

10-15-03

10-21-2003

Form PTO-1594

(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings ⇌ ⇌ ⇌ ▼ ▼ ▼ ▼ ▼ ▼

RECORD
TRA



102579115

DEPARTMENT OF COMMERCE
Patent and Trademark Office

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

1. Name of conveying party(ies):
Deutsche Bank Trust Company Americas
 (formerly Bankers Trust Company), as
 administrative agent

Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State
 Other New York banking corporation

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

2. Name and address of receiving party(ies)
 Name: Hudson Respiratory Care Inc.
 Internal Address: 27711 Diaz Road
 Street Address: _____
 City: Temecula State: CA Zip: 92589

Individual(s) citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation-State California
 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 Release of Security Interest

Execution Date: 10/07/03

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)
See Attached

Additional number(s) attached Yes No

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

Name: Josh S. Ridout
 Internal Address: _____

Paul, Hastings, Janofsky & Walker LLP
 Street Address: 515 S. Flower Street
25th Floor
 City: Los Angeles State: CA Zip: 90071

6. Total number of applications and registrations involved: 64

7. Total fee (37 CFR 3.41).....\$ 1,615.00

Enclosed
 Authorized to be charged to deposit account

8. Deposit account number:
16-0752

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

OCT 15 AM 7:50
OPR/FINANCE

10/20/2003 DBYRNE 00000075 1004041

DO NOT USE THIS SPACE

9. Statement and signature. **40.00 OP**
01 FC:8521
02 FC:8522
 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.

Josh S. Ridout
 Name of Person Signing

Signature

10/15/03
 Date

Total number of pages including cover sheet, attachments, and document: 9

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

ATTACHMENT TO TRADEMARK RECORDATION COVER SHEET

Registered Trademarks

Registration Number

1,004,041

1,537,328

1,832,068

929,951

968,730

1,223,286

1,224,098

1,564,294

2,154,281

2,133,393

2,179,987

958,994

2,272,128

1,826,881

1,099,212

1,094,337

1,139,858

1,105,074

1,640,354

1,250,224

825,863

1,678,386

1,241,032

964,250

994,778

2,118,368
1,559,682
1,691,335
1,758,127
1,729,000
1,695,930
1,685,142
1,678,393
1,753,651
1,678,394
1,573,138
1,242,609
1,234,472
1,839,905
1,004,552
1,010,958
959,005
1,250,228
1,357,872
960,663
1,559,688
1,565,739
1,558,905
1,581,320
1,654,827
1,582,418
1,560,698
1,367,473
1,928,616
1,576,250

1,555,649

1,559,680

1,704,754

1,427,352

988,503

1,287,013

1,182,825

1,394,785

2,572,973

RELEASE OF SECURITY INTEREST IN TRADEMARKS

This Release of Security Interest in Trademarks ("**Release**") is dated as of October 7, 2003. Reference is hereby made to the Amended and Restated Security Agreement dated May 14, 2002 (the "**Grant**") by and among River Holding Corp., Hudson Respiratory Care Inc. (the "**Assignor**"), the lenders party thereto, and Deutsche Bank Trust Company Americas, as administrative agent and collateral agent for the lenders (the "**Assignee**"), as amended from time to time, recorded with the United States Patent and Trademark Office as Reel/Frame number 2539/0627.

Assignee hereby notifies, acknowledges to and agrees with Assignor that, subject to the provisions of that certain Payoff Letter, dated as of October 7, 2003, by and among Assignor and Assignee (the "**Payoff Letter**"), the security interest granted by Assignor in the collateral set forth in the Grant (the "**Trademark Collateral**") including, without limitation, the security interest granted in the Trademarks listed on the attached Schedule A, is terminated and released, and that, subject to the provisions of that certain Payoff Letter, Assignee hereby releases and forever discharges all of its right, title and interest of any kind or nature granted, assigned or conveyed pursuant to the Grant in the Trademark Collateral.

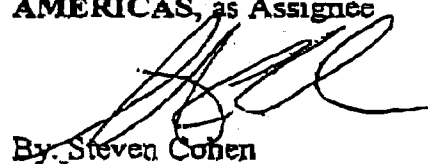
Assignee hereby releases all of its liens, pledges, security interests, charges and other encumbrances of whatever nature (collectively, "**Encumbrances**") against Assignor including, without limitation, those Encumbrances created under or in connection with the Grant.

Assignee hereby agrees to take such further actions and to execute and deliver such further documents as Assignor may reasonably request to effect and evidence this Release, including, without limitation, the execution and delivery of any filings, statements, amendments, recordations or other instruments required to maintain the applications or registrations of the Trademark Collateral and record the chain of title accordingly with the United States Patent and Trademark Office, subject, in each case to Assignor's prior payment in full to Assignee of its costs and expenses (including reasonable fees and disbursements of counsel) incurred in connection therewith; provided, however, that Assignee shall not be required to take any action which exposes Assignee to personal liability or which is contrary to applicable law.

[Remainder of this page intentionally left blank]

IN WITNESS WHEREOF, Assignee has caused this Release of Security Interest in Trademarks to be duly executed and delivered by its duly authorized officer as of the date first above written.

**DEUTSCHE BANK TRUST COMPANY
AMERICAS, as Assignee**



By: Steven Cohen
Title: Director

[Signature page to Release of Trademark Security Interest]

**SCHEDULE A
TO
RELEASE OF SECURITY INTEREST OF TRADEMARKS**

<u>Registered Owner</u>	<u>United States Trademark Description</u>	<u>Registration Number</u>	<u>Registration Date</u>
Hudson Respiratory Care Inc.	ADDIPAK	1,004,041	02/04/75
Hudson Respiratory Care Inc.	AIR-EZE	1,537,328	05/02/89
Hudson Respiratory Care Inc.	AQUA +	1,832,068	04/19/94
Hudson Respiratory Care Inc.	AQUAPAK	929,951	01/11/72
Hudson Respiratory Care Inc.	AQUATHERM	968,730	09/18/73
Hudson Respiratory Care Inc.	AQUATHERM I	1,223,286	01/11/83
Hudson Respiratory Care Inc.	AQUATHERM III	1,224,098	01/18/83
Hudson Respiratory Care Inc.	AVA-NEB	1,564,294	11/07/89
Hudson Respiratory Care Inc.	BI-FLO	2,154,281	04/28/98
Hudson Respiratory Care Inc.	BITEGARD	2,133,393	01/27/98
Hudson Respiratory Care Inc.	BREATHING MADE EASIER	2,179,987	08/11/98
Hudson Respiratory Care Inc.	CATH-GUIDE	958,994	05/15/73
Hudson Respiratory Care Inc.	CATH-GUIDE	2,272,128	08/24/99
Hudson Respiratory Care Inc.	CLEAR COMFORT	1,826,881	03/15/94
Hudson Respiratory Care Inc.	CONCHA	1,099,212	08/15/78
Hudson Respiratory Care Inc.	CONCHA-COLUMN	1,094,337	06/27/78
Hudson Respiratory Care Inc.	CONCHAPAK	1,139,858	09/23/80
Hudson Respiratory Care Inc.	CONCHATERM	1,105,074	10/31/78
Hudson Respiratory Care Inc.	CONCHATHERM III	1,640,354	04/09/91
Hudson Respiratory Care Inc.	CORR-A-FLEX	1,250,224	09/06/83
Hudson Respiratory Care Inc.	CORR-A-TUBE	825,863	03/14/67
Hudson Respiratory Care Inc.	CPRAM	1,678,386	03/10/92
Hudson Respiratory Care Inc.	DESIGN OF A LUNG	1,241,032	06/07/83
Hudson Respiratory Care Inc.	DESIGN OF A LUNG	964,250	07/17/73

Hudson Respiratory Care Inc.	EVACUPAK	994,778	10/01/74
Hudson Respiratory Care Inc.	FLEX-C-PAP	2,118,368	12/02/97
Hudson Respiratory Care Inc.	FLEXIBEND	1,559,682	10/10/89
Hudson Respiratory Care Inc.	H LUNG DESIGN	1,691,335	06/09/92
Hudson Respiratory Care Inc.	H LUNG DESIGN	1,758,127	03/16/93
Hudson Respiratory Care Inc.	HUDSON RCI	1,729,000	11/03/92
Hudson Respiratory Care Inc.	HUDSON RCI	1,695,930	06/23/92
Hudson Respiratory Care Inc.	HUDSON RCI AND DESIGN	1,685,142	05/05/92
Hudson Respiratory Care Inc.	HUDSON RCI AND DESIGN	1,678,393	03/10/92
Hudson Respiratory Care Inc.	HUDSON RCI AND DESIGN	1,753,651	02/23/93
Hudson Respiratory Care Inc.	HUDSON RCI AND DESIGN	1,678,394	03/10/92
Hudson Respiratory Care Inc.	LAR-A-JECT	1,573,138	12/26/89
Hudson Respiratory Care Inc.	LIFESAVER	1,242,609	06/21/83
Hudson Respiratory Care Inc.	LIFESAVER	1,234,472	04/12/83
Hudson Respiratory Care Inc.	MICRO MIST	1,839,905	06/14/94
Hudson Respiratory Care Inc.	MULTI-VENT	1,004,552	02/11/75
Hudson Respiratory Care Inc.	NEB-U-MASK	1,010,958	05/20/75
Hudson Respiratory Care Inc.	NEB-U-MIST	959,005	05/15/73
Hudson Respiratory Care Inc.	PAC-1	1,250,228	09/06/83
Hudson Respiratory Care Inc.	RESPIRADYNE	1,357,872	09/03/85
Hudson Respiratory Care Inc.	SEE-THRU	960,663	06/05/73
Hudson Respiratory Care Inc.	SHER-I-BRONCH	1,559,688	10/10/89
Hudson Respiratory Care Inc.	SHER-I-SLIP	1,565,739	11/14/89
Hudson Respiratory Care Inc.	SHER-I-SWIV	1,558,905	10/03/89
Hudson Respiratory Care Inc.	SHERIDAN	1,581,320	02/06/90
Hudson Respiratory Care Inc.	SHERIDAN & DESIGN	1,654,827	08/27/91
Hudson Respiratory Care Inc.	SHERIDAN/CF	1,582,418	02/13/90
Hudson Respiratory Care Inc.	SHERIDAN/HVT	1,560,698	10/17/89

Hudson Respiratory Care Inc.	SMOOTH-FLO	1,367,473	10/29/85
Hudson Respiratory Care Inc.	SOFTECH	1,928,616	10/17/95
Hudson Respiratory Care Inc.	SONASCOPE	1,576,250	01/09/90
Hudson Respiratory Care Inc.	SONATEMP	1,555,649	09/12/89
Hudson Respiratory Care Inc.	SPIRAL-FLEX	1,559,680	10/10/89
Hudson Respiratory Care Inc.	STAR LUMEN	1,704,754	08/04/92
Hudson Respiratory Care Inc.	SURE SEAL	1,427,352	02/03/87
Hudson Respiratory Care Inc.	UP-DRAFT	988,503	07/16/74
Hudson Respiratory Care Inc.	UP-DRAFT II	1,287,013	07/24/84
Hudson Respiratory Care Inc.	VENTI-COMP	1,182,825	12/22/81
Hudson Respiratory Care Inc.	VENTILARM	1,394,785	05/27/86
Hudson Respiratory Care Inc.	EZ-ENDO	2,572,973	05/28/02