

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
 Stylesheet Version v1.2

ETAS ID: TM687305

<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>
Bank of Montreal		11/09/2021	Bank: CANADA
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	RAILWORKS LLC		
<b>Street Address:</b>	5 Penn Plaza		
<b>Internal Address:</b>	15th Floor		
<b>City:</b>	New York		
<b>State/Country:</b>	NEW YORK		
<b>Postal Code:</b>	10001		
<b>Entity Type:</b>	Limited Liability Company: DELAWARE		
<b>Name:</b>	RAILWORKS CORPORATION		
<b>Street Address:</b>	5 Penn Plaza		
<b>Internal Address:</b>	15th Floor		
<b>City:</b>	New York		
<b>State/Country:</b>	NEW YORK		
<b>Postal Code:</b>	10001		
<b>Entity Type:</b>	Corporation: DELAWARE		
<b>Name:</b>	L. K. COMSTOCK & COMPANY, INC.		
<b>Street Address:</b>	83 Central Avenue		
<b>City:</b>	Farmingdale		
<b>State/Country:</b>	NEW YORK		
<b>Postal Code:</b>	11735		
<b>Entity Type:</b>	Corporation: NEW YORK		
<b>Name:</b>	HSQ TECHNOLOGY		
<b>Street Address:</b>	26227 Research Road		
<b>City:</b>	Hayward		
<b>State/Country:</b>	CALIFORNIA		
<b>Postal Code:</b>	94545		
<b>Entity Type:</b>	Corporation: CALIFORNIA		
<b>Name:</b>	NARSTCO, INC.		
<b>Street Address:</b>	300 Ward Road		

OP \$215.00 2511416

TRADEMARK

<b>City:</b>	Midlothian
<b>State/Country:</b>	TEXAS
<b>Postal Code:</b>	76065
<b>Entity Type:</b>	Corporation: TEXAS

**PROPERTY NUMBERS Total: 8**

Property Type	Number	Word Mark
<b>Registration Number:</b>	2511416	RAILWORKS
<b>Registration Number:</b>	1192359	COMSTOCK COMPANY
<b>Registration Number:</b>	0995996	COMSTOCK COMPANY
<b>Registration Number:</b>	2492064	
<b>Serial Number:</b>	88611206	NARSTCO
<b>Registration Number:</b>	6145422	NARSTCO
<b>Registration Number:</b>	2388255	RAILWORKS
<b>Serial Number:</b>	88586975	C COMSTOCK COMPANY L.K. COMSTOCK A RAILW

**CORRESPONDENCE DATA**

**Fax Number:** 8009144240

*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:** 8007130755

**Email:** Ted.mulligan@wolterskluwer.com, ecarrera@cahill.com

**Correspondent Name:** CT Corporation

**Address Line 1:** 4400 Easton Commons Way

**Address Line 2:** Suite 125

**Address Line 4:** Columbus, OHIO 43219

<b>NAME OF SUBMITTER:</b>	Elaine Carrera
<b>SIGNATURE:</b>	/Elaine Carrera/
<b>DATE SIGNED:</b>	11/10/2021

**Total Attachments: 6**

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Addendum to Cover Page of Trademarks Form Cover Sheet

2. Name and address of receiving party(ies)

RAILWORKS CORPORATION

5 Penn Plaza, 15th Floor

New York, NY 10001

Corporation: Citizenship – USA – DE

L. K. COMSTOCK & COMPANY, INC.

83 Central Avenue

Farmingdale, NY 11735

Corporation: Citizenship – USA – NY

HSQ TECHNOLOGY, A CORPORATION

26227 Research Road

Hayward, CA 94545

Corporation: Citizenship – USA – CA

NARSTCO, INC.

300 Ward Road

Midlothian, TX 76065

Corporation: Citizenship – USA – TX

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

This Termination and Release of Security Interest in Intellectual Property (“Release”) is made as of November 9, 2021 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”), **RAILWORKS CORPORATION**, a Delaware corporation with an address at 5 Penn Plaza, 15th Floor, New York, New York 10001 (“RailWorks Corp.”), **L.K. COMSTOCK & COMPANY, INC.**, a New York Corporation with an address at 83 Central Avenue, Farmingdale, New York 11735 (“Comstock”), **HSQ TECHNOLOGY, A CORPORATION**, a California corporation with an address at 26227 Research Road, Hayward, California 94545 (“HSQ”) and **NARSTCO, INC.**, a Texas corporation with an address at 300 Ward Road, Midlothian, Texas 76065 (“Nartsc”) (each, a “Grantor” and collectively, the “Grantors”).

**WITNESSETH:**

WHEREAS, RailWorks, RailWorks Corp., Comstock, HSQ and Narstco entered into that certain Intellectual Property Security Agreement, dated December 14, 2020 (the “IP Security Agreement”), in favor of the Agent.

WHEREAS, the IP Security Agreement was recorded at the United States Patent and Trademark Office on December 15, 2020 at Reel 7133, Frame 0914, and at Reel/Frame 054646/0307, and was sent for recordal at the United States Copyright Office on December 23, 2020.

Capitalized terms used but not otherwise defined herein have the meanings given to them in the IP Security Agreement.

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

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 Parties 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 applicable Grantor any interest the Agent may have in such IP Collateral, and terminates the IP Security Agreement.

**[Remainder of this page intentionally left blank; signature page follows]**

**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: James Stephens

Title: Vice President

# SCHEDULE A

## TRADEMARKS AND TRADEMARK APPLICATIONS

Trademark	Jurisdiction	Application Number / Filing Date	Registration Number / Date	Status	Owner
NARSTCO	Canada	1008754 3/12/1999	TMA540637 2/1/2001	Registered	NARSTCO, Inc.
NARSTCO Design	Canada	1008753 3/12/1999	TMA540635 2/1/2001	Registered	NARSTCO, Inc.
PNR RAILWORKS	Canada	1982590 8/28/2019	—	Pending	RailWorks LLC
RAILWORKS	Canada	1982589 8/28/2019	—	Pending	RailWorks LLC
RAILWORKS Logo 	Canada	1982591 8/28/2019	—	Pending	RailWorks LLC
	U.S. Federal	88586975 8/21/2019	—	Pending	L.K. COMSTOCK & COMPANY, INC.
	U.S. Federal	75602234 12/9/1998	2511416 11/27/2001	Registered	RailWorks LLC
COMSTOCK COMPANY 	U.S. Federal	73297333 2/17/1981	1192359 3/16/1982	Registered	L.K. COMSTOCK & COMPANY, INC.
COMSTOCK COMPANY 	U.S. Federal	72456227 5/2/1973	0995996 10/15/1974	Registered	L.K. COMSTOCK & COMPANY, INC.
Design Only 	U.S. Federal	75892874 1/11/2000	2492064 9/25/2001	Registered	RailWorks LLC

<b>Trademark</b>	<b>Jurisdiction</b>	<b>Application Number / Filing Date</b>	<b>Registration Number / Date</b>	<b>Status</b>	<b>Owner</b>
NARSTCO	U.S. Federal	88611206 9/10/2019	—	Pending	NARSTCO, Inc.
NARSTCO	U.S. Federal	88611217 9/10/2019	6145422 09/08/2020	Registered	NARSTCO, Inc.
RAILWORKS	U.S. Federal	75439357 2/24/1998	2388255 9/19/2000	Registered	RailWorks LLC

### **PATENTS AND PATENT APPLICATIONS**

<b>Title</b>	<b>Country</b>	<b>Patent / Publication Number / Grant Date</b>	<b>Application Number / Filing Date</b>	<b>Status</b>	<b>Assignee</b>
Universal slide-plate	U.S.	10106933 10/23/2018	15/154,078 5/13/2016	Issued	NARSTCO, Inc.
Stacked railway tie	U.S.	7731099 6/8/2010	11/552,449 10/24/2006	Issued	NARSTCO, Inc.
Systems and Methods for Generating Maintenance Data	U.S.	—	15/890,969 2/7/2018	Pending	RailWorks Corporation

### **COPYRIGHTS AND COPYRIGHT APPLICATIONS**

<b>Title</b>	<b>Jurisdiction</b>	<b>Registration Number</b>	<b>Registration Date</b>	<b>Owner</b>
RailWorks employee handbook.	U.S.	TX0006646564	7/27/2007	RailWorks Corporation
MISER manual set	U.S.	TX0001955457	12/12/1986	HSQ Technology, Inc.
MISER RTU manual, MUX manual, model 100 test set manual.	U.S.	TX0001738632	11/20/1985	HSQ Technology, Inc.
MISER manual set : SCADA systems : EMCS systems.	U.S.	TX0001477554	12/19/1984	HSQ Technology, Inc.