

12-01-1998



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11-23-98

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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 License

Security Agreement Nunc Pro Tunc Assignment

Effective Date
Month Day Year
06 03 98

Merger

Change of Name

Other _____

Conveying Party

Mark if additional names of conveying parties attached

Name Icarian, LLC Execution Date
Month Day Year
11 11 98

Formerly _____

Individual General Partnership Limited Partnership Corporation Association

Other limited liability company

Citizenship/State of Incorporation/Organization Delaware

Receiving Party

Mark if additional names of receiving parties attached

Name Icarian, Inc.

DBA/AKATA _____

Composed of _____

Address (line 1) 333 Moffett Park Drive

Address (line 2) _____

Address (line 3) Sunnyvale CA 94089
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, appointment of a domestic representative should be attached (Designation must be a separate document from Assignment).

Corporation Association

Other _____

Citizenship/State of Incorporation/Organization Delaware

FOR OFFICE USE ONLY

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

TRADEMARK
REEL: 1820 FRAME: 0457

11/27/1998
01 FC:40
02 FC:48L
TRADEMARKS 00000106 753366

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)

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

(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.

Tsan Merritt-Poree, Esq.



17. Nov 98

Name of Person Signing

Signature

Date Signed

Assignment Nunc Pro Tunc

WHEREAS, Icarian LLC, a Delaware limited liability corporation, having its principal offices at 650 Castro Street, Suite 260, Mountain View, CA, 94041, intended to use the mark **ICARIAN** in commerce and filed applications with serial numbers 75/355,664, 75/355,868, and 75/355,665 with the United States Patent and Trademark Office, indicating that intention, but did not file allegations of use under the Trademark Act; and

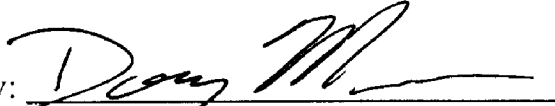
WHEREAS, applicant assigned the marks in the above-identified applications as part of the portion of the business thereof to which the marks pertain as required by 15 U.S.C. §1060;

WHEREAS, Icarian, Inc., a Delaware corporation, having its principal offices at 650 Castro Street, Suite 260, Mountain View, CA 94041, the successor of the portion of the ongoing and existing business to which the marks pertain, was desirous of acquiring said trademarks and the pending intent-to-use applications therefor;

AND, WHEREAS, said Icarian LLC assigned to Icarian, Inc and was fully cognizant of the aforementioned assignment, effective June 3, 1998 and that this nunc pro tunc assignment is being executed now in order to clarify the ownership of the above-mentioned U.S. trademark applications, and to confirm that Icarian LLC did assign unto Icarian, Inc., all rights, title and interest in and to the said mark, together with the goodwill of the business symbolized by the marks.

Icarian LLC

Dated: 11/11/98

By: 
Douglas Merritt
President

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