

06-18-2004



Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings

RE: 7

102769770

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): Comerica Bank 6-7-04
Individual(s) Association
General Partnership Limited Partnership
Corporation-State
Other
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: Monterey Bay Clothing Company, LLC
Internal
Address:
Street Address: 5823 Newton Drive
City: Carlsbad State: CA Zip: 92008
Individual(s) citizenship
Association
General Partnership
Limited Partnership
Corporation-State
Other limited liability company
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 Full Release of Security Interest
Execution Date: 02/06/2004

4. Application number(s) or registration number(s):
A. Trademark Application No.(s) 78/242057
B. Trademark Registration No.(s) 1791141; 2428122; 2823666
Additional number(s) attached Yes No

6. Total number of applications and registrations involved: 4

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Johanna Schmitt, Esq.
Internal Address: O'Melveny & Myers LLP
Street Address: Times Square Tower
7 Times Square
City: NY State: NY Zip: 10036

7. Total fee (37 CFR 3.41) \$ 115.00
Enclosed
Authorized to be charged to deposit account
8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.
Johanna Schmitt, Esq. Johanna Schmitt June 4, 2004
Name of Person Signing Signature Date

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

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

06/17/2004 NBETACHE 00000074 78242057

01 FC:8521 40.00 DP
02 FC:8522 75.00 DP



06-07-2004

U.S. Patent & TMO/TM Mail Rpt Dt. #11

TRADEMARK
REEL: 002993 FRAME: 0073

FULL RELEASE OF TRADEMARK SECURITY INTEREST

By a Grant of Security Interest executed September 27, 2001 and delivered by Monterey Bay Clothing Company, LLC, a Delaware limited liability company, with an office at 5823 Newton Drive, Carlsbad, California ("Monterey Bay") to Comerica Bank-California ("Secured Party") and recorded in the United States Patent and Trademark Office on November 21, 2002 on Reel, 2397 and Frames, 0575, Monterey Bay gave Secured Party a security interest in the trademarks, and applications and registrations pertaining thereto, specifically identified in the attached Schedule A, together with the goodwill connected to and symbolized by such trademarks (the "Trademarks"), which are owned by Monterey Bay. In consideration of the payment of the indebtedness secured by such Trademarks, Secured Party hereby fully releases any and all interest in the Trademarks, including, but not limited to, any and all security interests recorded against the Trademarks.

IN WITNESS WHEREOF, Secured Party has caused this Full Release of Trademark Security Interest to be duly executed and delivered by its officer thereunto duly authorized as of the 12th day of February, 2004.

COMERICA BANK

By: 

**RMKT, LLC, formerly known as
MONTEREY BAY CLOTHING
COMPANY, LLC**

By: 

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

The foregoing instrument was acknowledged before me this 6th day of February, 2004, by Robert R. Taylor, President of RMKT, LLC formerly known as Monterey Bay Clothing Company, LLC

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

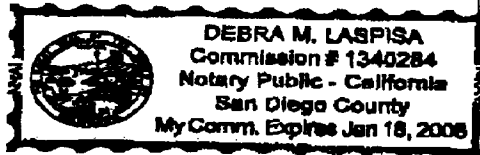
Debra M. Laspisa

Notary Public in and for

[Seal]

My Commission Expires:

Jan. 18, 2006



Schedule A

| Mark | Country of Filing | Serial Number | Filing Date | Registration Number | Registration Date |
|-------------------------------|-------------------|---------------|-----------------|---------------------|-------------------|
| MONTEREY BAY CLOTHING COMPANY | United States | 78/242057 | April 25, 2003 | | |
| SPA GEAR | United States | 74/176052 | June 14, 1991 | 1791141 | August 31, 1993 |
| SPA GEAR | United States | 75/783604 | August 24, 1999 | 2428122 | February 13, 2001 |
| WHATEVER IT TAKES | United States | 76021791 | April 10, 2000 | 2823666 | March 16, 2004 |