

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	Release and Reassignment		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
El Modeno Gardnes, Inc.		09/04/2008	CORPORATION: CALIFORNIA
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Bank of America, N.A.		
<b>Street Address:</b>	55 South Lake Avenue, Suite 900		
<b>City:</b>	Pasadena		
<b>State/Country:</b>	CALIFORNIA		
<b>Postal Code:</b>	91101		
<b>Entity Type:</b>	National Banking Association: UNITED STATES		
<b>PROPERTY NUMBERS Total: 8</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
Registration Number:	1720565	COLOR YOUR WORLD	
Registration Number:	1238673	ELMO ELITE	
Registration Number:	1534542	JAUNTY	
Registration Number:	3155484	GARDEN BY DESIGN	
Registration Number:	3033767	SHADESCAPES	
Registration Number:	2284119	PATIO BOUQUET	
Registration Number:	1261861	GREEN GOLD	
Registration Number:	1511176	FLAMINGO	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	(949)720-0182		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
<b>Email:</b>	Trademark@Buchalter.com		
<b>Correspondent Name:</b>	Sandra P. Thompson		
<b>Address Line 1:</b>	18400 Von Karman Ave., Suite 800		
<b>Address Line 4:</b>	Irvine, CALIFORNIA 92612		

CH \$215.00 1720565

ATTORNEY DOCKET NUMBER:	B0660-0068
NAME OF SUBMITTER:	Sandra P. Thompson
Signature:	/Sandra P. Thompson/
Date:	09/09/2008
Total Attachments: 4 source=El Modent Gardens#page1.tif source=El Modent Gardens#page2.tif source=El Modent Gardens#page3.tif source=El Modent Gardens#page4.tif	

RELEASE AND REASSIGNMENT OF  
TRADEMARKS AND TRADEMARK APPLICATIONS

Reference is hereby made to that certain Memorandum and Notice of Security Interest in Intellectual Property, dated as of January 31, 2007 (the "Memorandum"), executed by El Modeno Gardens, Inc., a California corporation, whose address is 11911 Jeffrey Rd., Irvine, CA 92602 (the "Company"), in favor of Bank of America, N.A., a national banking association, whose address is 55 South Lake Avenue, Suite 900, Pasadena, CA 91101 ("Lender") which was recorded in the United States Patent and Trademark Office on February 26, 2007 at Reel 3488, Frame 0408, pursuant to which the Company assigned and granted to Lender, a security interest in and to all of Company's right, title and interest in and to certain trademarks and trademark applications, including those trademarks and trademark applications specifically listed on Exhibit A attached hereto and the goodwill associated therewith (collectively, the "Marks");

WHEREAS, Lender wishes to release, retransfer and reassign to Company, without representation or warranty, all of Lender's right, title and interest in and to the Marks and the goodwill associated therewith;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Lender hereby releases, retransfers and reassigns to Company, without representation or warranty, all of Lender's right, title and interest in and to the Marks and the goodwill associated therewith.

[Signature page to follow.]

IN WITNESS WHEREOF, Lender has executed this Release and Reassignment of Registered Trademarks and Trademark Applications as of this as of this 4th day of September, 2008.

**BANK OF AMERICA, N.A**


By:   
Name: Matthew R. Van Steenhuyse  
Its: Senior Vice President

Exhibit A

RELEASE AND REASSIGNMENT OF  
TRADEMARKS AND TRADEMARK APPLICATIONS

<u>Trademark</u>	<u>Owner</u>	<u>Status in Trademark Office</u>	<u>Federal Registration No.</u>	<u>Registration Date</u>
"Color Your World" <sup>®</sup>	El Modeno Gardens, Inc.	Renewed/ Registered	1,720,565	9/29/1992
"Elmo Elite" <sup>®</sup>	El Modeno Gardens, Inc.	Renewed/ Registered	1,238,673	5/17/1983
Gerbera "Jaunty" <sup>®</sup>	El Modeno Gardens, Inc.	Registered	1,534,542	4/11/1989
"Garden by Design" <sup>®</sup>	El Modeno Gardens, Inc.	Registered	3,155,484	10/17/2006
"Shadescapes" <sup>®</sup>	El Modeno Gardens, Inc.	Registered	3,033,767	12/27/2005
"Patio Bouquet" <sup>®</sup>	El Modeno Gardens, Inc.	Registered	2,284,119	10/05/1999
Euryops "Green Gold" <sup>®</sup>	El Modeno Gardens, Inc.	Registered	1,261,861	12/20/1983
Dianthus "Flamingo" <sup>®</sup>	El Modeno Gardens, Inc.	Registered	1,511,176	11/01/1988