

05-19-2004

5/18/04

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/04) Tab settings



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1 SHEET ONLY

U.S. DEPARTMENT OF COMMERCE U.S. 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): Wells Fargo Foothill, Inc., f/k/a Foothill Capital Corporation, as Agent. Includes checkboxes for Individual(s), Association, General Partnership, Limited Partnership, Corporation-State California, and Other. Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies): Name: Ampro Industries, Inc. Internal Address: Street Address: 655 Montgomery Street City: San Francisco State: CA Zip: 94111. Includes checkboxes for citizenship and partnership types. If assignee is not domiciled in the United States, a domestic representative designation is attached? Yes No

3. Nature of conveyance: Assignment, Security Agreement, Other Release of Assignment, Merger, Change of Name. Execution Date: 05/07/04

4. Application number(s) or registration number(s): A. Trademark Application No.(s) B. Trademark Registration No.(s) 22922883 2261719

5. Name and address of party to whom correspondence concerning document should be mailed: Name: Attn: Penelope J.A. Agodoa Federal Research Company, LLC 1030 15th Street, NW, Suite 920 Washington, DC 20005 202.783.2700

6. Total number of applications and registrations involved: 18. 7. Total fee (37 CFR 3.41): \$ 465.00 Enclosed Authorized to be charged to deposit account. 8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature: Mary A. Schmidt Name of Person Signing

Mary A. Schmidt Signature

5/14/04 Date

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

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

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TRADEMARK REEL: 002978 FRAME: 0776

**SCHEDULE 1****TRADEMARK SCHEDULE****Registrations:**

| <u>Trademark Description</u>          | <u>U.S. Registration</u> | <u>Registration Date</u> |
|---------------------------------------|--------------------------|--------------------------|
| Zinnia Patch                          | <del>2292883</del>       | 11/16/99                 |
| Born to be Wild                       | 2261719                  | 7/13/99                  |
| Mother Easy Premium Flower Collection | 2250586                  | 6/1/99                   |
| Amturf Lawn Patch                     | 2308303                  | 1/18/00                  |
| Dog Patch                             | 2269486                  | 8/10/99                  |
| Amturf                                | 2145480                  | 3/17/98                  |
| Kitty Soft                            | 2153029                  | 4/21/98                  |
| Daisy Patch                           | 2120539                  | 12/9/97                  |
| Poppy Patch                           | 2120568                  | 12/9/97                  |
| Morning Glory Patch                   | 2155512                  | 5/5/98                   |
| Kids Flower Patch                     | 2093620                  | 9/02/97                  |
| Kids Patch                            | 2063862                  | 5/20/97                  |
| Landscape Solutions                   | 2044327                  | 3/11/97                  |
| Erosion Patch                         | 1833987                  | 5/03/94                  |
| Ampet                                 | 1841457                  | 6/21/94                  |
| Ampet Bioflush                        | 1870742                  | 12/27/94                 |
| Herb Patch                            | 1705938                  | 8/4/92                   |
| Amturf                                | 1452412                  | 8/11/87                  |

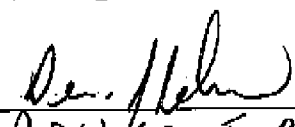
**RELEASE OF ASSIGNMENT FOR SECURITY OF TRADEMARKS**

THIS RELEASE is made as of this 7<sup>th</sup> day of May, 2004, by Wells Fargo Foothill, Inc., a California corporation f/k/a Foothill Capital Corporation, as Agent ("Foothill"), in favor of Ampro Industries, Inc., a Michigan corporation ("Ampro").

FOR GOOD AND VALUABLE CONSIDERATION, the receipt and adequacy of which are hereby acknowledged, Foothill hereby unconditionally and expressly releases, terminates, and extinguishes any and all of its right, title and interest in and to any and all liens and security interests it may have upon the trademarks of Ampro, including without limitation the trademarks listed on Schedule 1 attached hereto and made a part hereof, which liens and security interests were established under and pursuant to that certain Collateral Assignment of Trademarks dated as of October 30, 2002, made by Ampro in favor of Foothill.

This Release shall be binding upon Foothill's legal representatives, assigns and successors.

Wells Fargo Foothill, Inc., f/k/a Foothill Capital Corporation, as Agent

By:   
Name: DENNIS J. REISMAN  
Title: V.P.

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