

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

ETAS ID: TM682355

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Bank of Montreal		12/14/2020	Chartered Bank Formed Under Bank Act of Canada: ONTARIO
RECEIVING PARTY DATA			
Name:	Railworks LLC		
Street Address:	5 Penn Plaza		
Internal Address:	15th Floor		
City:	New York		
State/Country:	NEW YORK		
Postal Code:	10001		
Entity Type:	Limited Liability Company: DELAWARE		
Name:	L.K. Comstock & Company, Inc.		
Street Address:	83 Central Avenue		
City:	Farmingdale		
State/Country:	NEW YORK		
Postal Code:	11735		
Entity Type:	Corporation: NEW YORK		
Name:	Narstco, Inc.		
Street Address:	300 Ward Road		
City:	Midlothian		
State/Country:	TEXAS		
Postal Code:	76065		
Entity Type:	Corporation: TEXAS		
PROPERTY NUMBERS Total: 5			
Property Type	Number	Word Mark	
Registration Number:	2388255	RAILWORKS	
Registration Number:	2511416	RAILWORKS	
Registration Number:	2492064		
Registration Number:	2511415	PUCKMASTER	
Registration Number:	0995996	COMSTOCK COMPANY	

CH \$140.00 2388255

CORRESPONDENCE DATA**Fax Number:** 2127557306

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.

Phone: 212-326-3939**Email:** kmancini@jonesday.com, mmisitigh@jonesday.com**Correspondent Name:** Krista N. Mancini**Address Line 1:** 250 Vesey Street**Address Line 4:** New York, NEW YORK 10281

NAME OF SUBMITTER:	Melanie H. Misitigh
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SIGNATURE:	/Melanie H. Misitigh/
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DATE SIGNED:	10/20/2021
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Total Attachments: 3

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**TERMINATION AND RELEASE OF
SECURITY INTEREST IN INTELLECTUAL PROPERTY**

This Termination and Release of Security Interest in Intellectual Property (“Release”) is made as of December 14, 2020 by **BANK OF MONTREAL** (the “Agent”) in favor of **RAILWORKS LLC** a Delaware limited liability company with an address at 5 Penn Plaza, 15th Floor, New York, New York 10001 (“RailWorks”), **L.K. COMSTOCK & COMPANY, INC.**, a New York Corporation with an address at 83 Central Avenue, Farmingdale, New York 11735 (“Comstock”) and **NARSTCO, INC.**, a Texas corporation with an address at 300 Ward Road, Midlothian, Texas 76065 (“Nartsco”) (each, a “Grantor” and collectively, the “Grantors”).

W I T N E S S E T H:

WHEREAS, RailWorks entered into that certain Trademark Collateral Agreement dated May 4, 2007 (the “RailWorks IP Security Agreement”) with the Agent, notice of which was recorded at the United States Patent and Trademark Office on May 8, 2007 at Reel 003537, Frame 0657.

WHEREAS, Comstock entered into that certain Trademark Collateral Agreement dated May 4, 2007 (the “Comstock IP Security Agreement”) with the Agent, notice of which was recorded at the United States Patent and Trademark Office on May 8, 2007 at Reel 003537, Frame 0650.

WHEREAS, Nartsco entered into that certain Patent Collateral Agreement dated September 21, 2018 (the “Nartsco IP Security Agreement” and, collectively with the RailWorks IP Security Agreement and the Comstock IP Security Agreement, the “IP Security Agreements”) with the Agent, notice of which was recorded at the United States Patent and Trademark Office on September 25, 2018 at Reel 047154, Frame 0456.

Capitalized terms used but not otherwise defined herein have the meanings given to them in the IP Security Agreements, as applicable.

WHEREAS, each Grantor granted the Agent, under the terms of the applicable IP Security Agreements, a security interest (all such security interests, collectively, the “Security Interest”) in favor of the Agent, in and to all of each such Grantor’s Trademarks and Patents, including those listed in **Schedule A** (collectively, the “IP Collateral”).

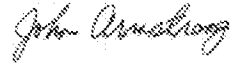
WHEREAS, the Agent has agreed to terminate and release its security interest in all such IP Collateral as herein provided.

NOW, THEREFORE, in consideration of the foregoing and intending to be legally bound, the Agent, for itself and on behalf of the Secured Creditors in association with the Security Interest, hereby releases, terminates and discharges any and all of its interest in the IP Collateral of each Grantor, including any and all of the goodwill of the business associated with the use of, and symbolized by the Trademarks, and assigns, transfers and conveys to each such Grantor any interest in such IP Collateral.

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IN WITNESS WHEREOF, the Agent has caused this Release to be executed as of the day and year first written above.

BANK OF MONTREAL,
as Agent

By: 
Name: John A. Armstrong
Title: Managing Director



[Signature Page to Termination and Release of Security Interest in Intellectual Property]

SCHEDULE A

RAILWORKS

TRADEMARKS


Reel 003537, Frame 0657

Grantor	Trademarks	Registration Date	Status	Registration No.
Railworks LLC	RAILWORKS	September 19, 2000	Registered	2388255
Railworks LLC		November 27, 2001	Registered	2511416
Railworks LLC		September 25, 2001	Registered	2492064
Railworks LLC	Puckmaster	November 27, 2001	Cancelled	2511415

COMSTOCK

TRADEMARKS

003537, Frame 0650

Grantor	Trademarks	Registration Date	Status	Registration No.
L.K. COMSTOCK & COMPANY, INC.,		October 15, 1974	Registered	0995996

NARSTCO

PATENTS

Reel 047154, Frame 0456

Grantor	Patents	Issue Date	Status	Patent No.
NARSTCO, Inc.	Stacked Railway Tie	June 8, 2010	Granted	7731099
NARSTCO, Inc.	Universal Slide Plate	October 23, 2018	Granted	10106933