# 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
Wells Fargo Bank, National Association, as Administrative Agent		05/01/2013	Bank:

## **RECEIVING PARTY DATA**

Name:	Floor and Decor Outlets of America, Inc.
Street Address:	2233 Lake Park Drive, Suite 400
City:	Smyrna
State/Country:	GEORGIA
Postal Code:	30080
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 17

Property Type	Number	Word Mark
Registration Number:	3046691	&
Registration Number:	3765143	CASA ANTICA
Registration Number:	3318998	CHANGING THE WAY AMERICA BUYS FLOORING
Registration Number:	3245555	ECO FOREST
Registration Number:	3721863	ECO FOREST
Registration Number:	3349869	ECO SHADES
Registration Number:	3721861	ECO SHADES
Registration Number:	3110827	FLOOR & DECOR
Registration Number:	3468610	FLOOR & DECOR
Registration Number:	3102586	FLOOR & DECOR
Registration Number:	3848810	FLOOR & DECOR OUTLETS
Registration Number:	3102587	FLOOR & DECOR OUTLETS OF AMERICA
Registration Number:	3110826	FLOOR & DECOR OUTLETS OF AMERICA
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**REEL: 005019 FRAME: 0808** 

Registration Number:	3279119	NOW YOU'RE ON TO SOMETHING
Registration Number:	3340747	TIMELESS IMPRESSIONS
Serial Number:	85077932	F&D EXPRESS
Serial Number:	77834357	TERRA CARA COLLECTION

### **CORRESPONDENCE DATA**

Fax Number: 3129021061

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent

via US Mail.

Phone: 312-577-8307

Email: latiffanyb@kattenlaw.com

Correspondent Name: LaTiffany Brown c/o Katten Rosenman LLP

Address Line 1: 525 West Monroe Street
Address Line 4: Chicago, ILLINOIS 60661

ATTORNEY DOCKET NUMBER:	337968-87
NAME OF SUBMITTER:	LaTiffany Brown
Signature:	/LaTiffany Brown/
Date:	05/02/2013

### Total Attachments: 5

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# RELEASE OF SECURITY INTEREST

This Release of Security Interest is made this 1st day of May, 2013, by and between Wells Fargo Bank, National Association, as Administrative Agent, with offices at 1525 W. W.T. Harris Blvd., Building 3A2, Mail Code NC 0680, Charlotte, North Carolina, 28262 ("Releasor"), in favor of Floor and Decor Outlets of America, Inc., a Delaware corporation with an address of 2233 Lake Park Drive, Suite 400, Smyrna, Georgia 30080 ("Releasee").

#### RECITALS

- A. Releasee is the owner of certain trademarks, service marks, designs, logos, indicia, trade names, trade dress, domain names, corporate names, company names, business names, fictitious business names, trade styles and/or other source and/or business identifiers and applications pertaining thereto listed in <u>Schedule A</u> hereto (collectively, the "Trademarks").
- B. Pursuant to the Grant of Security Interest in Trademarks ("Security Interest") between Releasor and Releasee dated June 21, 2011, which was recorded with the United States Patent and Trademark Office ("USPTO") on June 22, 2011 Reel/Frame No. 004567/0322, Releasor was granted a security interest in the Trademarks.
- C. Given that the loan(s) underlying the Security Interest has been paid off and the credit agreement(s) underlying the Security Interest have been terminated, Releasee has requested that Releasor release all of its right, title, and interest in and to the Trademarks.

#### **AGREEMENT**

Accordingly, for good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, Releasor does hereby release any and all right, title, and interest (including all security interests) it may have in and to the Trademarks (including the applications and registrations therefor and the goodwill associated therewith) pursuant to the Security Interest, the recordation at Reel/Frame 004567/0322, or otherwise.

Releasor will execute such other documents and instruments, and take other such actions (at the expense of Releasee) as Releasee may reasonably request to evidence this termination and release and the release of any other security interest Releasor may have in and to the Trademarks.

[Signature Page Follows]

TRADEMARK
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FLOOR AND DECOR OUTLETS OF AMERICA, INC.	WELLS FARGO BANK, NATIONAL ASSOCIATION, as Administrative Agent		
Br. Irainon Lana	By:		
Name: Trevor Lang Title: CEO	Name: Title:		

FLOOR AND DE COR OUTLETS OF	WELLS FARGO BANK, NATIONAL		
AMERICA, INC.	ASSOCIATION, as Administrative Agent		
By:	By: /// 1 7 2		
Name:	Name: William To Raptlett		
Title:	Title: SVP		

[Signature Page to Release of Security Interest]

# Schedule A

# TRADEMARKS AND TRADEMARK APPLICATIONS

<u>Owner</u>	<u>Mark</u>	Registration/Application No.	Country	Issue or <u>Filing Date</u>
Floor and Decor Outlets of America, Inc.	& (and Design)	3,046,691	USA	1/17/2006
Floor and Decor Outlets of America, Inc.	CASA ANTICA (and Design) CASA ANTICA	3,765,143	USA	3/23/2010
Floor and Decor Outlets of America, Inc.	CHANGING THE WAY AMERICA BUYS FLOORING	3,318,998	USA	10/23/2007
Floor and Decor Outlets of America, Inc.	ECO FOREST	3,245,555	USA	5/22/2007
Floor and Decor Outlets of America, Inc.	ECO FOREST (and Design) FOREST	3,721,863	USA	12/08/2009
Floor and Decor Outlets of America, Inc.	ECO SHADES	3,349,869	USA	12/04/2007
Floor and Decor Outlets of America, Inc.	ECO SHADES (and Design) SHADES	3,721,861	USA	12/08/2009
Floor and Decor Outlets of America, Inc.	F&D EXPRESS (and Design)	85-077,932	USA	7/05/2010
Floor and Decor Outlets of America, Inc.	FLOOR & DECOR (and Design) FLOOR & DECOR	3,110,827	USA	7/04/2006

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Owner	<u>Mark</u>	Registration/Application No.	Country	Issue or <u>Filing Date</u>
Floor and Decor Outlets of America, Inc.	FLOOR & DECOR (and Design) FLOOR DECOR	3,468,610	USA	7/15/2008
Floor and Decor Outlets of America, Inc.	FLOOR & DECOR (and Design) FLOOR DECOR	3,102,586	USA	6/13/2006
Floor and Decor Outlets of America, Inc.	FLOOR & DECOR OUTLETS (and Design) FLOOR DECOR	3,848,810	USA	9/14/2010
Floor and Decor Outlets of America, Inc.	FLOOR & DECOR OUTLETS OF AMERICA	3,102,587	USA	6/13/2006
Floor and Décor Outlets of America, Inc.	FLOOR & DECOR OUTLETS OF AMERICA (and Design) FLOOR DECOR	3,110,826	USA	7/04/2006
Floor and Decor Outlets of America, Inc.	NOW YOU'RE ON TO SOMETHING	3,279,119	USA	8/14/2007
Floor and Decor Outlets of America, Inc.	TERRA CARA COLLECTION (and Design)	77-834,357	USA	9/24/2009
Floor and Decor Outlets of America, Inc.	TIMELESS IMPRESSIONS (and Design)  Timeless	3,340,747	USA	11/20/2007

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**RECORDED: 05/02/2013**