

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

ETAS ID: TM358646

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Wilmington Trust, National Association		09/03/2015	National Association: UNITED STATES
RECEIVING PARTY DATA			
Name:	Enduro Industries LLC		
Street Address:	2001 Orchard Avenue		
City:	Hannibal		
State/Country:	MISSOURI		
Postal Code:	63401		
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Registration Number:	1047515	IHCP	
Registration Number:	1049382	CPO	
CORRESPONDENCE DATA			
Fax Number:	4129455933		
<i>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.</i>			
Phone:	412-471-8815		
Email:	assignments@webblaw.com		
Correspondent Name:	James G. Porcelli		
Address Line 1:	The Webb Law Firm, One Gateway Center		
Address Line 2:	420 Ft. Duquesne Blvd., Suite 1200		
Address Line 4:	Pittsburgh, PENNSYLVANIA 15222		
ATTORNEY DOCKET NUMBER:	6075-132399; 146643; 642		
NAME OF SUBMITTER:	James G. Porcelli		
SIGNATURE:	/james g. porcelli/		
DATE SIGNED:	10/14/2015		
Total Attachments: 3			
source=Trademark Security Release#page1.tif			
source=Trademark Security Release#page2.tif			

OP \$65.00 1047515

Form PTO-1594 (Rev. 12-11)
OMB Collection 0651-0027 (exp. 04/30/2015)

U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

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):

Wilmington Trust, National Association

- ☐ Individual(s) ☒ Association
☐ Partnership ☐ Limited Partnership
☐ Corporation- State: _____
☐ Other _____

Citizenship (see guidelines) _____

Additional names of conveying parties attached? ☐ Yes ☒ No

3. Nature of conveyance/Execution Date(s) :

Execution Date(s) September 3, 2015

- ☐ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other Release of Security Interest originally held by Niagara and assigned to Enduro Industries LLC

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? ☐ Yes ☒ No

Name: Enduro Industries LLC

Street Address: 2001 Orchard Avenue

City: Hannibal

State: MO

Country: US Zip: 63401

- ☐ Individual(s) Citizenship _____
☐ Association Citizenship _____
☐ Partnership Citizenship _____
☐ Limited Partnership Citizenship _____
☐ Corporation Citizenship _____

☒ Other LLC Citizenship Delaware

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)

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

A. Trademark Application No.(s) Text

B. Trademark Registration No.(s)

1,047,515 1,049,382

Additional sheet(s) attached? ☐ Yes ☒ No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

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

Name: James G. Porcelli

Internal Address: The Webb Law Firm

Street Address: One Gateway Center
420 Ft. Duquesne Blvd., Ste. 1200

City: Pittsburgh

State: PA Zip: 15222

Phone Number: 412-471-8815

Docket Number: 6075-132399

Email Address: assignments@webblaw.com

6. Total number of applications and registrations involved:

2

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$65.00

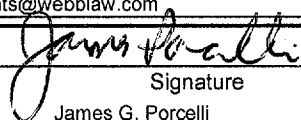
- ☐ Authorized to be charged to deposit account
☒ Enclosed

8. Payment Information:

Deposit Account Number 23-0650

Authorized User Name James G. Porcelli

9. Signature:


Signature
James G. Porcelli

October 14, 2015

Date

Name of Person Signing

Total number of pages including cover sheet, attachments, and document:

3

Documents to be recorded (Including cover sheet) should be faxed to (571) 273-0140, or mailed to:
Mail Stop Assignment Recordation Branch, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

TRADEMARK
REEL: 005645 FRAME: 0369

RELEASE OF SECURITY INTEREST IN AND LIEN ON CERTAIN TRADEMARKS

This Release of Security Interest in and Lien on Certain Trademarks ("Trademark Release"), dated as of September 3, 2015, is made by WILMINGTON TRUST, NATIONAL ASSOCIATION, as collateral agent (the "Noteholder Collateral Agent"), in favor of ENDURO INDUSTRIES LLC ("Enduro").

WHEREAS, pursuant to a Security Agreement, dated as of December 5, 2011 (as amended, restated, modified, supplemented or replaced from time to time, the "Security Agreement"; capitalized terms used herein but not defined herein having the meanings ascribed to such terms in the Security Agreement), by Niagara LaSalle Corporation ("Niagara") in favor of the Noteholder Collateral Agent, Niagara granted to the Noteholder Collateral Agent for the benefit of the Secured Parties a security interest in and lien on all right, title and interest of Niagara in, among other things, the trademark "CPO" (United States Patent and Trademark Office (the "USPTO") Registration No. 1049382) and the trademark "IHCP" (USPTO Registration No. 1047515) (collectively, the "Released Trademarks"); and

WHEREAS, pursuant to the Security Agreement, Niagara entered into the Trademark Security Agreement dated as of December 5, 2011, in favor of the Noteholder Collateral Agent for the benefit of the Secured Parties (the "Trademark Security Agreement") pursuant to which Niagara granted a lien on, among other things, the Released Trademarks, which Trademark Security Agreement was recorded in the USPTO on December 7, 2011, at Reel 004673, Frame 0663; and

WHEREAS, on July 31, 2014, Niagara sold to Enduro the assets of Niagara related to the designing, manufacturing and selling of induction hardened chrome plated (IHCP) and chrome played only (CPO) steel bars and tubes located at Niagara's plant in Griffith, Indiana, which assets included, among other things, the Released Trademarks; and

WHEREAS, on August 31, 2014, the Noteholder Collateral Agent caused a UCC Financing Statement Amendment (# 2014 3071149) to the initial financing statement (# 2011 4636216, filed on December 5, 2011) to be filed with the Delaware Department of State, U.C.C. Filing Section (the "2014 UCC 3") evidencing the release of the Released Trademarks from the security interest of the Security Agreement; and

WHEREAS, the Noteholder Collateral Agent desires to record on the records of the USPTO the release of the Released Trademarks from the Trademark Security Agreement.

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, the Noteholder Collateral Agent agrees as follows:

1. The Noteholder Collateral Agent hereby terminates, releases, relinquishes and discharges its Lien and mortgage on, the hypothecation and pledge to it of, and its security interest in and to, the Released Trademarks only, which trademarks were mortgaged, pledged, hypothecated or granted pursuant to the Security Agreement and/or the Trademark Security Agreement.

2. At the Enduro's expense, the Noteholder Collateral Agent hereby agrees to duly execute, acknowledge and deliver any further documents and to do such other acts as may be reasonably necessary to effect the release of the Lien and security interest of the Noteholder Collateral Agent in the Released Trademarks.

3. This Trademark Release and the rights and obligations of the parties hereto shall be

governed by, and construed and interpreted in accordance with, the laws of the State of New York.

IN WITNESS WHEREOF, the Noteholder Collateral Agent has caused this Trademark Release to be duly executed and delivered by its duly authorized officer as of the date set forth above.

WILMINGTON TRUST, NATIONAL ASSOCIATION,
as Noteholder Collateral Agent

By 
Name: **Jane Schweitzer**
Title: **Vice President**