## Electronic Version v1.1 Stylesheet Version v1.1

**SUBMISSION TYPE: NEW ASSIGNMENT** 

NATURE OF CONVEYANCE: SECURITY INTEREST

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
JP Morgan Chase Bank, N.A.		08/06/2009	INC. ASSOCIATION:

#### **RECEIVING PARTY DATA**

Name:	Jones Investment Co. Inc.
Street Address:	1007 Orange Street
Internal Address:	Suite 225
City:	Wilmington
State/Country:	DELAWARE
Postal Code:	19801
Entity Type:	CORPORATION: DELAWARE

#### PROPERTY NUMBERS Total: 5

Property Type	Number	Word Mark
Registration Number:	1395825	ALBERT NIPON
Registration Number:	1042953	ALBERT NIPON
Registration Number:	1627251	ALBERT NIPON SUITS
Registration Number:	1162830	KASPER
Registration Number:	2190755	LE SUIT

#### **CORRESPONDENCE DATA**

(212)921-5370 Fax Number:

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

Phone: 212 642-3867 Email: kb@jny.com Correspondent Name: Katherine Blaukopf Address Line 1: 1129 Westchester Avenue

Address Line 2: 39th Floor Legal Department Address Line 4: New York, NEW YORK 10018

**TRADEMARK** 

900141437

REEL: 004049 FRAME: 0173

NAME OF SUBMITTER:	Laurie J. Gentile	
Signature:	/laurie j. gentile/	
Date:	08/20/2009	
Total Attachments: 4 source=Release - Chase - Kasper 1999#page1.tif source=Release - Chase - Kasper 1999#page2.tif source=Release - Chase - Kasper 1999#page3.tif source=Release - Chase - Kasper 1999#page4.tif		

TRADEMARK
REEL: 004049 FRAME: 0174

# NOTICE OF RELEASE OF SECURITY INTEREST (IN U.S. TRADEMARKS)

WHEREAS, an Amended and Restated Credit Agreement dated as of July 9, 1999 (as amended, modified and supplemented to the date hereof, the "Credit Agreement") was entered into by Kasper A.S.L., Ltd. (the "Company"), the lenders named in Schedule 2.01 thereto (the "Lenders"), certain guarantors named therein (the "Guarantors"), The CIT Group/ Commercial Services, Inc., as collateral monitor, and The Chase Manhattan Bank, a New York banking corporation, for itself and as administrative and collateral agent for the Lenders, and for itself as Letter of Credit issuer and party to certain Rate Agreements (as defined in the Credit Agreement) (hereinafter, the "Administrative Agent"); and

WHEREAS, the Credit Agreement provided for the extension of certain credit facilities to the Company; and

WHEREAS, Company, as the owner of certain trademarks used and/ or licensed for use by the Company, entered into a Security Agreement and Mortgage - Trademarks, Patents and Copyrights and an Assignment for Security (Trademarks) Agreement, each dated July 9, 1999 (together, the "Security Agreements"), in favor of the Administrative Agent; and

WHEREAS, pursuant to the Security Agreements, the Company granted the Administrative Agent a security interest in, and mortgage on, all right, title and interest of the Company in and to certain property owned by the Company, including certain United States trademarks (the "<u>Trademarks</u>"), together with the goodwill of the business symbolized by the Trademarks and the applications and registrations thereof, and all proceeds thereof, including without limitation, any and all causes of action which may exist by reason of infringement thereof, to secure the payment, observation and performance of certain Secured Obligations (as such terms are defined in the Security Agreement); and

WHEREAS, notice of the security interests in the Trademarks was given pursuant to the Assignment for Security (Trademarks) Agreement, dated July 9, 1999 which was filed and recorded in the U.S. Patent and Trademark Office on July 13, 1999 at Reel 1932, Frame 0275; and

WHEREAS, the Company and its affiliates, including the Subsidiary, as Debtors, filed a petition for reorganization under Chapter 11 of the United Stated Bankruptcy Code in the United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court") on February 5, 2002, and in connection with such reorganization Chapter 11 Case Nos. 02-10497 (ALG), the Bankruptcy Court issued an Order Confirming Debtors' Third Amended and Restated Joint Plan of Reorganization under Chapter 11 of the Bankruptcy Code dated November 19, 2003, including the Purchase Agreement dated as of August 7, 2003 by and between the Company and Jones Apparel Group, Inc. relating to the purchase and sale of New Common Stock of the Company, as supplemented or modified (the "Bankruptcy Confirmation Order"); and

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WHEREAS, pursuant to the Bankruptcy Confirmation Order, the indebtedness and obligations of the Company and/or the Subsidiary under the Credit Agreement, Letter of Credit, Rate Agreements and the Security Agreements and secured by the Trademarks, have been completely satisfied, discharged and released in full; and

WHEREAS, JP Morgan Chase Bank, N.A., is the successor-in-interest to the Administrative Agent; and

WHEREAS, Jones Investment Co. Inc., a wholly owned indirect subsidiary of Jones Apparel Group, Inc., is the successor-in-interest to Company with respect to the Trademarks;

NOW, THEREFORE, in consideration of the foregoing and in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, JP Morgan Chase, as successor-in-interest to the Administrative Agent, hereby relinquishes, releases and terminates its security interest in any property owned by Jones Investment Co. Inc., as successor-in-interest to the Company, and obtained pursuant to the Credit Agreement and the Security Agreements, including but not limited to, the Trademarks identified in Schedule A attached hereto.

JP MORGAN CHASE BANK, N.A.

By:	Donna DiFORLO	
-		
Name:	Donna M. DiForio	
-	Vice President	
Title:		

Dated: lug. 6, 2009

STATE OF NEW YORK COUNTY OF NEW YORK

On this 6 day of August , 2009, before me, the undersigned, a Notary Public in and for the County State personally and DONNA DIFORIO, personally known to be (or proved to me on the basis of satisfactory evidence) to be the person who executed the within on behalf of the Corporation therein named, and acknowledged to me that the Corporation executed it.

DANA FOGG NOTARY PUBLIC, STATE OF NEW YORK NO. 01F06102832 QUALIFIED IN NEW YORK COUNTY MY COMMISSION EXPIRES DEC. 8, 20

Notary Public

### **SCHEDULE A**

MARK	APPL.#	REG. #	DATE ISSUED	CLASS
ALBERT NIPON	73/541,173	1,395,825	June 6, 1979	25
ALBERT NIPON (stylized)	73/041,594	1,042,953	July 6, 1976	25
ALBERT NIPON SUITS	73/833,749	1,627,251	December 11, 1990	25
KASPER	73/210,805	1,162,830	July 28, 1981	25
LE SUIT	75/327,046	2,190,755	September 22, 1998	25