FORM PTO-1594 (Modified)
(Rev. 6-93)
OMB No. 0651-0011 (exp.4/94)
Copyright 1994-97 LegalStar
TM05/REV03

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11-25-1998

100908318

Docket No.:

Tab settings

To the Honorable Commissioner of Patents ... ched original documents or copy thereof.

1. Name of conveying party(ies):

Fleet Capital Corporation

- ☐ Individual(s)
- ☐ Association
- ☐ General Partnership
- ☐ Limited Partnership
- ☒ Corporation-State **Connecticut**
- ☐ Other

Additional names(s) of conveying party(ies) ☐ Yes ☒ No

MRD 11-16-98

3. Nature of conveyance:

- ☐ Assignment
- ☐ Merger
- ☐ Security Agreement
- ☐ Change of Name
- ☒ Other **Trademark Release**

Execution Date: **November 6, 1998**

2. Name and address of receiving party(ies):

Name: **Comdial Business Communications Corporation**

Internal Address: **Post Office Box 7266**

Street Address: **1180 Seminole Trail**

City: **Charlottesville** State: **VA** ZIP: **22906**

- ☐ Individual(s) citizenship
- ☐ Association
- ☐ General Partnership
- ☐ Limited Partnership
- ☒ Corporation-State **Delaware**
- ☐ Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☐ N
(Designations must be a separate document from
Additional name(s) & address(es) ☐ Yes ☐ N

4. Application number(s) or registration numbers(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,305,804

Additional numbers attached? ☐ Yes ☒ No

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

Name: **Mary Dalton Baril, Esq.**

Internal Address: **McGuire, Woods, Battle & Boothe LLP**

Street Address: **One James Center, 901 East Cary Street**

City: **Richmond** State: **VA** ZIP: **23219-4030**

6. Total number of applications and registrations involved:..... **1**

7. Total fee (37 CFR 3.41):.....$ **$40.00**

- ☒ Enclosed
- ☐ Authorized to be charged to deposit account

8. Deposit account number: 40E

DO NOT USE THIS SPACE

9. 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.

Mary Dalton Baril — Name of Person Signing

Mary Baril — Signature

11/12, 1998 — Date

Total number of pages including cover sheet, attachments, and **4**

TRADEMARK RELEASE

THIS TRADEMARK RELEASE is made as of the 6 day of November, 1998, by FLEET CAPITAL CORPORATION (formerly known as Shawmut Capital Corporation) (formerly known as Barclay's Business Credit, Inc.) (the "Secured Party") in favor of COMDIAL BUSINESS COMMUNICATIONS CORPORATION, a Delaware corporation (the "Grantor");

WITNESSETH:

WHEREAS, on February 1, 1994 the Grantor and the Secured Party executed a Security Agreement - Intellectual Property, which was recorded on February 24, 1994 in Reel 1111, Frame 0033, Office of the Commission of Patents and Trademarks, pursuant to which the Grantor granted the Secured Party a lien in and security interest upon certain trademarks and trademark registrations and applications of the Grantor as more particularly described on Exhibit A attached hereto (the "Trademarks"); and

WHEREAS, the Secured Party, at the request of the Grantor, has agreed to release its lien in and security interest upon the Trademarks;

NOW THEREFORE, in consideration of the premises, and for other good and valuable consideration, the receipt and sufficiency of which are hereby expressly acknowledged, the Secured Party hereby releases, discharges and terminates its lien in and security interest upon the Trademarks, and transfers and conveys to the Grantor, all of the Secured Party's right, title and interest in and to the Trademarks and the goodwill associated therewith.

This Trademark Release shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF, the Secured Party has duly executed this Trademark Release as of the day and year first above written.

FLEET CAPITAL CORPORATION

By: Robert J Robinson
Title: SVP

STATE OF NORTH CAROLINA)
)
COUNTY OF MECKLENBURG)

The foregoing instrument was executed and acknowledged before me this 6 day of November, 1998, by Richard G. Hopkins, personally known to me to be a SVP of Fleet Capital Corporation, on behalf of the corporation.

Cindy Stark
Notary Public in and for said county and state

MECKLENBURG COUNTY, N.C. CINDY STARK NOTARY PUBLIC

My Commission Expires August 26, 2002

My Commission Expires: _____

CVL 1248/1

EXHIBIT A

RECORDATION DATE: FEBRUARY 24, 1994 REEL/FRAME: 1111/0033

MAXPLUS Reg. No. 1,305,804