delivered in favor of the Collateral Agent that certain Trademark Security Agreement dated as of March 15, 2012 (the "Trademark Security Agreement") and (ii) NESL, ASTI, Precision and SCI executed and delivered in favor of the Collateral Agent that certain Patent Security Agreement dated as of March 15, 2012 (the "Patent Security Agreement" and, together with the Trademark Security Agreement, the "IP Security Agreements");

WHEREAS, pursuant to the Trademark Security Agreement, NESL, SCI and WAPC pledged and granted to the Collateral Agent for the ratable benefit of the Secured Parties a security interest in and to all of their right, title and interest in, to and under the Marks (as defined in the Trademark Security Agreement), including the Marks listed on Schedule 1 hereto;

WHEREAS, pursuant to the Patent Security Agreement, NESL, ASTI, Precision and SCI pledged and granted to the Collateral Agent for the ratable benefit of the Secured Parties a security interest in and to all of their right, title and interest in, to and under the Patents (as defined in the Patent Security Agreement), including the Patents listed on Schedule 2 hereto;

WHEREAS, the Trademark Security Agreement was recorded at the United States Patent and Trademark Office at Reel 4737 / Frame 0534 on March 15, 2012;

WHEREAS, the Patent Security Agreement was recorded at the United States Patent and Trademark Office at Reel 027874 / Frame 0174 on March 15, 2012; and

WHEREAS, the Grantors have requested that the Collateral Agent enter into this Release in order to accomplish and evidence the release and reassignment of any and all right, title and interest the Collateral Agent and the Secured Parties may have in the Marks and the Patents pursuant to the IP Security Agreements.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Collateral Agent hereby states as follows:

1. Release of Security Interest. Collateral Agent, on behalf of itself and the Secured Parties, their successors, legal representatives and assigns, terminates, releases and discharges its security interest in and to the Marks and the Patents, and all other right, title, and interest in and to the Marks and the Patents and reassigns to the Grantors any and all such right, title and interest that it may have in the Marks and the Patents.

2. Governing Law. This Release and any claim, controversy, dispute or cause of action (whether in contract or tort or otherwise) based upon, arising out of or relating to this Release and the transactions contemplated hereby and thereby shall be governed by, and construed in accordance with, the laws of the United States and the Commonwealth of Pennsylvania, without giving effect to any choice or conflict of law provision or rule (whether of the Commonwealth of Pennsylvania or any other jurisdiction).

[SIGNATURE PAGE FOLLOWS]

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

MANUFACTURERS AND TRADERS  
TRUST COMPANY,  
as Collateral Agent

By: Stephen A. Foreman  
Name: Stephen A. Foreman  
Title: Group Vice President  
Address for Notices: 301 W Plank Rd  
Altoona, PA 16602

IN PRESENCE OF:

COMMONWEALTH OF  
PENNSYLVANIA

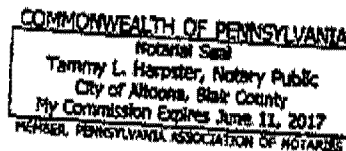
)  
)SS.  
)

COUNTY OF Blair

On the 11 day of February, 2014, before me personally came Stephen Foreman,  
to me known, who, being by me duly sworn, did depose and say that s/he resides at  
Altoona PA; that s/he is the Group Vice President of  
MANUFACTURERS AND TRADERS TRUST COMPANY, which executed the foregoing  
instrument.

Tammy L Harpster  
Notary Public  
Printed Name: Tammy L Harpster

My Commission Expires: \_\_\_\_\_



NESLIP RELEASE SIGNATURE PAGE

TRADEMARK  
REEL: 005219 FRAME: 0719

**SCHEDULE 1****MARKS**

<b>Trademark</b>	<b>Owner</b>	<b>Issue Date</b>	<b>Registration Number</b>
Diamond-Tex.	New Enterprise Stone & Lime Co., Inc.	07/15/80	1,137,896
Diamond Tex and Design	New Enterprise Stone & Lime Co., Inc.	011/28/00	2,408,437
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Smart Cushion	SCI Products Inc.	12/18/07	3,354,961
Lane Changer	Work Area Protection Corp.	07/12/11	3,994,863

## SCHEDULE 2

### PATENTS

Patent Number	Issue Date / Filing Date	Title	Assignee
6,848,880	02/01/05	Cargo Rack	New Enterprise Stone & Lime Co., Inc.
7,794,189	09/14/10	Cargo Frame	New Enterprise Stone & Lime Co., Inc.
7,750,253	07/06/10	Conveyor Belt Scale System	New Enterprise Stone & Lime Co., Inc.
7,018,130	03/28/06	Side Panel	SCI Products Inc.
7,070,031	07/04/06	Apparatus For Exerting A Resisting Force	SCI Products Inc.
6,962,459	11/08/05	Crash Attenuator with Cable and Cylinder Arrangement for Decelerating Vehicles	SCI Products Inc.
7,086,805	08/08/06	Crash Attenuator with Cable and Cylinder Arrangement for Decelerating Vehicles	SCI Products Inc.
D485,775	01/27/04	Traffic Channeling Device	SCI Products Inc.
7,211,771	05/01/07	De-Icing System for Traffic Signals	Precision Solar Controls Inc.
7,650,228	01/19/10	Internet Based Highway Traffic Advisory System	ASTI Transportation Systems, Inc.
8,156,691	04/17/12	Modular Building Structure with Foldable Landing	New Enterprise Stone & Lime Co., Inc.