

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
<b>CONVEYING PARTY DATA</b>			
Name	Formerly	Execution Date	Entity Type
Abode Lumber Corporation		03/31/2010	CORPORATION: CALIFORNIA
<b>RECEIVING PARTY DATA</b>			
Name:	Congo Play LLC		
Street Address:	1282 Old Alpharetta Road		
City:	Alpharetta		
State/Country:	GEORGIA		
Postal Code:	30005		
Entity Type:	LIMITED LIABILITY COMPANY: GEORGIA		
<b>PROPERTY NUMBERS Total: 1</b>			
Property Type	Number	Word Mark	
Registration Number:	2777504	CONGO	
<b>CORRESPONDENCE DATA</b>			
Fax Number:	(404)221-6501		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	4045776000		
Email:	atlip@bakerdonelson.com		
Correspondent Name:	Carl M. Davis II		
Address Line 1:	3414 Peachtree Road NE		
Address Line 2:	Monarch Plaza, Suite 1600		
Address Line 4:	Atlanta, GEORGIA 30326		
ATTORNEY DOCKET NUMBER:	2171309-15		
NAME OF SUBMITTER:	Carl IM. Davis II		
Signature:	/carl m davis ii/		
Date:	04/09/2010		

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Total Attachments: 2

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## TRADEMARK ASSIGNMENT

WHEREAS, Abode Lumber Corporation d/b/a Woodguard, a corporation organized under the laws of the state of California, having an address of 1375 E. Baseline, Unit B San Bernardino, California 92410 ("Assignor"), adopted and used the following marks ("the Marks") on or in association with playground equipment, namely, play structures comprised of climbing units, platforms, sand boxes, swing sets, jungle gyms, playhouses, gymnastics apparatus and slides:

CONGO  
RHINO SHACK  
LION'S LOOK OUT  
HIPPO HUT  
SWING'IN MONKEY  
GATOR BOX

and Assignor obtained U.S. Trademark Registration No. 2,777,504 ("the Registration") for the mark CONGO in association with these goods listed in the Registration; and

WHEREAS, Congo Play, LLC, a Georgia limited liability company, having a principal place of business at 1282 Old Alpharetta Road, Alpharetta, Georgia 30005 ("Assignee"), is desirous of acquiring the entire right, title and interest in and to the Marks together with the goodwill of the business symbolized by the Marks in the United States and throughout the world, the Registration for the mark CONGO, and the right to bring actions for past infringement of the Marks and recovery of damages for any such infringement;

WHEREAS, Assignor is willing to transfer to Assignee all right, title, and interest in and to the Marks, including the goodwill of the business symbolized by the Marks in the United States and throughout the world, the Registration for the mark CONGO, and the right to bring actions for past infringement of the Marks and recovery of damages for any such infringement; and

WHEREAS, Assignor has obtained consent from Pacific Premier Bank which may have a security interest in and to the Marks together with the goodwill of the business symbolized by the Marks in the United States and throughout the world, the Registration for the mark CONGO, and the right to bring actions for past infringement of the Marks and recovery of damages for any such infringement;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are acknowledged, Assignor does hereby assign to Assignee, the entire right, title and interest in and to the Marks together with the goodwill of the business symbolized by the Marks in the United States and throughout the world, the Registration for the mark CONGO, and the right to bring actions for past infringement and recovery of damages for any such infringement, and

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For the same consideration, Assignor agrees to sign and execute all lawful papers, make all assignments and rightful declarations and oaths, and generally do everything possible to aid Assignee, its successors, assigns, and nominees, to obtain, maintain and enforce registration of the Marks and proper protection for the Marks and the Registration in the United States and throughout the world.

this 31<sup>st</sup> day of March, 2010.

Abode Lumber Corporation

Don Kain  
Don Kain  
President

**Consent of Bank**

Pacific Premier Bank ("Lender") having a security interest in or lien upon all or any of the Marks and the registration therefor, hereby approves, ratifies, confirms, and consents to the foregoing Trademark Assignment, the transfer of the acquired trademark assets by Assignor to Assignee and the consideration therefor.

**PACIFIC PREMIER BANK**

By: R. D. Meyer  
Name: RONALD D. MEYERS  
Title: 1<sup>st</sup> VICE PRES.

STATE OF CALIFORNIA )  
                                  )  
COUNTY OF Orange )

On 31<sup>st</sup> day of March, 2010, before me, Imelda T. Emnas personally appeared and proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the foregoing Consent of Bank and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the Consent of Bank the person, or the entity upon behalf of which the person acted, executed the Consent of Bank.

Witness my hand and official seal.



Imelda T. Emnas  
Notary Public