

07/02/2015

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To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

Barbara Clarkson Smith, Executrix of the Estate of Russell Lamar Smith, Assignor

- Individual(s) Association
- Partnership Limited Partnership
- Corporation- State: _____
- Other _____

Citizenship (see guidelines) NC

Additional names of conveying parties attached? Yes No

3. Nature of conveyance/Execution Date(s) :

Execution Date(s) June 23, 2015

- Assignment Merger
- Security Agreement Change of Name
- Other _____

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: Barbara Clarkson Smith, Assignee

Street Address: 5304 Dawning Creek Way

City: Wilmington

State: NC

Country: USA Zip: 28409

- Individual(s) Citizenship _____
- Association Citizenship _____
- Partnership Citizenship _____
- Limited Partnership Citizenship _____
- Corporation Citizenship _____
- Other _____ Citizenship _____

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designations must be a separate document from assignment)

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s) Text

B. Trademark Registration No.(s)

2677890, 2774893, 2680826

Additional sheet(s) attached? Yes No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

BRACE - filed 1/21/03; BRACE Logo - filed 10/21/03; and BRACE CHARACTER PROFILE - filed 1/28/03

5. Name & address of party to whom correspondence concerning document should be mailed:

Name: Frank B. Gibson, Jr.

Internal Address: Murchison, Taylor & Gibson, PLLC

Street Address: 16 North Fifth Avenue

City: Wilmington

State: NC Zip: 28401

Phone Number: 910-763-2426

Docket Number: _____

Email Address: fgibson@murchisontaylor.com

6. Total number of applications and registrations involved: 3

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 120.00

- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

07/02/2015 KNGUYEN1 00000004 2677898

Deposit Account Number 40.00 OP

Authorized User Name 50.00 OP

9. Signature: Frank B Gibson

Signature

Frank B. Gibson, Jr.

Name of Person Signing

07/02/2015 KNGUYEN1 00000004 2677898

Date

Total number of pages including cover sheet, attachments, and document: 6

ASSIGNMENT OF INTELLECTUAL PROPERTY RIGHTS

THIS ASSIGNMENT OF INTELLECTUAL PROPERTY RIGHTS made effective this 23rd day of June, 2015, by and between **BARBARA CLARKSON SMITH, EXECUTRIX OF THE ESTATE OF RUSSELL LAMAR SMITH** (Estate File No. 14 E 66) (hereinafter the "Assignor"), a resident of New Hanover County, NC, and **BARBARA CLARKSON SMITH** (hereinafter the "Assignee"), a resident of New Hanover County, NC.

WHEREAS, Russell Lamar Smith was the owner of certain intellectual property rights including but not limited to the rights as shown on Exhibit A and Exhibit B attached hereto and incorporated herein by reference (collectively the "Intellectual Property"); and

WHEREAS, Russell Lamar Smith died January 5, 2014; and

WHEREAS, Assignor is the executrix of the estate of Russell Lamar Smith (the "Executrix"); and

WHEREAS, under the Will of Russell Lamar Smith, the Intellectual Property described in Exhibit A passed to the McCallie School, and the McCallie School has executed and filed with the Executrix a Renunciation and Disclaimer of the gift of said Intellectual Property dated May 25, 2015 (the "Renunciation"); and

WHEREAS, as a result of the Renunciation, the Intellectual Property described in Exhibit A passes as part of the residuary estate under the Will of Russell Lamar Smith to the Assignee; and


WHEREAS, the remainder of the Intellectual Property owned by Russell Lamar Smith which was a part of the estate of Russell Lamar Smith, and which is described in Exhibit B, passes as part of the residuary estate under the Will of Russell Lamar Smith to the Assignee; and

WHEREAS, in accordance with the Will of Russell Lamar Smith, the Assignor desires to transfer all of its right, title and interest in and to the Intellectual Property to Assignee; and


NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and intending to be legally bound hereby, Assignor hereby sells, assigns, and transfers unto Assignee its entire right, title and interest in and to the Intellectual Property, together with the good will of the business solely to the extent embodied in or symbolized by the Intellectual Property, together with all claims for damages by reason of past infringement of the Intellectual Property, with the right to sue for and collect the same for its own use and enjoyment, for the use and enjoyment of its successors, assigns, or other legal representatives, all rights and obligations under any agreements affecting, governing or granting rights to or imposing obligations with respect to, the foregoing Intellectual Property, all such agreements, all remedies against infringements of the Intellectual Property and all rights to protection of the interests therein.

IN WITNESS WHEREOF, the parties hereto have set their hand and seal on the day and year first above written.

ASSIGNOR:

 (SEAL)
Barbara Clarkson Smith, Executrix of the Estate of
Russell Lamar Smith (Estate File No. 14 E 66)

ASSIGNEE:

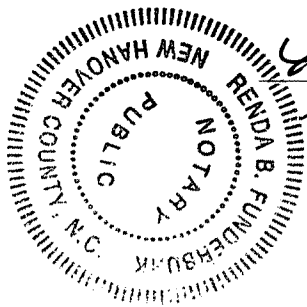
 (SEAL)
Barbara Clarkson Smith

STATE OF NORTH CAROLINA

COUNTY OF NEW HANOVER

I, Renda B. Funderburk, a Notary Public for said County and State, do hereby certify that Barbara Clarkson Smith, Executrix of the Estate of Russell Lamar Smith (Estate File No. 14 E 66), personally appeared before me this day and acknowledged the due execution of the foregoing document.

WITNESS my hand and official seal this 23rd day of June, 2015.



Renda B Funderburk
Notary Public

My Commission Expires:

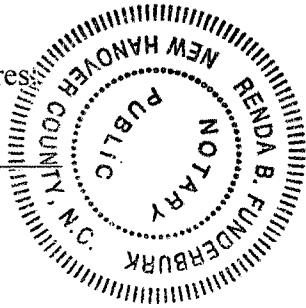
8/30/18

STATE OF NORTH CAROLINA

COUNTY OF NEW HANOVER

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Renda B Funderburk
Notary Public

My Commission Expires:

8/30/18

EXHIBIT A

INTELLECTUAL PROPERTY DISCLAIMED BY MCCALLIE SCHOOL

Any and all rights or interests therein owned by Russell Lamar Smith, resulting from or in any way related to the Behavioral Relativity And Cognitive Economics system (herein called "BRACE™"), the BRACE™ logo, or the BRACE Character Profile®, including but not limited to registered, unregistered or common law trademark or service mark rights, websites, domain name rights, trade secrets, rights to use, patents, patent applications, copyrights, trade names, brand names, logos, insignias and designs, any other proprietary information or intellectual property (whether or not issued, granted, registered or common law rights) presently owned or assigned to Assignor and specifically including without limitation, the following:

<u>Registered Trademarks</u>	<u>Reg. No.</u>	<u>Date</u>
1. BRACE	2677890	1/21/03
2. BRACE Logo	2774893	10/21/03
3. BRACE CHARACTER PROFILE	2680826	1/28/03

Unregistered or Common Law Trademarks

1. BRACE
2. BRACE Logo
3. BRACE CHARACTER PROFILE

Domain Names and Websites

1. BRACEanalysis.com
2. BRACEcharacterprofile.com
3. behavioralrelativity.com
4. behavioralrelativity.net
5. cognitiveeconomics.com
6. cognitiveeconomics.net
7. BRACEcharacterProfile.net

EXHIBIT B

INTELLECTUAL PROPERTY OF RUSSELL LAMAR SMITH

Any and all intellectual property rights or interests therein owned by Russell Lamar Smith at the time of his death, including but not limited to all registered, unregistered or common law trademark or service mark rights, websites, domain name rights, trade secrets, rights to use, patents, patent applications, copyrights, trade names, brand names, logos, insignias and designs, any other proprietary information or intellectual property (whether or not issued, granted, registered or common law rights), and including without limitation, the following:

1. *Bad Gothic Poetry: A Theist's Dark Sayings*, a literary work by Russell L. Smith, Copyright 2000.
2. *The Unveiling: Where the Black Horse Rides*, a literary work by Russell L. Smith, Copyright 2000.
3. *Revelation Poems: An Interpretation of the Seven Seals*, a literary work by Russell L. Smith, Copyright 1999.
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5. *The Price of Wisdom* ©, which was the artwork used on the front cover of *Revelation Poems: An Interpretation of the Seven Seals* by Russell L. Smith, Copyright 1999.
6. *The Business End* © which was artwork by William MacMillan, as modified by Russell L. Smith, used on the front cover of *Blood Red: Genesis of a Psychopath*, a novella by Jack Osborne with an Appendix by Russell L. Smith.
7. All works contained in the website www.BRACEanalysis.com , www.BRACEcharacterprofile.com, or www.behavioralrelativity.com or any related websites.
8. All rights in and to or resulting from or related to the Behavioral Relativity And Cognitive Economics™ system (herein called "BRACE™"), the BRACE™ logo, and the BRACE Character Profile®.
9. All derivative works derived from the intellectual property described herein.
10. All compilations of or derived from the intellectual property described herein.

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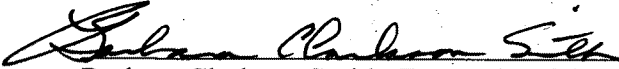
WHEREAS, the remainder of the Intellectual Property owned by Russell Lamar Smith which was a part of the estate of Russell Lamar Smith, and which is described in Exhibit B, passes as part of the residuary estate under the Will of Russell Lamar Smith to the Assignee; and

WHEREAS, in accordance with the Will of Russell Lamar Smith, the Assignor desires to transfer all of its right, title and interest in and to the Intellectual Property to Assignee; and

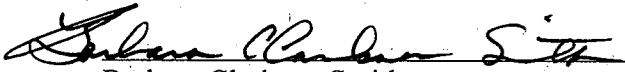
NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and intending to be legally bound hereby, Assignor hereby sells, assigns, and transfers unto Assignee its entire right, title and interest in and to the Intellectual Property, together with the good will of the business solely to the extent embodied in or symbolized by the Intellectual Property, together with all claims for damages by reason of past infringement of the Intellectual Property, with the right to sue for and collect the same for its own use and enjoyment, for the use and enjoyment of its successors, assigns, or other legal representatives, all rights and obligations under any agreements affecting, governing or granting rights to or imposing obligations with respect to, the foregoing Intellectual Property, all such agreements, all remedies against infringements of the Intellectual Property and all rights to protection of the interests therein.

IN WITNESS WHEREOF, the parties hereto have set their hand and seal on the day and year first above written.

ASSIGNOR:

 (SEAL)
Barbara Clarkson Smith, Executrix of the Estate of
Russell Lamar Smith (Estate File No. 14 E 66)

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 (SEAL)
Barbara Clarkson Smith

STATE OF NORTH CAROLINA

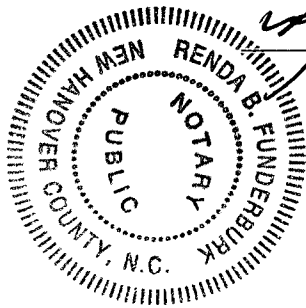
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Renda B Funderburk

Notary Public



My Commission Expires:

8/30/18

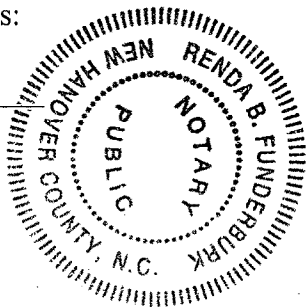
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