

FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027

07-09-1998

U.S. Department of Commerce  
Patent and Trademark Office  
**TRADEMARK**



100725689

**RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY**

MRD 7-8-98

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

**Submission Type**

- New
- Resubmission (Non-Recordation)  
Document ID #
- Correction of PTO Error  
Reel #  Frame #
- Corrective Document  
Reel #  Frame #

**Conveyance Type**

- Assignment *22*  License
  - Security Agreement  Nunc Pro Tunc Assignment
  - Merger  Change of Name  Other
- Effective Date

**Conveying Party**

Mark if additional names of conveying parties attached

Execution Date

Name

Formerly

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other

Citizenship/State of Incorporation/Organization

**Receiving Party**

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

- Individual  General Partnership  Limited Partnership  If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document attached. from Assignment.)
- Corporation  Association
- Other

Citizenship/State of Incorporation/Organization

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01 FC:481 40.00 OP  
02 FC:484 120.00 OP

**FOR OFFICE USE ONLY**

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231  
REEL: 1724 FRAME: 0832

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages** Enter the total number of pages of the attached conveyance document including any attachments. #

**Trademark Application Number(s) or Registration Number(s)**  Mark if additional numbers attached  
Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

**Trademark Application Number(s)**

**Registration Number(s)**

<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

<input type="text" value="1,824,255"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

**Number of Properties** Enter the total number of properties involved. #

**Fee Amount** Fee Amount for Properties Listed (37 CFR 3.41): \$

Method of Payment: Enclosed  Deposit Account   
Deposit Account Also enclosed: Check for Expedited Assignment Recordal: \$120.00  
(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number: #

Authorization to charge additional fees: Yes  No

**Statement and Signature**

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Robert J. Tosti, Reg. No. 35,393  
Name of Person Signing

  
Signature

July 7, 1998  
Date Signed

505DLH8273/3.A619224\_1

## ASSIGNMENT OF TRADEMARKS

WHEREAS, Indigo Software, Inc., a corporation organized and existing under the laws of the state of Delaware with a principal place of business located at 810 Indigo Court, Mount Pleasant, SC 29464 (hereinafter referred to as "Assignor") is the owner of the name "Overture," including all trademarks, trademark registrations including U.S. Trademark Registration No. 1,824,255 on OVERTURE, and trademark registration applications relating to the name "Overture," together with the goodwill of Assignor connected with the use of, and symbolized by, such trademarks (hereinafter collectively referred to as the "Marks"); and

WHEREAS, Twelve Tone Systems, Inc. d/b/a Cakewalk Music Software, a corporation organized and existing under the laws of the Commonwealth of Massachusetts, with a principal place of business at 5 Cambridge Center, Cambridge, MA 02142 (hereinafter referred to as "Assignee") is desirous of acquiring the entire right, title and interest in and to the Marks and the goodwill of the business in connection with which the aforesaid Marks have been used.

NOW THEREFORE, in consideration of the foregoing, as well as other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns, transfers and sets over to Assignee, its successors, legal representatives and assigns, the entire right, title, and interest (free and clear of all liens, mortgages, claims, security interests, or encumbrances) of Assignor in and to said Marks, together with the goodwill of the business in connection with which the aforesaid Marks have been used, and all claims, if any, which may have arisen thereunder prior to the date of this instrument.

IN WITNESS WHEREOF, Assignor has caused this instrument to be executed, by its duly authorized corporate officer all effective this 25 day of June, 1998.

INDIGO SOFTWARE, INC.

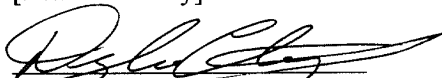
*Donald E. Williams*

*Donald E. Williams*

By: Donald E. Williams

Title: President

[Seal of Notary]



Notary's name:

Commission expires:

A607269-1

**DOUGLAS S. CLIFTON**  
NOTARY PUBLIC  
MY COMMISSION EXP. SEPT. 17, 2004