

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MEMORANDUM AND NOTICE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
ASHWORTH, INC.		01/11/2008	CORPORATION: DELAWARE

RECEIVING PARTY DATA

Name:	BANK OF AMERICA, N.A.
Street Address:	55 South Lake Avenue, Suite 900
City:	Pasadena
State/Country:	CALIFORNIA
Postal Code:	91101
Entity Type:	National Association:

PROPERTY NUMBERS Total: 24

Property Type	Number	Word Mark
Registration Number:	3293632	
Registration Number:	1856825	ASHWORTH
Registration Number:	2215084	
Registration Number:	2215085	ASHWORTH
Registration Number:	2698619	ASHWORTH 7
Registration Number:	1938133	ASHWORTH
Registration Number:	3111634	AWS
Registration Number:	2826563	EZ-TECH
Registration Number:	1940723	
Registration Number:	1621300	
Registration Number:	2149076	WEATHER SYSTEMS
Serial Number:	77355978	ASHWORTH ORGANICS
Serial Number:	77355985	ASHW33
Registration Number:	2763377	ASHWORTH

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Registration Number:	2333259	
Registration Number:	2830473	
Registration Number:	1967398	
Registration Number:	1967399	
Registration Number:	1938132	ASHWORTH
Registration Number:	2012411	ASHWORTH
Registration Number:	1989084	ASHWORTH
Registration Number:	2226392	ASHWORTH
Registration Number:	1919862	ASHWORTH
Registration Number:	3048273	ASHWORTH

CORRESPONDENCE DATA

Fax Number: (949)720-0182
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
Phone: (949) 224-6282
Email: trademark@buchalter.com
Correspondent Name: Sandra P. Thompson
Address Line 1: 18400 Von Karman Avenue, Suite 800
Address Line 4: Irvine, CALIFORNIA 92612

ATTORNEY DOCKET NUMBER:	B0660-0069
NAME OF SUBMITTER:	Sandra P. Thompson
Signature:	/Sandra P. Thompson/
Date:	03/07/2008

Total Attachments: 6
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**MEMORANDUM AND NOTICE OF SECURITY INTEREST
IN INTELLECTUAL PROPERTY**

ASHWORTH, INC., a Delaware corporation, whose address is 2765 Loker Avenue West, CA 92010 (“Debtor”) hereby acknowledges that it has granted to BANK OF AMERICA, N.A., whose address is 55 South Lake Avenue, Suite 900, Pasadena, California 91101 (the “Secured Party”), a security interest in and to all of the Debtor’s right, title and interest in and to: (a) the trademarks and trademark registrations and applications therefor which are identified on Exhibit A attached hereto and herein incorporated by this reference owned by Debtor (the “Trademarks”), together with the goodwill and assets of the business; (b) the patents and patent applications which are identified on Exhibit B attached hereto and herein incorporated by this reference owned by Debtor (the “Patents”); and (c) the copyright registrations which are identified on Exhibit C attached hereto and herein incorporated by this reference owned by Debtor (the “Copyrights”), to which such Trademarks, Patents and Copyrights are appurtenant and all actions for infringement concerning the foregoing.

The terms and conditions of the aforementioned security interest are contained in that certain Loan and Security Agreement dated as of January 11, 2008 (the “Agreement”), by and between, among others, the Debtor and Secured Party, as security for the Obligations as set forth in the Agreement and other agreements referred to therein. Nothing contained in this Memorandum and Notice of Security Interest in Intellectual Property shall be construed as a present or absolute assignment of any of the collateral nor as limiting any interest which Secured Party may have in any other collateral described in the Agreement or otherwise.

[Signature page to follow.]

11 IN WITNESS WHEREOF, the undersigned has duly executed this document as of the
17 day of January, 2008.

ASHWORTH, INC.
a Delaware corporation

By: 

Name: EDWARD J. FADEL

Title: PRESIDENT

EXHIBIT A
TRADEMARKS

<u>Trademark</u>	<u>Owner</u>	<u>Status in Trademark Office</u>	<u>Federal Registration No.</u>	<u>Registration Date</u>
Two Bar Design	Ashworth	Registered	3,293,632	9/18/2007
Ashworth	Ashworth	Registered and Renewed	1,856,825	10/4/1994
Design only	Ashworth	Registered	2,215,084	12/29/1998
Ashworth	Ashworth	Registered	2,215,085	12/29/1998
Ashworth 7	Ashworth	Registered	2,698,619	3/18/2003
Ashworth Brick Design	Ashworth	Registered and Renewed	1,938,133	11/28/1995
AWS	Ashworth	Registered	3,111,634	7/4/2006
EZ-TECH	Ashworth	Registered	2,826,563	3/23/2004
Golfman Design	Ashworth	Registered and Renewed	1,940,723	12/12/1995
Golfman Design	Ashworth	Registered and Renewed	1,621,300	11/6/1990
Weather Systems	Ashworth	Registered	2,149,076	4/7/1998
Ashworth Organics	Ashworth	Application Pending	77/355,978	Filed 12/19/2007
ASHW33	Ashworth	Application Pending	77/355,985	Filed 12/19/2007
Ashworth	Ashworth	Registered	2,763,377	9/16/2003
Golfman Design	Ashworth	Registered	2,333,259	3/21/2000
Golfman Design	Ashworth	Registered	2,830,473	4/6/2004
Golfer Circle Design	Ashworth	Registered and Renewed	1,967,398	4/9/1996
Golfman Design	Ashworth	Registered and Renewed	1,967,399	4/9/1996

Exhibit A

<u>Trademark</u>	<u>Owner</u>	<u>Status in Trademark Office</u>	<u>Federal Registration No.</u>	<u>Registration Date</u>
Ashworth	Ashworth	Registered and Renewed	1,938,132	11/28/1995
Ashworth	Ashworth	Registered and Renewed	2,012,411	10/29/1996
Ashworth Brick Design	Ashworth	Registered and Renewed	1,989,084	7/23/1996
Ashworth	Ashworth	Registered and Renewed	2,226,392	2/23/1999
Ashworth Brick Design	Ashworth	Registered and Renewed	1,919,862	9/19/1995
Ashworth Brick Design	Ashworth	Registered	3,048,273	1/24/2006

Exhibit A

EXHIBIT B
PATENTS

None reported by Borrower.

Exhibit B

EXHIBIT C
COPYRIGHTS

None reported by Borrower

Exhibit C

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RECORDED: 03/07/2008

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