

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
Bank of America, N.A.	FORMERLY LaSalle Bank National Association	01/31/2011	national banking association: UNITED STATES
RECEIVING PARTY DATA			
Name:	Empire Today, LLC		
Street Address:	333 Northwest Avenue		
Internal Address:	11th Floor		
City:	Northlake		
State/Country:	ILLINOIS		
Postal Code:	60164-1604		
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	3064606	NO CLOG GUTTERS	
CORRESPONDENCE DATA			
Fax Number:	(212)715-6291		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	212.548.2154		
Email:	Eday@mcguirewoods.com		
Correspondent Name:	Emily Day, McGuireWoods LLP		
Address Line 1:	1345 Avenue of the Americas		
Address Line 4:	New York, NEW YORK 10105		
NAME OF SUBMITTER:	Emily S. Day		
Signature:	/Emily S. Day/		
Date:	01/31/2011		

OP \$40.00 3064606

Total Attachments: 3

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**RELEASE AND TERMINATION OF
TRADEMARK SECURITY AGREEMENT**

KNOW ALL MEN BY THESE PRESENTS, THAT, BANK OF AMERICA, N.A., a national banking association and successor by merger to LaSalle Bank National Association (f/k/a LaSalle National Bank), having its principal office located at 135 South LaSalle Street, Mail Code IL-4-135-04-65, Chicago, Illinois 60603 (the "Secured Party"), does hereby release all of its right, title and interest under (a) that certain Trademark Security Agreement dated April 1, 1999 made by EMPIRE TODAY, LLC, a Delaware limited liability company and successor by merger to EMPIRE HOME SERVICES, LLC, having its principal office located at 333 Northwest Avenue, Northlake, IL 60164 ("Grantor") in favor of Secured Party, which was received by the U.S. Patent and Trademark Office on June 29, 1999 at Reel No. 001927, Frame No. 0897, and (b) that certain Amended and Restated Trademark Security Agreement dated October 7, 2005 made by Grantor in favor of Secured Party, which was recorded with the U.S. Patent and Trademark Office on October 11, 2008 at Reel No. 003179, Frame No. 0448 (collectively, the "Trademark Security Agreement"); and Secured Party hereby terminates, releases and discharges all of its right, title and interest in and to (i) the Trademarks (as defined in the Trademark Security Agreement), including, without limitation, those Trademarks set forth in Schedule A attached hereto, in each case together with (ii) all proceeds and products of the Trademarks, (iii) the goodwill of the businesses with which the Trademarks are associated, and (iv) all causes of action arising for infringement of any of the Trademarks or unfair competition regarding the same and all damages awarded therefrom.

IN WITNESS WHEREOF, this Release and Termination of Trademark Security Agreement is executed as of this 21st day of January, 2011.

SECURED PARTY:

BANK OF AMERICA, N.A.

By: [Signature]

Name: DAVID JACOB

Title: SVP

V29009685

**SCHEDULE A TO RELEASE AND TERMINATION
OF TRADEMARK SECURITY AGREEMENT**

Registered Trademarks

<u>Country</u>	<u>Trademark</u>	<u>Registration Number</u>	<u>Registration Date</u>
US	EMPIRE	2516389	December 11, 2001
US	EMPIRE CARPET	3090137	May 9, 2006
US	EMPIRE TODAY & Design (Empire Man)	3329044	November 6, 2007
US	EMPIRE TODAY, CARPET TOMORROW	1666975	December 3, 1991
US	EMPIRE TODAY, WINDOWS NEXT WEEK	2949587	May 10, 2005
US	NO CLOG GUTTER SYSTEMS	3059721	February 14, 2006
US-WI	EMPIRE CARPET	WI068534	August 21, 2002
US-WI	EMPIRE TODAY	WI070913	September 17, 2003

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