

02-28-2000



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OPR/FINANCE

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

New

Resubmission (Non-Recordation)  
Document ID # \_\_\_\_\_

Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

Conveyance Type

Assignment  License

Security Agreement  Nunc Pro Tunc Assignment

Merger

Change of Name

Other Release of Security Interest (Reel 1824, Frame 0517 and Reel 1824, Frame 0458)

Effective Date  
Month Day Year  
1 31 00

Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year  
1 31 00

Name Bank of America, N.A., successor in interest

Formerly NationsBank, N.A.

Individual  General Partnership  Limited Partnership  Corporation  Association

Other National Banking Association

Citizenship/State of Incorporation/Organization \_\_\_\_\_

Receiving Party

Mark if additional names of receiving parties attached

Name Maxim Retail Stores, Inc., n/k/a Flooring America, Inc.

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 210 TownPark Drive

Address (line 2) \_\_\_\_\_

Address (line 3) Kennesaw

City

30144

Zip Code

Individual  General Partnership  Limited Partnership

Corporation  Association

Other \_\_\_\_\_

If the receiving party is a foreign entity, a designation of a domestic representative should be attached

(Designation must be a separate document from Assignment.)

Citizenship/State of Incorporation/Organization Delaware

FOR OFFICE USE ONLY

02/25/2000 DNGUYEN 00000193 1976356

01 FC:481  
02 FC:482

40.00 DP  
375.00 DP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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

TRADEMARK

REEL: 002026 FRAME: 0951

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

(404) 815-2215

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

#

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

<input type="text" value="1976356"/>	<input type="text" value="1076686"/>	<input type="text" value="852938"/>
<input type="text" value="1863793"/>	<input type="text" value="972070"/>	<input type="text" value="2103493"/>
<input type="text" value="1871709"/>	<input type="text" value="972069"/>	<input type="text" value="1210903"/>

**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

**Statement and Signature**

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Gretchen E. von Dwingelo, Esq.

Name of Person Signing

Signature

2/3/00

Date Signed

RECORDATION FORM COVER SHEET  
CONTINUATION  
TRADEMARKS ONLY

**Conveying Party**

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name

Formerly

Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship State of Incorporation/Organization

**Receiving Party**

Enter Additional Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Individual  General Partnership  Limited Partnership

Corporation  Association

Other

Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached (Designation must be a separate document from the Assignment.)

**Trademark Application Number(s) or Registration Number(s)**

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Mark if additional numbers attached

Trademark Application Number(s)

Registration Number(s)

Schedule A

U.S. Trademarks of Maxim Retail Stores, Inc.

Registered Trademarks

Trademark	Registration No.	Registration Date
SMARTCHOICE ASSURANCE	1,976,356	5/28/96
CERTIFIED HEALTH CARE CARPETS and Design	1,863,793	11/22/94
SMARTCHOICE	1,871,709	1/3/95
C USA (stylized)	1,076,686	11/1/97
CARPETLAND USA	972,070	10/30/73
CARPETLAND	972,069	10/30/73
CARPETLAND USA (stylized)	852,938	7/16/68
NEW YORK CARPET WORLD and Design	2,103,493	10/7/97
NEW YORK CARPET WORLD	1,210,903	9/28/92
REEDY (stylized)	1,874,378	1/17/95
REEDY CARPET & TILE	1,878,995	2/14/95
FOOTPRINT FIGHTERS	1,405,943	8/19/86
VINTAGE CARPETS	1,888,091	4/4/95
CARPETSMART	2,173,871	7/14/98
WALTER	1,188,757	2/2/82

# TRADEMARK RELEASE OF SECURITY INTEREST

As of the date hereof, the undersigned Bank of America, N.A., successor in interest to NationsBank, N.A. (the "**Secured Party**"), has not assigned or otherwise disposed of any interest in the Collateral described in the Security Agreement recorded with the United States Patent and Trademark Office on December 2, 1998 at Reel 1824, Frame 0458 (the "**Agreement**") with respect to the registered trademarks of Maxim Retail Stores, Inc. (the "**Debtor**") listed in the attached Schedule A.

The Secured Party hereby releases for the benefit of the Debtor any and all security interests and all other interests in the Collateral granted in the Agreement.

Dated as of the 31<sup>st</sup> day of January, 2000.

Secured Party:

BANK OF AMERICA, N.A.

By:



Name:

DAVID H. DINKINS

Title:

Vice President

# TRADEMARK RELEASE OF SECURITY INTEREST

As of the date hereof, the undersigned Bank of America, N.A., successor in interest to NationsBank, N.A. (the "**Secured Party**"), has not assigned or otherwise disposed of any interest in the Collateral described in the Security Agreement recorded with the United States Patent and Trademark Office on December 7, 1998 at Reel 1824, Frame 0517 (the "**Agreement**") with respect to the registered trademarks of Maxim Retail Stores, Inc. (the "**Debtor**") listed in the attached Schedule A.

The Secured Party hereby releases for the benefit of the Debtor any and all security interests and all other interests in the Collateral granted in the Agreement.

Dated as of the 3<sup>rd</sup> day of January, 2000.

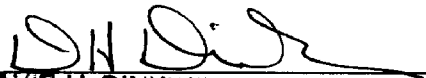
Secured Party:

BANK OF AMERICA, N.A.

By:

Name:

Title:

  
\_\_\_\_\_  
**DAVID H. DINKINS**  
\_\_\_\_\_  
**Vice President**  
\_\_\_\_\_

**Schedule A**

**U.S. Trademarks of Maxim Retail Stores, Inc.**

**Registered Trademarks**

<b>Mark</b>	<b>Registration No.</b>	<b>Registration Date</b>
SMARTCHOICE ASSURANCE	1,976,356	5/28/96
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