



04-23-2002



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

Form PTO-1594
(Rev. 03/01)
OMB No. 0651-0027 (exp. 5/31/2002)
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): ^{Assignee Terminating Trademarks}
 PNC Bank, National Association
 70 East 55th Street
 New York, New York 10022 **4-17-02**

Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State
 Other Termination of Assignments with respect to the following Trademarks listed on Exhibit A

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

2. Name and address of receiving party(ies) ^{Assignor Terminating Trademarks}
 Name: Transpo Industries, Inc.
 Internal Address: _____
 Address: _____
 Street Address: 20 Jones Street
 City: New Rochelle State: NY Zip: 10801

Individual(s) citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation-State New York
 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 of Assignments with respect to the following Trademarks listed on Exhibit A
 Execution Date: _____

4. Application number(s) or registration number(s):
 A. Trademark Application No.(s)
 B. Trademark Registration No.(s)
 See Exhibit "A" attached hereto.

Additional number(s) attached Yes No

B. Trademark Registration No.(s)
 See Exhibit "A" attached hereto.

5. Name and address of party to whom correspondence concerning document should be mailed:
 Name: Nicole L. Johnson, Esq.
 Internal Address: _____

 Brauner Baron Rosenzweig & Klein, LLP
 Street Address: _____
61 Broadway - 18th Floor
 City: New York State: NY Zip: 10006

6. Total number of applications and registrations involved: **10**

7. Total fee (37 CFR 3.41).....\$400.00
 Enclosed
 Authorized to be charged to deposit account

8. Deposit account number:

 (Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. 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.

Michael J. Clair Michael Clair 4-16-02
 Name of Person Signing Signature Date

00000125 1283021

Total number of pages including cover sheet, attachments, and document: **10**

04/22/2002 DBYR/E

01 FC:481
02 FC:482

40.00 OP
225.00 OP

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

TRADEMARK
REEL: 002488 FRAME: 0491

EXHIBIT A

REGISTERED TRADEMARKS

| COUNTRY | TRADEMARK | REGISTRATION NO. | REGISTRATION DATE |
|----------------|----------------------|-------------------------|--------------------------|
| USA | Transpo (Design) | 1,283,021 | 6/26/84 |
| USA | Transpo | 1,283,022 | 6/26/84 |
| USA | Castek | 1,646,860 | 6/4/91 |
| USA | Break Safe | 1,029,893 | 1/13/76 |
| USA | Pole Safe | 1,274,763 | 4/24/84 |
| USA | Cushion Sate | 1,035,748 | 3/10/82 |
| USA | Sealate | 1,658,219 | 9/24/91 |
| USA | Bondade | 1,802,508 | 11/2/93 |
| USA | Step-Safe | 1,743,167 | 12/29/92 |
| USA | Transpo-Safety, Inc. | 1,054,207 | 12/14/76 |

LETTER OF AUTHORIZATION

April 10, 2002

Transpo Industries, Inc.
Castek, Inc.
20 Jones Street Associates
Mr. Arthur M. Dinitz
20 Jones Street
New Rochelle, New York 10801

People's Bank
350 Bedford Street
Stamford, Connecticut 06901

Re: Credit Facilities to Transpo Industries, Inc., Castek, Inc. and 20 Jones Street Associates (collectively, the "Debtors")

Ladies and Gentlemen:

You are hereby authorized, at your sole cost and expense:

- (i) to file such Uniform Commercial Code ("UCC") amendments and termination statements as may be necessary (x) to terminate all UCC financing statements now of record, naming any of the Debtors or Arthur Dinitz as debtor and PNC Bank, National Association or National Bank of Canada as secured party (the "Financing Statements"), including but not limited to those listed in Schedule A attached hereto, or (y) to assign any of the Financing Statements to People's Bank ("People's");
- (ii) to file initial financing statements in lieu of continuation statements with respect to any of the Financing Statements to the extent that such filing is necessary to terminate such Financing Statements or assign them to People's; and
- (iii) to terminate and release any and all security interests in favor of PNC Bank, National Association or National Bank of Canada covering intellectual property owned by any of the Debtors or Arthur Dinitz and recorded with the United States Patent and Trademark Office, including but not limited to security interests in the patents and trademarks listed in Schedule B attached hereto.

PNC BANK, NATIONAL ASSOCIATION

By: *Frank H. Daulton*

Name: *FRANK H DAULTON*

Title: *Vice President*

NATIONAL BANK OF CANADA

By: _____

Name:

Title:

PNC BANK, NATIONAL ASSOCIATION

By: _____

Name:

Title:

NATIONAL BANK OF CANADA

By: *Loriann Curnyn* _____

Name:

Title:

LORIANN CURNYN
GROUP VICE PRESIDENT

SCHEDULE A

| <u>Debtor</u> | <u>Secured Party</u> | <u>Jurisdiction</u> | <u>Original File No.</u> | <u>Original File Date</u> | <u>Continuation File No.</u> | <u>File Date</u> |
|--------------------------|-------------------------|---|--------------------------|---------------------------|------------------------------|------------------|
| Transpo Industries, Inc. | National Bank of Canada | Department of State, Pennsylvania | 24230190 | 4/27/95 | 31480125 | 4/6/00 |
| Transpo Industries, Inc. | National Bank of Canada | Prothonotary, Luzerne County, Pennsylvania | 642-95 | 4/14/00 | 642-95 | 4/6/00 |
| Transpo Industries, Inc. | National Bank of Canada | Department of State, New York | 085259 | 4/27/95 | 068561 | 4/6/00 |
| Transpo Industries, Inc. | National Bank of Canada | County Clerk, Westchester County, New York | 95-03441 | 4/27/95 | 40101-0325 | 4/10/00 |
| Transpo Industries, Inc. | National Bank of Canada | County Clerk, Westchester County, New York | 95-03442 | 4/27/95 | 40101-0330 | 4/10/00 |
| Castek, Inc. | National Bank of Canada | Prothonotary, Luzerne County, Pennsylvania | 643-95 | 4/27/95 | 643-95 | 4/6/00 |
| Catek, Inc. | National Bank of Canada | Recorder of Deeds, Luzerne County, Pennsylvania | 5069766 | 4/27/95 | 5318306 BK25677PG299 | 4/11/00 |
| Castek, Inc. | National Bank of Canada | Department of State, Pennsylvania | 24230186 | 4/27/95 | 31480126 | 4/6/00 |
| Castek, Inc. | National Bank of Canada | Department of State, New York | 085260 | 4/27/95 | 068562 | 4/6/00 |
| Castek, Inc. | National Bank of Canada | County Clerk, Westchester County, New York | 95-03440 | 4/27/95 | 40101-0336 | 4/10/00 |

| <u>Debtor</u> | <u>Secured Party</u> | <u>Jurisdiction</u> | <u>Collateral</u> | <u>File Date</u> | <u>File No.</u> |
|--------------------------|---------------------------------|--------------------------------|----------------------|------------------|-----------------------|
| Transpo Industries, Inc. | National Bank of Canada ("NBC") | New York Secretary of State | partnership interest | 11/12/97 | 233061 |
| Transpo Industries, Inc. | NBC | Westchester County, New York | partnership interest | 11/12/97 | 97-09816 |
| Arthur M. Dinitz | NBC | Connecticut Secretary of State | partnership interest | 11/12/97 | 1814184 |
| Arthur M. Dinitz | NBC | Westport County, Connecticut | partnership interest | 11/18/97 | 003864 BK 1554 Pg 214 |

TRADEMARK

SCHEDULE B

LIST OF TRADEMARKS

I. Transpo Industries, Inc.:

REGISTERED TRADEMARKS

| COUNTRY | TRADEMARK | REGISTRATION NO. | REGISTRATION DATE |
|----------------|----------------------|-------------------------|--------------------------|
| USA | Transpo (Design) | 1,283,021 | 6/26/84 |
| USA | Transpo | 1,283,022 | 6/26/84 |
| USA | Castek | 1,646,860 | 6/4/91 |
| USA | Break Safe | 1,029,893 | 1/13/76 |
| USA | Pole Safe | 1,274,763 | 4/24/84 |
| USA | Cushion Sate | 1,035,748 | 3/10/82 |
| USA | Sealate | 1,658,219 | 9/24/91 |
| USA | Bondade | 1,802,508 | 11/2/93 |
| USA | Step-Safe | 1,743,167 | 12/29/92 |
| USA | Transpo-Safety, Inc. | 1,054,207 | 12/14/76 |

PENDING TRADEMARK APPLICATIONS

| COUNTRY | TRADEMARK | SERIAL NO. | FILING DATE |
|----------------|------------------|-------------------|--------------------|
| | | N/A | |

TRADEMARK APPLICATIONS IN PREPARATION

| COUNTRY | TRADEMARK | DOCKET NO. | EXPECTED FILING DATE | PRODCUTS /SERVICES |
|----------------|------------------|-------------------|-----------------------------|---------------------------|
| USA | Visi Curb | N/A | 6 Mos. | Polymer/Concrete |
| USA | Visi Barrier | N/A | 6 Mos. | Polymer/Concrete |
| USA | Visi Button | N/A | 6 Mos. | Polymer/Concrete |

II. Castek, Inc.:

REGISTERED TRADEMARKS

| COUNTRY | TRADEMARK | REGISTRATION NO. | REGISTRATION DATE |
|----------------|------------------|-------------------------|--------------------------|
| | | N/A | |

PENDING TRADEMARK APPLICATIONS

| COUNTRY | TRADEMARK | SERIAL NO. | FILING DATE |
|----------------|------------------|-------------------|--------------------|
| | | N/A | |

TRADEMARK APPLICATIONS IN PREPARATION

| COUNTRY | TRADEMARK | DOCKET NO. | EXPECTED FILING DATE | PRODCUTS /SERVICES |
|----------------|------------------|-------------------|-----------------------------|---------------------------|
| | | N/A | | |

Schedule B to Collateral Assignment of Patents and Trademarks

LIST OF TRADEMARK LICENSES

I. Transpo Industries, Inc.:

N/A

II. Castek, Inc.:

N/A

Schedule C to Collateral Assignment of Patents and Trademarks

LIST OF PATENTS

I. Transpo Industries, Inc.:

ISSUED PATENTS

| COUNTRY | PATENT NO. | ISSUE DATE | INVENTOR(S) | TITLE |
|----------------|-------------------|-------------------|--------------------|--|
| USA | 4,528,786 | 7/16/85 | Dinitz, Pappano | Low Profile Break Safe Breakaway System |
| USA | 4,826,228 | 5/2/89 | Dinitz, Ozeroff | Universal Safety Lining Device |
| USA | 5,049,001 | 9/20/88 | Dinitz | Safety Roadway Delineator Effective During Rainy Night-Time Driving Conditions |
| USA | 4,772,155 | 9/20/88 | Dinitz | Safety Roadway Delineator Effective During Rainy Night-Time Driving Conditions |

PENDING PATENT APPLICATIONS

| COUNTRY | DOCKET NO. | EXPECTED FILING DATE | INVENTOR(S) | TITLE |
|----------------|-------------------|-----------------------------|--------------------|--------------|
| | | N/A | | |

PATENT APPLICATIONS IN PREPARATION

| COUNTRY | DOCKET NO. | EXPECTED FILING DATE | INVENTOR(S) | TITLE |
|----------------|-------------------|-----------------------------|--------------------|--------------|
| | | N/A | | |

II. Castek, Inc.: ❧

ISSUED PATENTS

| COUNTRY | PATENT NO. | ISSUE DATE | INVENTOR(S) | TITLE |
|----------------|-------------------|-------------------|--------------------|--------------|
| | | N/A | | |

PENDING PATENT APPLICATIONS

| COUNTRY | DOCKET NO. | EXPECTED FILING DATE | INVENTOR(S) | TITLE |
|----------------|-------------------|-----------------------------|--------------------|--------------|
| | | N/A | | |

PATENT APPLICATIONS IN PREPARATION

| COUNTRY | DOCKET NO. | EXPECTED FILING DATE | INVENTOR(S) | TITLE |
|----------------|-------------------|-----------------------------|--------------------|--------------|
| | | N/A | | |

LIST OF PATENT LICENSES

I. Transpo, Industries, Inc.:

| COUNTRY OR TERRITORY | LICENSOR | LICENSEE | EFFECTIVE DATE | EXPIRATION DATE | SUBJECT MATTER |
|-----------------------------|-----------------|-----------------|-----------------------|------------------------|---|
| USA | D. Chisholm | Transpo | 2/15/77 | 2/14/94 | Pole Safe |
| USA | M. Jelling | Transpo | 8/6/86 | 8/5/03 | Method of Pothole Repairs |
| USA | R. Strizki | Transpo | 4/20/76 | 4/19/93 | Load Concentrated Breakaway Coupling Apparatus |
| USA | R. Strizki | Transpo | 4/20/76 | 4/19/93 | Safety Breakaway Ground Mounted Post Support Assemblies |

II. Castek, Inc.:

| COUNTRY OR TERRITORY | LICENSOR | LICENSEE | EFFECTIVE DATE | EXPIRATION DATE | SUBJECT MATTER |
|-----------------------------|-----------------|-----------------|-----------------------|------------------------|-----------------------|
| | | | N/A | | |