

06-09-2005

Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)

RECORD & TRADEMARK



PARTMENT OF COMMERCE Patent and Trademark Office

Tab settings

103018460

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

1. Name of conveying party(ies):

FLEET NATIONAL BANK

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State, Other BANK

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

2. Name and address of receiving party(ies)

Name: ROTHANDBERG INC

Internal Address: C/O MARCHON EYEWEAR INC

Street Address: 35 HUB DRIVE

City: MELVILLE State: NY Zip: 11747

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State, Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

3. Nature of conveyance:

- Assignment, Merger, Security Agreement, Change of Name, Other RELEASE OF SECURITY INTEREST

Execution Date: DECEMBER 23 2004

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

A. Trademark Application No.(s) SEE ATTACHED

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: ROBIN J MOLT

Internal Address:

Street Address: 80 STATE STREET

6TH FL

City: ALBANY State: NY Zip: 12207

6. Total number of applications and registrations involved:

66 67

7. Total fee (37 CFR 3.41) \$ 1665.00 1690.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

20-0052

(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.

Robin Molt Name of Person Signing

Robin Molt Signature

6-3-05 Date

Christine E. Wilson Total number of pages including cover sheet, attachments, and document: 15

06/09/2005 DBYRME 00000004 200052 165334 Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

01 FC:8521 25.00 DA 40.00 DP 1625.00 DP

TRADEMARK REEL: 003169 FRAME: 0114

SCHEDULE A

United States Trademarks and Trademark Applications

Registered Trademarks:			
<u>Trademark</u>	<u>Registration Number</u>	<u>Registration Date</u>	<u>Status</u>
ACCUFLEX	1,653,533	8/13/1991	Registered
ADD-POWER	2,199,773	10/27/1998	Registered
AIRLOCK	2,580,254	6/11/2002	Registered
ANTHROPOMORPHIZED FIGURE DESIGN 1	2,187,506	9/8/1998	Registered
AUTOFLEX	1,517,846	12/27/1988	Registered
BENDABLES	2,523,650	12/25/2001	Registered
BENDABLES and Design	2,676,669	1/21/2003	Registered
BLUE RIBBON and Design	1,989,164	7/23/1996	Registered
BORN HOT	1,535,392	4/18/1989	Registered
C.E.O. (CAREER EYEWEAR COPTIONS) and Design	1,873,211	1/10/1995	Registered
CAMFLEX	1,544,219	6/20/1989	Registered
CARE FROM OFFICEMATE	2,207,401	12/1/1998	Registered
CFG	1,583,418	2/20/1990	Registered
DURAFLEX and Design	2,433,800	3/6/2001	Registered
EXAMWRITER	2,649,158	11/12/2002	Registered
EXTREME FLEX	2,654,609	11/26/2002	Registered
EXTREME SUNS	2,457,529	6/5/2001	Registered
EYE-GLASSERY	1,526,874	2/28/1989	Registered
EYEWARE	2,220,647	1/26/1999	Registered
FLEXCEL	2,457,657	6/5/2001	Registered
FLEXON	1,747,691	1/19/1993	Registered
FLEXON SELECT	2,541,409	2/19/2002	Registered

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FLEXSTAR (Ambassador mark)	2,375,786	8/8/2000	Registered
FLEXTRA	2,528,270	1/8/2002	Registered
F-LOGO	1,713,331	9/8/1992	Registered
I-F/X	1,531,740	3/28/1989	Registered
M DESIGN (MARCOLIN)	1,279,691	5/29/1984	Registered
M DOT LOGO	1,363,046	10/1/1985	Registered
MARCHON	1,369,878	11/12/1985	Registered
MARCHON	1,382,403	2/11/1986	Registered
MARCHON	2,144,197	3/17/1998	Registered
MARCHON	1,922,081	9/26/1995	Registered
MARCHON	1,925,082	10/10/1995	Registered
MARCHON	1,922,270	9/26/1995	Registered
MARCHON	1,928,776	10/24/1995	Registered
MARCHON	1,544,397	6/20/1989	Registered
MARCHON	1,960,568	3/5/1996	Registered
MARCHON and Design	1,369,879	11/12/1985	Registered
MARCHON and Design	1,385,281	3/4/1986	Registered
MARCOFLEX	1,353,886	8/13/1985	Registered
MARCOLIN	1,270,622	3/20/1984	Registered
MICROGRAVITY	2,650,636	11/12/2002	Registered
MM MEMORY METAL and Design	2,675,800	1/21/2003	Registered
NATIONAL LENSCARE and Design	1,657,599	9/17/1991	Registered
OFFICEMATE	2,011,326	10/29/1996	Registered

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OP-TOPICS	1,445,102	6/30/1987	Registered
ORDERMASTER	1,416,633	11/11/1986	Registered
SOINTU	2,419,993	1/9/2001	Registered
SUNCENTER	2,769,945	9/30/2003	Registered
SUNMIRRORS	1,588,592	3/27/1990	Registered
SUNSTAR	1,607,209	7/24/1990	Registered
SUPERTHIN BY MARCHON and Design	2,042,285	3/4/1997	Registered
TANOS	2,376,178	8/8/2000	Registered
TANOS TITANIUM	2,376,177	8/8/2000	Registered
THE METAL WITH A MEMORY	2,352,921	5/30/2000	Registered
TIFLEX	2,474,283	7/31/2001	Registered
TRES JOLI	2,239,881	4/13/1999	Registered
		12/1/1999	
TRUFLEX	2,548,326	3/12/2002	Registered
ULTRAFIT	2,255,798	6/22/1999	Registered
VERSA-RULE	1,784,010	7/27/1993	Registered
X-FLEX	2,538,458	2/12/2002	Registered

Trademark Applications:

MVP MARCHON VALUED PARTNERS	76/375,979	2/26/2002	Published
OPIS	76/475,429	12/16/2002	Published
SMARTFLEX	76/164,979	11/14/2000	Published
SUNCENTER and Design	76/365,661	1/31/2002	Published
TF-LIGHT	78/223,674	3/10/2003	Published
TILITE	78/218,785	2/25/2003	Published

ADDITIONAL REC. PARTY NAMES

ALL NAMES HAVE THE ADDRESS
C/O MARCHON EYEWEAR INC
35 HUB DRIVE
MELVILLE NY 11747

MARCHON EYEWEAR INTERNATIONAL INC

MARCHON EYEWEAR INTERNATIONAL LTD

R.B. MEXICO, INC.

DELTA ADD-POWER SYSTEMS INC

OFFICEMATE SOFTWARE SOLUTIONS INC

FROM

(MON) 12. 20' 04 14:11/ST. 14:08/NO. 4864861508 P 7

RELEASE OF SECURITY INTEREST
(Trademarks)

This RELEASE OF SECURITY INTEREST (Trademarks) (this "Release") is made and effective as of the ~~22nd~~ day of December, 2004 (the "Effective Date") and is granted by FLEET NATIONAL BANK, as Administrative Agent (the "Administrative Agent"), in favor of ROTHANDBERG, INC., MARCHON EYEWEAR INTERNATIONAL, INC., MARCHON EYEWEAR INTERNATIONAL, LTD., R.B. MEXICO, INC., DELTA ADD-POWER SYSTEMS, INC. AND OFFICEMATE SOFTWARE SOLUTIONS, INC. (collectively, the "Releasees").

WHEREAS, the Releasees executed that certain Trademark Security Agreement, dated as of January 16, 2004 (the "Security Agreement"), in favor of the Administrative Agent, pursuant to which the Releasees granted to the Administrative Agent a continuing security interest in all of the Releasees' right, title and interest in, to and under the trademarks, trademark registrations and trademark applications listed on the annexed Schedule A (the "Trademark Collateral"), to secure the payment, performance and observance of the obligations referred to in the Security Agreement;

WHEREAS, the Security Agreement was recorded at the United States Patent and Trademark Office at Reel 2923, Frame 454 on March 17, 2004; and

WHEREAS, the obligations secured by the Trademark Collateral have been discharged.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Administrative Agent, on behalf of itself, its successors, legal representatives and assigns, hereby releases and discharges fully its security interest in and to the Trademark Collateral, and the Administrative Agent reassigns any and all such right, title and interest that it may have in the Trademark Collateral to the Releasees, free and clear of any claims by the Administrative Agent.

IN WITNESS WHEREOF, the Administrative Agent has caused this Release to be duly executed by its officer thereunto duly authorized as of the Effective Date.

FLEET NATIONAL BANK

By: 

Name: Michael S. Haines

Title: Senior Vice President

SCHEDULE A

United States Trademarks and Trademark Applications

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ADD-POWER	2,199,773	10/27/1998	Registered
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BENDABLES	2,523,650	12/25/2001	Registered
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BORN HOT	1,535,392	4/18/1989	Registered
C.E.O. (CAREER EYEWEAR COPTIONS) and Design	1,873,211	1/10/1995	Registered
CAMFLEX	1,544,219	6/20/1989	Registered
CARE FROM OFFICEMATE	2,207,401	12/1/1998	Registered
CFG	1,583,418	2/20/1990	Registered
DURAFLEX and Design	2,433,800	3/6/2001	Registered
EXAMWRITER	2,649,158	11/12/2002	Registered
EXTREME FLEX	2,654,609	11/26/2002	Registered
EXTREME SUNS	2,457,529	6/5/2001	Registered
EYE-GLASSERY	1,526,874	2/28/1989	Registered
EYEWARE	2,220,647	1/26/1999	Registered
FLEXCEL	2,457,657	6/5/2001	Registered
FLEXON	1,747,691	1/19/1993	Registered
FLEXON SELECT	2,541,409	2/19/2002	Registered

FLEXSTAR (Ambassador mark)	2,375,786	8/8/2000	Registered
FLEXTRA	2,528,270	1/8/2002	Registered
F-LOGO	1,713,331	9/8/1992	Registered
I-F/X	1,531,740	3/28/1989	Registered
I-F/X and Design	1,546,135	7/4/1989	Abandoned
M DESIGN (MARCOLIN)	1,279,691	5/29/1984	Registered
M DOT LOGO	1,363,046	10/1/1985	Registered
MARCHON	1,369,878	11/12/1985	Registered
MARCHON	1,382,403	2/11/1986	Registered
MARCHON	2,144,197	3/17/1998	Registered
MARCHON	1,922,081	9/26/1995	Registered
MARCHON	1,925,082	10/10/1995	Registered
MARCHON	1,922,270	9/26/1995	Registered
MARCHON	1,928,776	10/24/1995	Registered
MARCHON	2,016,600	11/19/1996	Abandoned
MARCHON	1,544,397	6/20/1989	Registered
MARCHON	1,960,568	3/5/1996	Registered
MARCHON and Design	1,369,879	11/12/1985	Registered
MARCHON and Design	1,385,281	3/4/1986	Registered
MARCOFLEX	1,353,886	8/13/1985	Registered
MARCOLIN	1,270,622	3/20/1984	Registered
MICROGRAVITY	2,650,636	11/12/2002	Registered
MM MEMORY METAL and Design	2,675,800	1/21/2003	Registered
MXP	1,576,183	1/9/1990	Abandoned
NATIONAL LENSCARE and Design	1,657,599	9/17/1991	Registered
OFFICE MATE SYSTEM	1,330,629		Abandoned
OFFICEMATE	2,011,326	10/29/1996	Registered
OPIS	1,662,283	10/29/1991	Expired

OP-TOPICS	1,445,102	6/30/1987	Registered
ORDERMASTER	1,416,633	11/11/1986	Registered
QUICKCHANGE CABLE and Design	2,032,911	1/21/1997	Abandoned
SOINTU	2,419,993	1/9/2001	Registered
SUNCENTER	2,769,945	9/30/2003	Registered
SUNMIRRORS	1,588,592	3/27/1990	Registered
SUNSTAR	1,607,209	7/24/1990	Registered
SUPER THIN BY MARCHON and Design	2,042,285	3/4/1997	Registered
TANOS	2,376,178	8/8/2000	Registered
TANOS TITANIUM	2,376,177	8/8/2000	Registered
THE MARCHON EYES HAVE IT	1,348,740	7/9/1985	Abandoned
THE METAL WITH A MEMORY	2,352,921	5/30/2000	Registered
TI 22	1,874,564	1/17/1995	Abandoned
TIFLEX	2,474,283	7/31/2001	Registered
TRES JOLI	2,239,881	4/13/1999	Registered
TRIAD	1,866,272	12/6/1994	Abandoned
TRUFLEX	2,548,326	3/12/2002	Registered
ULTRAFIT	2,255,798	6/22/1999	Registered
VERSA-RULE	1,784,010	7/27/1993	Registered
X-FLEX	2,538,458	2/12/2002	Registered

Trademark Applications:

<u>Trademark</u>	<u>Serial Number</u>	<u>Filing Date</u>	<u>Status</u>
EXTREME LIFESTYLE	75/089,860	4/17/1996	Abandoned
EXTREME VIEWS	75/209,362	12/6/1996	Abandoned
FLEXALLOY	76/036,953	4/28/2000	Abandoned
FLEXIBLE FRAMES	74/082,979	7/30/1990	Abandoned
GENESIS	74/356,875	2/8/1993	Abandoned
MEMORY METAL	74/082,978	7/30/1990	Abandoned

MVP MARCHON VALUED PARTNERS	76/375,979	2/26/2002	Published
OPIS	76/475,429	12/16/2002	Published
OPTIFLEX	76/424,023	1/27/1998	Abandoned
REBOUND	75/870,716	12/13/99	Abandoned
RECOVER	75/869,706	12/13/1999	Abandoned
REFORM	76/054,518	5/23/2000	Abandoned
REMOTE JOB ENTRY	76/002,532	3/17/2000	Abandoned
SELECT	75/912,008	2/7/2000	Abandoned
SMARTFLEX	76/164,979	11/14/2000	Published
SOTA	75/869,704	12/13/99	Abandoned
SUNCENTER and Design	76/365,661	1/31/2002	Published
TI-LIGHT	78/223,674	3/10/2003	Published
TILITE	78/218,785	2/25/2003	Published
ULTRAFLEX	75/428,936	2/4/1998	Abandoned
URLO	75/636,820	2/9/1999	Abandoned
VICTORIA	75/222,217	1/7/1997	Abandoned

Unfiled Trademark Applications:

<u>Trademark</u>	<u>Serial Number</u>	<u>Filing Date</u>	<u>Status</u>
ANTHROPOMOR- PHIZED FIGURE DESIGN 2 (Cl. 9)	N/A	N/A	Unfiled
AUTOFLEX (Stylized)			Unfiled
DELTA SYSTEMS (Cl. 9)			Unfiled
DYNALITE (Cl. 9)			Unfiled
FLEXIBLES (Cl. 9)			Unfiled
FLEXON, THE METAL WITH.... (Cl. 9)			Unfiled
FLEXSPEX			Unfiled

FLEXSTAR (Marchon mark) (Cl. 9)			Unfiled
I-FX MIRRORS (Cl. 9)			Unfiled
MARCHON (Cl. 9)			Unfiled
MARCHON (Cl. 25)			Unfiled
MARLON (Cl. 9)			Unfiled
METROPOLIS (Cl. 9)			Unfiled
PLASTECH (Cl. 9)			Unfiled
S DESIGN			Unfiled
SLIP STOP (Cl. 9)			Unfiled
SOINTU WITH S DESIGN (Cl. 9)			Unfiled
THE AVENGER (Cl. 9)			Unfiled
THE HOT ONES (Cl. 9)			Unfiled
TRES JOLI BY MARCHON and Design (Cl. 9)			Unfiled
TRUE-FIT (Cl. 9)			Unfiled
TWISTING TEMPLE DESIGN (Cl. 9)			Unfiled

Trademark Licenses

<u>Name of Licensor</u>	<u>Date of Agreement</u>
Calvin Klein, Inc.	10/5/1999
Coach, Inc.	10/15/2002
Disney Enterprises, Inc.	1/1/2002
Donna Karan Studio	1/19/1999
Fendi Adele S.r.l.	10/28/2002
Nautica Apparel, Inc.	1/1/2002
NIKE USA, Inc.	12/15/1999
NIKE European Operations Netherlands B.V.	12/15/1999
NIKE, Inc. (Japan & South Korea)	12/15/1999
NIKE International Limited (Asia Pacific, Latin America, Australia, South Africa, Canada)	12/15/1999