

DEC 02 11 -11 23 AM

SURFACE TRANSPORTATION BOARD



December 2, 2011

Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, SW  
Washington, DC 20423-0001

Dear Chief:

Please find attached one (1) copy of the Complete Release dated December 2, 2011 between the following parties:

Mitsui Rail Capital, LLC  
17 South Wacker Drive  
Chicago, IL 60606

The David J. Joseph Company  
300 Pike Street  
Cincinnati, OH 45202

Trademark Metals Recycling, LLC  
400 North Ashley Drive  
Tampa, FL 33602

This filing is to appear in the index as follows: Complete Release dated December 2, 2011 related to fifty-two (52) railcars bearing reporting marks: MBKX 200100-200303, sporadic.

Please file this as a secondary document under Recordation Number 27541-C as it relates to documents previously filed with the Surface Transportation Board under Recordation Numbers 27541 through 27541-B. The filing fee in the amount of \$41 00 can be charged to our account.

Should you have any questions or need further information, please do not hesitate to contact me at (513) 419-6062

Sincerely,

A handwritten signature in cursive script that reads 'Julie Woodard'.

Julie Woodard  
Contract Manager

DEC 02 11 -11 23 AM

## COMPLETE RELEASE

SURFACE TRANSPORTATION BOARD

This Complete Release (the "Release") releases the lien created by the Memorandum of Lease Agreement dated as of June 18, 2008 between Mitsui Rail Capital, LLC and Ocala Recycling, LLC, as assigned by Memorandum of Assignment and Assumption Agreement between Trademark Metals Recycling LLC ("Lessee") and Ocala Recycling LLC and Mitsui Rail Capital, LLC dated as of March 1, 2010, and as assigned by Memorandum of Assignment and Assumption Agreement between Mitsui Rail Capital, LLC and The David J. Joseph Company ("Lessor") dated as of November 30, 2011 (the "Lease") with respect to fifty-two (52) railcars as indicated on Exhibit A attached hereto (hereinafter, the "Railcars").

WHEREAS, the Lease of record was memorialized by filing a Memorandum of Lease Agreement dated as of December June 18, 2008 between Mitsui Rail Capital, LLC and Ocala Recycling, LLC a primary document recorded under Recordation No. 27541, as assigned by Memorandum of Assignment and Assumption Agreement between Trademark Metals Recycling LLC and Ocala Recycling LLC and Mitsui Rail Capital, LLC dated as of March 1, 2010 a secondary document recorded under Recordation No. 27541-A, and as assigned by Memorandum of Assignment and Assumption Agreement between Mitsui Rail Capital, LLC and The David J. Joseph Company dated as of November 30, 2011 a secondary document recorded under Recordation No. 27541-B.

NOW THEREFORE, in consideration of the premises and mutual covenants and agreements set forth herein and for other good and valuable consideration, the receipt of which is hereby acknowledged, Lessor acknowledges as follows:

1. The Lease is hereby terminated as of December 1, 2011. The Lessor hereby release all rights, interests or claims to, and all liens and encumbrances upon the Railcars as given under the Lease.
2. This Release shall be recorded with the Surface Transportation Board so as to record the release of the lien against the Equipment constituted by the Lease.
3. This Release shall be filed with the STB under Recordation No. 27541-C.

IN WITNESS WHEREOF, the Lessor has caused this Release to be duly executed by its authorized officer as of December 2, 2011.

THE DAVID J. JOSEPH COMPANY

By: Kelly C. PoelleinName: Kelly C PoelleinTitle: Vice President Finance, Brokerage

State of OHIO )  
County of HAMILTON ) ss

The foregoing instrument was acknowledged before me this 2<sup>nd</sup> day of December, 2011 by Kelly C. Poellein, the Vice President Finance, Brokerage of The David J. Joseph Company, a Delaware corporation, on behalf of the said corporation.

  
Notary Public - Hamilton County

My commission expires: 9-24-12



Julie M. Woodard  
Notary Public, State of Ohio  
My Commission Expires 09-24-2012

EXHIBIT A

RAILCARS: (52) railcars bearing reporting marks

<u>Count</u>	<u>Mark</u>	<u>Number</u>	<u>Count</u>	<u>Mark</u>	<u>Number</u>
1	MBKX	200100	41	MBKX	200246
2	MBKX	200102	42	MBKX	200247
3	MBKX	200104	43	MBKX	200255
4	MBKX	200107	44	MBKX	200267
5	MBKX	200116	45	MBKX	200271
6	MBKX	200123	46	MBKX	200279
7	MBKX	200124	47	MBKX	200283
8	MBKX	200125	48	MBKX	200285
9	MBKX	200129	49	MBKX	200297
10	MBKX	200130	50	MBKX	200298
11	MBKX	200131	51	MBKX	200299
12	MBKX	200135	52	MBKX	200303
13	MBKX	200137			
14	MBKX	200138			
15	MBKX	200139			
16	MBKX	200141			
17	MBKX	200149			
18	MBKX	200152			
19	MBKX	200157			
20	MBKX	200169			
21	MBKX	200174			
22	MBKX	200176			
23	MBKX	200178			
24	MBKX	200181			
25	MBKX	200182			
26	MBKX	200183			
27	MBKX	200186			
28	MBKX	200189			
29	MBKX	200195			
30	MBKX	200207			
31	MBKX	200210			
32	MBKX	200222			
33	MBKX	200223			
34	MBKX	200229			
35	MBKX	200232			
36	MBKX	200234			
37	MBKX	200235			
38	MBKX	200238			
39	MBKX	200239			
40	MBKX	200240			