

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
 Stylesheet Version v1.2

ETAS ID: TM349165

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	RELEASE OF SECURITY INTEREST		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Wilmington Trust, National Association, As Collateral Agent		07/23/2015	National Association: DELAWARE
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	MTR Gaming Group, Inc.		
<b>Street Address:</b>	STATE ROUTE 2 SOUTH, P.O. BOX 356		
<b>City:</b>	CHESTER		
<b>State/Country:</b>	WEST VIRGINIA		
<b>Postal Code:</b>	26034		
<b>Entity Type:</b>	CORPORATION: DELAWARE		
<b>Name:</b>	MOUNTAINEER PARK, INC., A WEST VIRGINIA CORPORATION		
<b>Street Address:</b>	STATE ROUTE 2 SOUTH, P.O. BOX 358		
<b>City:</b>	CHESTER		
<b>State/Country:</b>	WEST VIRGINIA		
<b>Postal Code:</b>	26034		
<b>Entity Type:</b>	CORPORATION: WEST VIRGINIA		
<b>PROPERTY NUMBERS Total: 36</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Serial Number:</b>	78749585	BETTOR CASH	
<b>Serial Number:</b>	78749569	BETTOR REWARDS	
<b>Serial Number:</b>	78749536	YOU'VE PICKED THE BETTOR WAY!	
<b>Serial Number:</b>	78749516	IT'S BETTOR WITH US!	
<b>Serial Number:</b>	78538038	RACELINEBET.COM	
<b>Serial Number:</b>	78521586	RACELINEBET	
<b>Serial Number:</b>	78368529	PRESQUE ISLE DOWNS	
<b>Serial Number:</b>	78368525	PRESQUE ISLE DOWNS	
<b>Serial Number:</b>	78484572	MTR	
<b>Serial Number:</b>	78484568		
<b>Serial Number:</b>	78382982	THE SPA AT MOUNTAINEER	
<b>Serial Number:</b>	78382968	THE SPA AT MOUNTAINEER	

TRADEMARK

Property Type	Number	Word Mark
Serial Number:	78382479	WEST VIRGINIA DERBY
Serial Number:	78382467	WEST VIRGINIA DERBY
Serial Number:	78377007	THE HARV
Serial Number:	78377004	THE HARV
Serial Number:	78376792	THE GRANDE HOTEL AT MOUNTAINEER
Serial Number:	78376786	THE GRANDE HOTEL AT MOUNTAINEER
Serial Number:	77345661	MOUNTAINEER CASINO RACETRACK & RESORT
Serial Number:	77703193	THE BETTOR WAY
Serial Number:	77350947	MOUNTAINEER CASINO RACETRACK & RESORT
Serial Number:	77703142	ONE CLICK TO THE TRACK
Serial Number:	77194260	FORBIDDEN APPLE
Serial Number:	75513347	SPEAKEASY
Serial Number:	85281142	DOWNS CLUBHOUSE & LOUNGE
Serial Number:	85281179	DOWNS CLUBHOUSE & LOUNGE
Serial Number:	85280917	SENSORY 3
Serial Number:	85280973	SENSORY 3 BAR GRILLE ULTRA LOUNGE
Serial Number:	85286160	TRACKSIDE BUFFET
Serial Number:	85286107	TRACKSIDE BAR
Serial Number:	85286119	TRACKSIDE BAR
Serial Number:	85359351	PRESQUE ISLE DOWNS & CASINO
Serial Number:	85359337	PRESQUE ISLE DOWNS & CASINO
Serial Number:	85286137	TRACKSIDE BUFFET
Serial Number:	85229078	MOUNTAINEER MART
Serial Number:	75830932	BUGSY

#### CORRESPONDENCE DATA

**Fax Number:**

*Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.*

**Email:** Irizzo@milbank.com

**Correspondent Name:** Milbank, Tweed, Hadley & McCloy LLP

**Address Line 1:** 601 S. Figueroa Street, 30th Floor

**Address Line 4:** Los Angeles, CALIFORNIA 90017

**ATTORNEY DOCKET NUMBER:** 39337-00800

**NAME OF SUBMITTER:** Miguel Ruiz

**SIGNATURE:** /Miguel Ruiz/

**DATE SIGNED:** 07/24/2015

**Total Attachments: 5**

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## RELEASE OF TRADEMARK SECURITY AGREEMENT

**THIS RELEASE OF TRADEMARK SECURITY AGREEMENT** (this "Release") is made as of July 23, 2015 (the "Effective Date") by Wilmington Trust, National Association, in its capacity as collateral agent (together with its successors, "Collateral Agent") for the benefit of MTR Gaming Group, Inc., a Delaware corporation and Mountaineer Park, Inc., a West Virginia corporation (together, the "Grantors").

**WHEREAS**, pursuant to the terms and conditions of (i) that certain Second Lien Pledge and Security Agreement, dated August 1, 2011, among the Grantors, the other grantors party thereto and the Collateral Agent, and (ii) the Trademark Security Agreement, dated August 1, 2011, between the Grantors and the Collateral Agent (the "Trademark Security Agreement"), each Grantor pledged, assigned and granted to the Collateral Agent a continuing security interest in all of its right, title and interest in and to certain collateral including, without limitation, the trademark registrations and applications set forth on Schedule A to the Trademark Security Agreement, along with the goodwill associated therewith (collectively, the "Trademarks");

**WHEREAS**, the Trademark Security Agreement was recorded with the Trademark Division of the United States Patent and Trademark Office on August 4, 2011 at Reel 4597 and Frame 0746;

**NOW, THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Collateral Agent hereby terminates the Trademark Security Agreement, and hereby terminates, cancels and releases any and all security interests it has against the Trademarks listed under Schedule I attached hereto, including the goodwill exclusively symbolized thereby, all renewals of the foregoing, and all proceeds of the foregoing, including any claims against third parties for past, present or future infringement or dilution of those Trademarks.

If and to the extent the Collateral Agent has acquired any right, title or interest to any of the Trademarks, it hereby re-assigns and re-transfers such rights, title or interest to the Grantors.

The Collateral Agent shall take all further actions, and provide to the Grantors and their respective successors, assigns or other legal representatives, all such cooperation and assistance (including, without limitation, the execution and delivery of any and all documents or other instruments), reasonably requested by the Grantors to more fully and effectively effectuate the purposes of this Release, all at the expense of the Grantors.

This Release shall be governed by and construed in accordance with, the laws of the State of New York.

**IN WITNESS WHEREOF**, the Collateral Agent has caused this Release to be executed by its duly authorized representative as of the Effective Date.

**WILMINGTON TRUST, NATIONAL  
ASSOCIATION,**  
as Collateral Agent

By:

  
Name: **Jane Schweiger**  
Title: **Vice President**

SCHEDULE I  
to  
RELEASE OF TRADEMARK SECURITY AGREEMENT

U.S. Trademarks and Applications for Registration

<i>Grantor</i>	<i>Trademark</i>	<i>Serial No. (&amp; Date)</i>
MTR Gaming Group, Inc.	BETTOR CASH	78749585 (11/8/05)
MTR Gaming Group, Inc.	BETTOR REWARDS	78749569 (11/8/05)
MTR Gaming Group, Inc.	YOU'VE PICKED THE BETTOR WAY!	78749536 (11/8/05)
MTR Gaming Group, Inc.	IT'S BETTOR WITH US!	78749516 (11/8/05)
MTR Gaming Group, Inc.	RACELINEBET.COM (design)	78538038 (12/23/04)
MTR Gaming Group, Inc.	RACELINEBET	78521586 (11/23/04)
MTR Gaming Group, Inc.	PRESQUE ISLE DOWNS (design)	78368529 (2/16/04)
MTR Gaming Group, Inc.	PRESQUE ISLE DOWNS	78368525 (2/16/04)
MTR Gaming Group, Inc.	MTR (design)	78484572 (9/16/04)
MTR Gaming Group, Inc.	(Design: Horse Racing In Front of Mountains)	78484568 (9/16/04)
MTR Gaming Group, Inc.	THE SPA AT MOUNTAINEER (design)	78382982 (3/12/04)
MTR Gaming Group, Inc.	THE SPA AT MOUNTAINEER	78382968 (3/12/04)
MTR Gaming Group, Inc.	WEST VIRGINIA DERBY (design)	78382479 (3/11/04)
MTR Gaming	WEST VIRGINIA DERBY	78382467 (3/11/04)

<i>Grantor</i>	<i>Trademark</i>	<i>Serial No. (&amp; Date)</i>
Group, Inc.		
MTR Gaming Group, Inc.	THE HARV (design)	78377007 (3/2/04)
MTR Gaming Group, Inc.	THE HARV	78377004 (3/2/04)
MTR Gaming Group, Inc.	THE GRANDE HOTEL AT MOUNTAINEER (design)	78376792 (3/2/04)
MTR Gaming Group, Inc.	THE GRANDE HOTEL AT MOUNTAINEER	78376786 (3/2/04)
MTR Gaming Group, Inc.	MOUNTAINEER CASINO RACETRACK & RESORT	77345661 (12/6/07)
MTR Gaming Group, Inc.	THE BETTOR WAY	77703193 (3/31/09)
MTR Gaming Group, Inc.	MOUNTAINEER CASINO RACETRACK & RESORT (design)	77350947 (12/13/07)
MTR Gaming Group, Inc.	ONE CLICK TO THE TRACK	77703142 (3/31/09)
MTR Gaming Group, Inc.	FORBIDDEN APPLE	77194260 (5/31/07)
MTR Gaming Group, Inc.	SPEAKEASY	75513347 (7/6/98)
MTR Gaming Group, Inc.	DOWNS CLUBHOUSE & LOUNGE	85281142 (3/30/11)
MTR Gaming Group, Inc.	DOWNS CLUBHOUSE & LOUNGE (design)	85281179 (3/30/11)
MTR Gaming Group, Inc.	SENSORY 3	85280917 (3/30/11)
MTR Gaming Group, Inc.	SENSORY 3 BAR GRILLE ULTRA LOUNGES (design)	85280973 (3/30/11)
MTR Gaming Group, Inc.	TRACK BUFFET (design)	85286160 (4/5/11)
MTR Gaming	TRACKSIDE BAR	85286107 (4/5/11)

<i>Grantor</i>	<i>Trademark</i>	<i>Serial No. (&amp; Date)</i>
Group, Inc.		
MTR Gaming Group, Inc.	TRACKSIDE BAR (design)	85286119 (4/5/11)
MTR Gaming Group, Inc.	PRESQUE ISLE DOWNS & CASINO	85359351 (6/29/11)
MTR Gaming Group, Inc.	PRESQUE ISLE DOWNS & CASINO (design)	85359337 (6/29/11)
MTR Gaming Group, Inc.	TRACKSIDE BUFFET	<del>85286137</del> (4/5/11)
Mountaineer Park, Inc.	MOUNTAINEER MART (design)	85229078 (1/28/11)
Mountaineer Park, Inc.	BUGSY	75830932 (10/26/99)

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