

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
HSBC Bank USA		08/25/2008	National Association: UNITED STATES

**RECEIVING PARTY DATA**

Name:	The Avenue Inc. (formerly Unimark Inc.)
Street Address:	365 W. Passaic St.
City:	Rochelle Park
State/Country:	NEW JERSEY
Postal Code:	07662
Entity Type:	CORPORATION: DELAWARE

**PROPERTY NUMBERS Total: 19**

Property Type	Number	Word Mark
Serial Number:	74004627	ADRIAN JORDAN
Serial Number:	74067244	LEGACY
Serial Number:	73830232	METRO INTERNATIONAL
Serial Number:	74059931	LEGEND SHOP FOR WOMEN
Serial Number:	74088374	THE AVENUE
Serial Number:	74126732	THE AVENUE SHOP FOR WOMEN
Serial Number:	74114875	THE AVENUE SHOP FOR WOMEN
Registration Number:	0951411	SMART SIZE
Registration Number:	1293482	SMART SIZE
Registration Number:	1508626	SMART WOMEN DO NOT PAY FULL PRICE!
Registration Number:	1476357	SIZES WOMAN
Registration Number:	1516832	THE LARGE SIZE FASHION SOURCE
Registration Number:	1528397	FORELLI
Registration Number:	1608756	INMODE

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Registration Number:	1611810	METRO NEW YORK
Registration Number:	1612562	METRO WOMAN
Registration Number:	1552946	AVENUES
Registration Number:	1333344	SIERRA DRY GOODS COMPANY
Registration Number:	1088949	PIC-A-DILLY

**CORRESPONDENCE DATA**

Fax Number: (312)803-2209

*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

Phone: 212-407-4000

Email: aocasio@loeb.com

Correspondent Name: Colleen Parker - LOEB & LOEB LLP

Address Line 1: 345 Park Avenue

Address Line 4: New York, NEW YORK 10154

NAME OF SUBMITTER:	Colleen Parker
Signature:	/Colleen Parker/
Date:	08/27/2008

**Total Attachments: 4**

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TERMINATION AND RELEASE OF SECURITY INTEREST IN  
TRADEMARK RIGHTS

This TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARK RIGHTS ("Release"), dated as of August 25, 2008 is given by HSBC Bank USA, National Association ("Successor Security Agent") a banking association organized under the laws of the United States as successor in interest to the Security Agent (as defined below).

WHEREAS, a security interest was granted by the Borrower (as defined herein) to the Security Agent (as defined herein) in certain trademarks (the "Primary Collateral"), including those set forth on Schedule A hereto, pursuant to the Security Agreement (the "Security Agreement") dated as of July 17, 1989 (as amended, restated, modified and supplemented in accordance with its terms) between The Avenue Inc., (formerly Unimark Inc.) a Delaware corporation (the "Borrower") and Marine Midland Bank N.A., as security agent for certain lenders (the "Security Agent");

WHEREAS, an executed copy of the short form assignment transferring a security interest in the Primary Collateral pursuant to the Security Agreement was recorded at the U.S. Patent and Trademark Office on July 1, 1991 at Reel/Frame0802/0812;

WHEREAS, The Chase Manhattan Bank (National Association) ("Assignor") assigned Security Agent certain security interests in Borrower's trademarks (the "Secondary Collateral"), including those set forth on Schedule B hereto, pursuant to the Assignment Agreement dated as of May 16, 1990 between The Chase Manhattan Bank (National Association) and Security Agent;


WHEREAS, an executed copy of the short form assignment transferring a security interest in the Secondary Collateral pursuant to the Assignment Agreement was recorded at the U.S. Patent and Trademark Office on June 14, 1990 at Reel/Frame0716/999; and

WHEREAS, the Security Agent's security interests in the Primary Collateral and the Secondary Collateral have terminated pursuant to the terms of the Security Agreement and/or any other relevant agreement affecting the Primary Collateral or the Secondary Collateral;

NOW THEREFORE, it is agreed for good and valuable consideration, the receipt of which is hereby acknowledged, Successor Security Agent, on behalf of itself and the Security Agent, hereby terminates and releases any and all security interests in and to the Primary Collateral and the Secondary Collateral.

IN WITNESS WHEREOF, the undersigned has executed this Release by its duly authorized officer as of the day and year first above written.

HSBC Bank USA, National Association  
as Successor Security Agent

By:   
Name: Craig N. Wright  
Title: Senior Vice President


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**TRADEMARK  
REEL: 003843 FRAME: 0795**

ACKNOWLEDGMENT OF SUCCESSOR SECURITY AGENT

STATE OF NEW YORK     )  
                                  ) ss  
COUNTY OF ERIE         )

On the 25th day of August, 2008, before me personally came Craig N. Wright, who is personally known to me to be a Senior Vice President of HSBC Bank USA, National Association, a banking association organized under the laws of the United States, who, being duly sworn, did depose and say that he is a Senior Vice President in such national banking association, the national banking association described in and which executed the foregoing instrument; that she/he executed and delivered said instrument pursuant to authority given by the Board of Directors of such national banking association; and that she/he acknowledged said instrument to be the free act and deed of said national banking association.

  
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Notary Public

BEVERLY A. WELLS  
No. 01WES069605  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires 9/20/2009

(PLACE STAMP AND SEAL ABOVE)

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**SCHEDULE A**

**U.S. Trademark Applications**

<u>Trademark</u>	<u>Serial Number</u>
ADRIAN JORDAN	74004627
LEGACY	74067244
METRO INTERNATIONAL	7380232
LEGEND SHOP FOR WOMEN	74059931
THE AVENUE	74088374
THE AVENUE SHOP FOR WOMEN	74126732
THE AVENUE SHOP FOR WOMEN AND DESIGN	74114875

**U.S. Trademark Registrations**

<u>Trademark</u>	<u>Registration Number</u>
SMART SIZE	951411
SMART SIZE	1293482
SMART WOMEN DO NOT PAY FULL PRICE AND DESIGN	1508626
SIZES WOMAN	1476357
THE LARGE SIZE FASHION SOURCE	1516832
FORELLI	1528397
CLOTHES RIOT	89782 (NY)
INMODE	1608756
METRO NEW YORK	1611810
METRO WOMAN	11612562
AVENUES AND DESIGN	1552946

**Common Law Marks**

SIZES UNLIMITED
THE AVENUE

SCHEDULE B

U.S. Trademark Registrations

Trademark	Registration Number
SMART SIZE	951411
SMART SIZE	1293482
SMART WOMEN DO NOT PAY FULL PRICE AND DESIGN	1508626
SIZES WOMAN	1476357
THE LARGE SIZE FASHION SOURCE	1516832
FORELLI	1528397
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