

02-22-2007

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



ET

103373956

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)

Focal Point Products, Inc.

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

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

Execution Date(s) December 13, 2006

- ☐ Assignment ☐ Merger
☒ Security Agreement ☐ Change of Name
☐ Joint Research Agreement
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other _____

2. Name and address of receiving party(ies)

Name: Bank of America, N.A., as Administrative Agent

Internal Address: IL1-231-08-30

Street Address: 231 South LaSalle Street

City: Chicago

State: Illinois

Country: USA Zip: 60697

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

4. Application or patent number(s):

☐ This document is being filed together with a new application.

A. Patent Application No.(s)
See EXHIBIT A attached hereto.

B. Patent No.(s)
See EXHIBIT A attached hereto.

Additional numbers attached? ☒ Yes ☐ No

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

Name: Rebecca S. Chaffin, Esq. (KBS)

Internal Address: Helms Mulliss & Wicker, PLLC

Street Address: 201 North Tryon Street

City: Charlotte

State: North Carolina Zip: 28202

Phone Number: 704-343-2278

Fax Number: 704-444-8847

Email Address: kimberly.saltrick@hmnw.com

6. Total number of applications and patents involved: 3

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 120.00

- ☐ Authorized to be charged by credit card
☐ Authorized to be charged to deposit account
☒ Enclosed
☐ None required (government interest not affecting fee)

8. Payment Information

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number _____

Authorized User Name _____

9. Signature:

02/22/2007 DBYRNE 00000095 5433048

Signature

02-19-07

Date

120.00 OP
REBECCA S. CHAFFIN, ESQ.

Name of Person Signing

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

15

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

02/22/2007 DBYRNE 00000098 5433048

01 FC:8023 120.00 OP

PATENT
REEL: 018923 FRAME: 0051

EXHIBIT A TO RECORDATION COVERSHEET
Patents

FOCAL POINT PRODUCTS, INC.

<i>Title</i>	<i>Type</i>	<i>Serial Number</i>	<i>Patent Number</i>
Molding of Synthetic Resin Foam w/Hidden	Utility	120,326	5433048
Clip System for Installing Molding	Design	29/221,545	
Clip System for Installing Chair Rail	Design	29/232,235	

**NOTICE OF SECURITY INTEREST IN
UNITED STATES PATENTS, TRADEMARKS AND COPYRIGHTS**

U.S. Department of Commerce
U.S. Patent and Trademark Office
U.S. Copyright Office

Please be advised that the undersigned has granted a continuing security interest in, and a continuing lien upon, all of the trademarks and trademark applications described on Exhibit A, all of the patents and patent applications described on Exhibit B, and all of the copyrights described on Exhibit C to **BANK OF AMERICA, N.A.**, as Administrative Agent (the "Administrative Agent"), pursuant to a Security Agreement, dated as of December 13, 2006 (as amended, restated, supplemented or otherwise modified from time to time, the "Security Agreement"), made by **NOEL GROUP, LLC**, a North Carolina limited liability company, **NOMACO INC.**, a Delaware corporation, **NOMACORC, LLC**, a North Carolina limited liability company, and **FOCAL POINT PRODUCTS, INC.**, a Delaware corporation in favor of the Administrative Agent.

The Secured Party's security interest in the described trademarks and trademark applications can be terminated only in accordance with the terms of the Security Agreement.

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Agreed to and accepted this 13th day of December, 2006.

NOEL GROUP, LLC

By: AMERICAN NOMAFIN, INC.,
its manager

By: [Signature]
Name: Marc Noel
Title: President

By: [Signature]
Name: Marc Noel
Title: Chairman

NOMACO INC.

By: [Signature]
Name: Mick Dannin
Title: Chief Executive Officer

NOMACORC, LLC

By: NOEL GROUP, LLC, its Manager

By: AMERICAN NOMAFIN, INC., its
Manager

By: [Signature]
Name: Marc Noel
Title: President

By: [Signature]
Name: Marc Noel
Title: Chairman

FOCAL POINT PRODUCTS, INC.

By: [Signature]
Name: Mick Dannin
Title: Chief Executive Officer

EXHIBIT A
Trademarks and Trademark Applications

Noel Group, LLC

<i>Client Number</i>	<i>Trademark</i>	<i>Country</i>	<i>Serial</i>	<i>Registration</i>	<i>Renewal Due</i>	<i>Goods/Services</i>	<i>Status</i>
319NoelG-700	AQUA CELL	U.S.	77/035,462			Floats for recreational use	Pending
319NoelG-701	SPONGEX	U.S.	77/035,475			Floats for recreational use	Pending

Nomaco, Inc.

<i>Client Number</i>	<i>Trademark</i>	<i>Country</i>	<i>Serial</i>	<i>Registration</i>	<i>Renewal Due</i>	<i>Goods/Services</i>	<i>Status</i>
319FOAM-009	NOMAPAK	U.S.	73/723,314	1526899	2/28/09	Polyethylene packing material	Registered
319FOAM-020	DUAL ROD	U.S.	74/039,435	1663423	11/5/11	Backer Rods for Use in	Registered
319FOAM-031	NMC	U.S.	73/629,454	1444180	6/3/07	Kneeling pads, pillows and	Registered
319FOAM-036	NOMAFOAM	U.S.	73/502,317	1359206	9/10/05	Closed cell polyethylene	Registered
319FOAM-039	N NOMACO "WE CAN GROW	U. S.	74/559,996	1959759	3/5/06	Closed and open	Registered
319FOAM-050	SOF	U.S.	73/785,479	1587805	3/20/10	Sealant foam material for	Registered
319FOAM-051	HBR	U.S.	73/210,638	1147662	2/24/11	Plastic Backer Rods	Registered
319FOAM-104	XOMER	U.S.	75/671,979	2491228	9/18/07 9/18/11	Extruded thermoplastic in the	Registered
319FOAM-136	S2S SKIN2SIDES	U.S.	76/507,645	2819411	3/2/10 3/2/14	Foamed and extruded	Registered
319FOAM-161	FUN BLASTER	U.S.	78/397,148	3,009,625	10/25/2011 10/25/2015	Toys, namely projectiles made	Registered

C824471

<i>Client Number</i>	<i>Trademark</i>	<i>Country</i>	<i>Serial</i>	<i>Registration</i>	<i>Renewal Due</i>	<i>Goods/Services</i>	<i>Status</i>
319FOAM-303	PLANET FOAM	U.S.	78/878,877			Flexible foam rods, flexible	Pending
319FOAM-304	FUN ON A MISSION	U.S.	78/878,891			Flexible foam rods, flexible	Pending
319FOAM-319	DREAM BUILDERS	U.S.	77/019,356			Toys in the nature of flexible foam	Pending
319FOAM-320	DIPPER	U.S.	77/008,666			Toys in the nature of flexible foam	Pending
319FOAM-321	LITTLE DIPPER	U.S.	77/008,685			Toys in the nature of flexible foam	Pending
319FOAM-322	BIG DIPPER	U.S.	77/008,699			Toys in the nature of flexible foam	Pending
319FOAM-323	DIP & DAZZLE	U.S.	77/008,711			Toys in the nature of flexible foam	Pending
319FOAM-324	DIP & DRAW	U.S.	77/011,676			Toys in the nature of flexible foam	Pending
319FOAM-325	DIP & SIT	U.S.	77/011,685			Flexible foam toys for recreational	Pending
319FOAM-326	DIPPER SEAT	U.S.	77/011,687			Flexible foam toys for recreational	Pending
319PE-023	CLIMAFLEX	U.S.	73/455,701	1436415	4/14/07	Non-metallic pipe insulation	Registered
319PE-023-1	CLIMAFLEX	Canada	515,810	339833	5/6/18	Pipe insulation	Registered
319PE-042	NOMALOCK	U.S.	74/600,774	2014310	11/5/16	Pipe insulation	Registered
319PE-042-2	NOMALOCK	Mexico	232198	579464	5/18/05	For use on pipe insulation	Registered
319PE-047	NOMAGARD	U.S.	74/624,044	2067597	6/3/07	Pipe insulation	Registered
319PE-047-02	NOMAGARD	Mexico	238113	536681	7/21/05	Pipe insulation	Registered
319PE-048	NOMAFLEX	U.S.	74/624,049	2070288	6/10/07	Pipe insulation	Registered
319PE-068	ECOSHIELD	U.S.	74/726,349	2013461	11/5/16	Pipe insulation	Registered
319PE-070	WHITECH	U.S.	75/119,312	2113026	11/11/07	Pipe insulation	Registered
319PE-074	IMCOA	U.S.	75/262,610	2124928	12/23/07	Foamed Plastic Composition	Registered
319PE-083	IMCOLOCK	U.S.	74/269,066	1747106	1/19/13	Tubular pipe insulation	Registered
319PE-084	IMCOSHIELD	U.S.	74/269,067	1752552	2/16/13	Continuous tube pipe insulation	Registered
319PE-085	ECONOTHERM	U.S.	75/116,101	2046148	3/18/17	Foamed polyolefin compound	Registered
319PE-086	POLYBLOK	U.S.	75/116,102	2046149	3/18/17	Foamed polyolefin compound	Registered

C824471

<i>Client Number</i>	<i>Trademark</i>	<i>Country</i>	<i>Serial</i>	<i>Registration</i>	<i>Renewal Due</i>	<i>Goods/Services</i>	<i>Status</i>
319PE-087	ARTITHERM	U.S.	75/116,103	2046150	3/18/17	Foamed polyolefin compound	Registered
319PE-110	NOMAPLY	Mexico	403391	641107	12/14/09	For use on pipe insulation	Registered
319PE-188	THERMA-CEL	U.S.	78/568,830	3,125,995		Pipe insulation for piping	Registered
319PE-188-1	THERMA-CEL	Canada	0838468	TMA493237	4/20/13	Refrigeration and plumbing	Registered

Nomacorc, LLC

<i>Client No.</i>	<i>Trademark</i>	<i>Country</i>	<i>Serial No.</i>	<i>Reg. No.</i>	<i>Renewal Due</i>	<i>Goods/ Services</i>	<i>Status</i>
319CORC-082	NOMACORC	U.S.	75/328,785	2229629	3/2/09	Synthetic Closures for Containers	Registered
319CORC-082-03	NOMACORC	Australia	746223	746223	10/15/07	Synthetic closures for containers	Registered
319CORC-082-04	NOMACORC	Chile	401,546	521,540	9/9/08		Registered
319CORC-082-05	NOMACORC	South Africa	97/14856	97/14856	4/1/07	Synthetic closures for containers	Registered

Focal Point Products, Inc.

<i>Client Number</i>	<i>Trademark</i>	<i>Country</i>	<i>Serial</i>	<i>Registration</i>	<i>Renewal Due</i>	<i>Goods/ Services</i>	<i>Status</i>
319FOCAL-004	CONTOUR-ALL	U.S.	73/693,096	1525696	2/21/09	Polymeric Material Sold as an	Registered
319FOCAL-005	FOCAL POINT	U.S.	73/609,262	1429715	2/24/07	Adhesive for Building	Registered
319FOCAL-007	FOCAL POINT	U.S.	73/329,867	1212456	10/12/12	Architectural Ornamentation	Registered
319FOCAL-008	HIGHSTYLE	U.S.	73/426,884	1299527	10/9/14	For Architectural Products -	Registered
319FOCAL-009	HIGHSTYLE	U.S.	74/052,614	1695139	6/16/12	Adhesive for Building	Registered

C824471

<i>Client Number</i>	<i>Trademark</i>	<i>Country</i>	<i>Serial</i>	<i>Registration</i>	<i>Renewal Due</i>	<i>Goods/ Services</i>	<i>Status</i>
319FOCAL-013	FOCAL POINT	Argentina	1981442	1706379	11/23/08	Plastic mouldings, wall	Registered
319FOCAL-014	FOCAL POINT	Brazil	818559624	818559624	12/23/07	Goods as listed in 319Focal-	Registered
319FOCAL-015	FOCAL POINT	Columbia	95024288	181067	10/20/2015	Goods as listed in 319Focal-	Registered
319FOCAL-016	FOCAL POINT	Costa Rica	96744	96744	8/28/06	Goods as listed in 319Focal-	Registered
319FOCAL-017	FOCAL POINT	El Salvador	2226/96			Goods as listed in 319Focal-	Pending
319FOCAL-020	FOCAL POINT	Mexico	137061	421106	4/3/12	Moldings, columns, fraizes and	Registered
319FOCAL-024	FOCAL POINT	China	9800056569	1676249	12/6/11	Non-metallic building	Registered
319FOCAL-025	FOCAL POINT	Japan	7-58052	4282812	6/11/09	Goods as listed in 319Focal-007	Registered
319FOCAL-131	FOCAL POINT	Benelux	079910	562401	12/9/2014	See registration for goods,	Registered
319FOCAL-132	FOCAL POINT	International	638665			See registration for goods	Registered
319FOCAL-133	FOCAL FINISH	U.S.	78/955,061			Non-metal architectural	Pending

C824471

EXHIBIT B
Patents and Patent Applications

Noel Group, LLC

None.

Nomaco, Inc.

<i>Client No.</i>	<i>Title</i>	<i>Type</i>	<i>Country</i>	<i>Serial No.</i>	<i>Patent No.</i>	<i>Status</i>	<i>Comments</i>
319FOAM-022	Extruded Ethylenic Polymer Foam	CIP	U.S.	07/365,838	4931484	Granted	Final maintenance fee paid
319FOAM-022-1	Extruded Ethylenic Polymer Foam	Div.	U.S.	818,593	5277515	Granted	Final maintenance fee paid
319FOAM-022-2	Extruded Ethylenic Polymer Foam	Cont.	U.S.	760,149	5098782	Granted	Final maintenance fee paid
319FOAM-025	Multi-Layered Bonded Closure System	Utility	U.S.	08/047,487	5421371	Granted	3rd maintenance fee due 12/6/06
319FOAM-025-1	Multi-Layered Bonded Closure System	Divisional	U.S.	08/395,758	5605593	Granted	3rd MF Due 8/25/2008
319FOAM-041-1	Ext. Ethylenic Polymer Foam Cont.	Utility	Canada	2008516	2008516	Granted	Annuitities due 1/24 annually
319FOAM-059	Extruded Ethylenic Polymer Foam	Div.	U.S.	07/821,671	5387050	Granted	3rd maintenance fee due 8/7/2006

C824471

<i>Client No.</i>	<i>Title</i>	<i>Type</i>	<i>Country</i>	<i>Serial No.</i>	<i>Patent No.</i>	<i>Status</i>	<i>Comments</i>
319FOAM-078	Integrally Bonded, Multilayer Foamed	Utility	U.S.	08/874,332	5904970	Granted	2nd MF due 11/18/06; 3rdMF due
319FOAM-078-1-1	Integrally Bonded, Multilayer Foamed	Utility	Canada	2290416		Pending	Annuity due 6/4/2007 - Amendment
319FOAM-078-2	Integrally Bonded, Multilayer Foamed	Divisional	U.S.	09/170,605	6054078	Granted	2nd MF due 10/25/2007; 3rd MF due
319FOAM-081	Apparatus & Process for Applying Glue	Utility	U.S.	325,706	5558739	Granted	3rd MF due 3/24/2008
319FOAM-090-011	Spiral Formed Products and Method of	CIP	U.S.	09/757,345	6537405	Granted	2nd MF Due 9/25/10; 3rd MF Due
319FOAM-090-1-01	Spiral Formed Products	Utility	Europe	98950980.7		Pending	
319FOAM-090-1-02	Spiral Formed Products	Utility	Canada	2305239		Pending	Allowance & Final Fees due 3/1/2007;
319FOAM-090-1-03	Spiral Formed Products	Utility	Mexico	3612	22205	Granted	Next quinquennial/annuity due 10/1/09
319FOAM-090-1-04	Spiral Formed Products	Utility	Brazil	PI99813077-3	PI9813077-3	Granted	Annuity due 10/7/06, due annually
319FOAM-090-1-06	Spiral Formed Products	Utility	China	98810192	ZL98810192.0	Granted	Renewal due 9/7/2005
319FOAM-090-1-08	Spiral Formed Products	Utility	Korea	2000-7004118	582582	Granted	Renewal due 5/16/2009; annually
319FOAM-090-1-09	Spiral Formed Products	Utility	Singapore	200001910-910	72241	Granted	Renewal due 10/7/07
319FOAM-090-1-10	Spiral Formed Products	Utility	Britain	0008186.9	2345948	Granted	Renewal due 10/7/07

C824471

<i>Client No.</i>	<i>Title</i>	<i>Type</i>	<i>Country</i>	<i>Serial No.</i>	<i>Patent No.</i>	<i>Status</i>	<i>Comments</i>
319FOAM-090-2	Spiral Formed Products & Method of	Utility	U.S.	09/153,508	6306235	Granted	2nd MF Due 4/23/09; 3rd MF Due
319FOAM-127-1-1	Flame Retardant Polyurethane Products	Utility	U.S.	10/514,956		Pending	App. Pub. No. US-2005-0222285-A1
319FOAM-127-1-2	Flame Retardant Polyurethane Products	Utility	Canada	2,486,668		Pending	MF due 5/20/07; Exam due 5/20/08
319FOAM-127-1-3	Flame Retardant Polyurethane Products	Utility	Mexico	PA/a/2004/011478		Pending	Assign of Invention doc filed
319FOAM-139	Foam Welding and Profile Manufacturing	Utility	U.S.	11/135,878		Pending	
319FOAM-139-1-1	Foam Welding and Profile	Utility	Australia			Pending	Annuity due 5/24/2010
319FOAM-139-1-2	Foam Welding and Profile	Utility	Canada	2565603		Pending	Assignment due 11/2/2
319FOAM-139-1-3	Foam Welding and Profile	Utility	Europe			Pending	
319FOAM-139-1-4	Foam Welding and Profile	Utility	Mexico	PA/a/2006/01347		Pending	
319FOAM-196	Foam Cushioning Elements and Method	Utility	U.S.	11/449,436		Pending	IDS due 12/7/06
319FOAM-196-1	Load Bearing or Cushionion Elements &	PCT	PCT	PCT/US06/22450		Pending	

C824471

<i>Client No.</i>	<i>Title</i>	<i>Type</i>	<i>Country</i>	<i>Serial No.</i>	<i>Patent No.</i>	<i>Status</i>	<i>Comments</i>
319FOAM-313	Multi-Layer Tubes or Conduits	Prov.	U.S.	60/861,658		Pending	
319FOAM-328	Method for Manufacturing	Provisional	U.S.	60/881,311		Pending	
319PE-049	Extruded Ethylenic Polymer Foam	Utility	U.S.	75/526,629	5059631	Granted	Final maintenance fee paid
319PE-113-2	Bonding System for Pipe Insulation	Utility	Canada	2422139		Pending	MF due 10/3/07
319PE-113-3	Bonding System for Pipe Insulation	Utility	Mexico	PA/a/2003/0024		Pending	
319PE-113-4	Bonding System for Pipe Insulation	Utility	Europe	01 977 441.3		Pending	

Nomacorc, LLC

<i>Client No.</i>	<i>Title</i>	<i>Type</i>	<i>Country</i>	<i>Serial No.</i>	<i>Patent No.</i>	<i>Status</i>
319CORC-076-1	Synthetic Closure	CIP	U.S.	08/932,333	5904965	Granted
319CORC-076-2-1	Synthetic Closure	Utility	Europe	99918166.4	1051334	Granted
319CORC-076-2-2	Synthetic Closure	Utility	Canada	2286253		Pending
319CORC-076-2-3	Synthetic Closure	Utility	Australia	745166	745166	Granted
319CORC-076-2-4	Synthetic Closure	Utility	New Zealand	338076	338076	Granted
319CORC-076-2-5	Synthetic Closure	Utility	Britain	9925044.1	2338952	Granted
319CORC-076-3	Synthetic Closure	Cont.	U.S.	09/176,563	6221450	Granted

C824471

<i>Client No.</i>	<i>Title</i>	<i>Type</i>	<i>Country</i>	<i>Serial No.</i>	<i>Patent No.</i>	<i>Status</i>
319CORC-076-4	Synthetic Closure	Cont.	U.S.	09/275,488	6221451	Granted
319CORC-076-4-1	Synthetic Closure	Utility	Argentina	P000101233		Pending
319CORC-076-4-2	Synthetic Closure	Utility	Chile	658/2000		Pending
319CORC-076-4-3	Synthetic Closure	Utility	So. Africa	2000/0500	2000/0500	Granted
319CORC-076-4-6	Synthetic Closure	Utility	Canada	2,362,684		Pending
319CORC-076-4-7	Synthetic Closure	Utility	Australia	37104/00	764957	Granted
319CORC-076-4-8	Synthetic Closure	Utility	New Zealand	513230	513230	Granted
319CORC-076-4-9	Synthetic Closure	Utility	Britain	0118297.1		Pending
319CORC-076-6	Synthetic Closure	Cont.	U.S.	09/707,198	6616997	Granted
319CORC-076-7-02	Synthetic Closure	Utility	Argentina	P020103142		Pending
319CORC-076-7-03	Synthetic Closure	Utility	Chile	1950/2002		Pending
319CORC-076-7-04	Synthetic Closure	CIP	U.S.	10/409,774	6911171	Granted
319CORC-076-7-04-1	Synthetic Closure	CIP	U.S.	11/157,543		Pending
319CORC-076-7-04-2	Synthetic Closure	PCT	PCT	PCT/US06/19719		Pending
319CORC-076-7-05	Synthetic Closure	Utility	Australia	2002322507		Pending
319CORC-076-7-06	Synthetic Closure	Utility	Canada	2454260		Pending
319CORC-076-7-07	Synthetic Closure	Utility	Europe	027565019		Pending
319CORC-076-7-08	Synthetic Closure	Utility	New Zealand	530783		Pending
319CORC-076-7-09	Synthetic Closure	Utility	South Africa	2004/0744	2004/0744	Granted
319CORC-076-7-10	Synthetic Closure	Utility	Britain	0403662.0	2 394 206	Granted
319CORC-097	Synthetic Closure & Mfg. Process Therefor	Utility	U.S.	09/410,728	6355320	Granted
319CORC-097-2	Synthetic Closure & Mfg. Process Therefor	Divisional	U.S.	10/066,104	6733706	Granted

C824471

Focal Point Products, Inc.

<i>Client No.</i>	<i>Title</i>	<i>Type</i>	<i>Country</i>	<i>Serial No.</i>	<i>Patent No.</i>	<i>Status</i>	<i>Comments</i>
319FOCAL-030	Molding of Synthetic Resin Foam w/Hidden	Utility	U.S.	120,326	5433048	Granted	3rd MF due 1/18/07
319FOCAL-036	Clip System for Installing Molding	Design	U.S.	29/221,545		Pending	
319FOCAL-041	Clip System for Installing Chair Rail	Design	U.S.	29/232,235		Pending	NO FF per MIS

Noel Group, LLC

None.

Nomaco, Inc.

None.

Nomacore, LLC

None.

Focal Point Products, Inc.

None.

C824471