

06-18-2002



102126416

Tab settings

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

**J.P. Morgan Europe Limited, as Security Trustee
(f/k/a Chase Manhattan International Limited)**

- Individual(s) Association
- General Partnership Limited Partnership
- Corporation-State
- Other a company incorporated in England and Wales

Additional name(s) of conveying party(ies) attached? Yes No

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

Name: Kontes Asset Management, Inc.

Internal Address: _____

Street Address: 1022 Spruce Street

City: Vineland State: NJ ZIP: 08360

- Individual(s) citizenship _____
- Association _____
- General Partnership _____
- Limited Partnership _____
- Corporation-State Delaware
- Other _____

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)
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other Termination and Release of Security Interest in
Trademark Rights Recorded at Reel 2262 Frame 0332.

Execution Date: May 24, 2002

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,274,259 and 1,717,729

Additional numbers attached? Yes No

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

Name: Robyn Rahbar, Esq.

Internal Address: Simpson Thacher & Bartlett

Street Address: 425 Lexington Avenue

City: New York State: NY ZIP: 10017

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41): \$65.00
 Enclosed
 Authorized to be charged to credit card

8. Deposit account number: _____

DO NOT USE THIS SPACE

9. Signature.

Robyn Rahbar, Esq.
Name of Person Signing

Robyn Rahbar
Signature

6/17/02
Date

Total number of pages including cover sheet, attachments, and documents: 4

06/19/2002 LNUELLER 00000044 2274259

01 FC:481
02 FC:482

40.00 OP
25.00 OP

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents and Trademarks, Box Assignments
Washington, D.C. 20231

TRADEMARK
REEL: 002526 FRAME: 0078

**TERMINATION AND RELEASE OF SECURITY INTEREST
IN TRADEMARK RIGHTS**

TERMINATION AND RELEASE dated as of May 24, 2002, from J.P. Morgan Europe Limited, as successor to Chase Manhattan International Limited, as Security Trustee (the "Trustee") for certain banks and other financial institutions (the "Lenders"), to Kontes Asset Management, Inc., a Delaware Corporation with its principal place of business located at 1022 Spruce Street, Vineland, NJ 08360.

WITNESSETH:

WHEREAS, pursuant to the Guarantee and Collateral Agreement, dated as of December 8, 2000, made by the Grantors (as defined therein) in favor of the Trustee (the "Collateral Agreement"), a security interest (the "Security Interest") was granted by the Grantors to the Trustee in certain collateral, including the Trademark Collateral (as hereinafter defined);

WHEREAS, the Collateral Agreement was recorded in the Trademark Division of the United States Patent and Trademark Office on March 30, 2001 at Reel 2262 and Frame 0332; and

WHEREAS, the Trustee now desires to terminate and release the entirety of its Security Interest in the Trademark Collateral;

NOW, THEREFORE, for good and valuable consideration including the satisfaction of all obligations, indebtedness and liabilities secured by the Trademark Collateral pursuant to the Collateral Agreement, the receipt and adequacy of which are hereby acknowledged, and upon the terms set forth in this Termination and Release, the Trustee hereby states as follows:

1. **Definitions:** The term "Trademark Collateral," as used herein, shall mean all of the Grantors' right, title and interest of every kind and nature as of the date hereof **solely in the Trademarks listed on Schedule A hereto**. The term "Trademarks" shall have the meaning provided by reference in the Collateral Agreement.
2. **Release of Security Interest:** The Trustee hereby terminates, releases and discharges its Security Interest in the Trademark Collateral, and any right, title or interest of the Trustee in such Trademark Collateral shall hereby cease and become void, effective as of August 15, 2001.
3. **Further Assurances:** The Trustee hereby agrees to duly execute, acknowledge, procure and deliver any further documents and to do such other acts as may be reasonably necessary to effect the release of the Security Interest contemplated hereby.

IN WITNESS WHEREOF, the undersigned has executed this Termination and Release by its duly authorized officer as of the date first above written.

J.P. MORGAN EUROPE LIMITED

By: 

Name: ~~He~~^{RS} B.W. Scammell.

Title: Managing Director

Schedule A

U.S. Trademark Registrations

TRADEMARK	REGISTRANT	REGISTRATION NO.	REGISTRATION DATE
AP-2000	KONTES ASSET MANAGEMENT, INC.	2274259	8/31/99
LOVIAL	KONTES GLASS COMPANY	1717729	9/22/92

SIMPSON THACHER & BARTLETT

425 LEXINGTON AVENUE
NEW YORK, N.Y. 10017-3954
(212) 455-2000

FACSIMILE: (212) 455-2502

DIRECT DIAL NUMBER

E-MAIL ADDRESS

(212) 455-2254

RRahbar@stblaw.com

BY EXPRESS MAIL

June 17, 2002

Re: Recordation of Termination and Release

Commissioner of Patents and Trademarks
U.S. Patent and Trademark Office
Assignment Division
1213 Jefferson Davis Hwy, 3rd Floor
Arlington, VA 22202

Dear Madam or Sir:

Enclosed for recording please find a Termination and Release of Security Interest in Trademark Rights in favor of Kontes Asset Management, Inc., covering 2 U.S. trademark registrations.

Also completed and enclosed is form PTO-2038, authorizing credit card payment in the amount of \$65 to cover the filing fee. Please return confirmation of this filing to me at my firm's address as listed above.

Thank you for your consideration.

Respectfully submitted,


Robyn Rahbar

Enclosure

LONDON

HONG KONG

TOKYO

SINGAPORE

LOS ANGELES

PALO ALTO

RECORDED: 06/18/2002

TRADEMARK
REEL: 002526 FRAME: 0082