

03-03-1999

No. 2328 P. 2/21

FORM PTO-1208 (MODIFIED)  
(Rev. 5-83)  
OMB No. 0851-0011 (exp. 4/94)  
Copyright 1984-87 LegalStar  
TMOS/REV03

EET

Docket No.:

-Y



100978608

Tab settings

To the Honorable Commissioner

are attached original documents or copy thereof.

MSD 2-23-99

1. Name of conveying party(ies):

America Online, Inc.  
22000 AOL Way  
Dulles, Virginia 20166

- Individual(s)
- General Partnership
- Corporation-State Delaware
- Other
- Association
- Limited Partnership

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

3. Nature of conveyance:

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

Execution Date: October 9, 1998

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

Name: Spry, Inc.

Internal Address:

Street Address: 3535 128th Avenue SE

City: Bellevue State: WA ZIP: 98006

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Washington
- Other

If assignee is not domiciled in the United States, a domestic designation is  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)

74/646,086

B. Trademark Registration No.(s)

Additional numbers  Yes  No

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

Name: Cynthia J. Larose

Internal Address: Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

Street Address: One Financial Center

City: Boston State: MA ZIP: 02111

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

1

7. Total fee (37 CFR 3.41):.....\$

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

50-0311

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.

Brett N. Deryn

Name of Person Signing

Brett N. Deryn

Signature

October 13, 1998

Date

17

Total number of pages including cover sheet, attachments, and

**TRADEMARK ASSIGNMENT**

This assignment is made by America Online, Inc., a corporation organized under the laws of the State of Delaware, having a place of business at 22000 AOL Way, Dulles, Virginia 20166 ("ASSIGNOR"), to Spry, Inc., a corporation organized under the laws of the State of Washington, having a place of business at 3535 128<sup>th</sup> Avenue SE, Bellevue, Washington 98006 ("ASSIGNEE").

Any and all notices in connection with the subject matter of this Assignment are to be directed as follows:

For ASSIGNEE to:  
Spry, Inc.  
3535 128<sup>th</sup> Avenue SE  
Bellevue, WA 98006  
Attn: President

For ASSIGNOR to:  
America Online, Inc.  
22000AOL Way  
Dulles, VA 20166  
Attn: General Counsel

FOR GOOD AND VALUABLE CONSIDERATION, the receipt of which is hereby acknowledged, ASSIGNOR does hereby assign unto said ASSIGNEE its entire right, title and interest in and to the MARKS outlined in the attached Exhibit A (the "MARKS"), and the United States and Foreign Registrations and Applications for Registration thereof, and in and to the goodwill symbolized by the MARKS, for ASSIGNEE's own use and benefit and for the use and benefit of its successors, assigns or other legal representatives, together with all claims for damages by reasons of past infringement of said MARKS, with the right to sue for, and collect the same for its own use and benefit, and for the use and benefit of its successors, assigns and other legal representatives.

ASSIGNOR HEREBY AGREES to take all actions, and to execute and deliver all additional instruments and documents as ASSIGNEE may reasonably request for the purpose of carrying out this assignment and the transactions contemplated herein including, but not limited to, all instruments and documents necessary to transfer the MARKS in the United States and any foreign countries.

IN WITNESS WHEREOF, said ASSIGNOR has caused this Trademark Assignment to be executed this 9<sup>th</sup> day of October, 1998.

AMERICA ONLINE, INC.

By: David M. Colburn

Before me personally appeared David M. Colburn, to me known to be the same person described in and who executed the foregoing instrument as authorized on behalf of the ASSIGNOR, and acknowledged that he executed the same of his own free will and for the purposes set forth.

Sworn before me and subscribed in my presence as of this 9<sup>th</sup> day of October, 1998.

Sumelle M. [Signature]  
Notary Public

My Commission Expires 6/30/01 2000

**EXHIBIT A**

<b><u>MARK</u></b>	<b><u>SERIAL #</u></b>	<b><u>FILED</u></b>	<b><u>STATUS</u></b>
U.S. Trademark Application INTERNET DIRECT	74/646,086	3/13/1995	Published for Opposition 7/1/1997

**AUSTRIA REGISTRATIONS:**

MARK	CLASS	REG. NO.	REG. DATE	RENEWAL DUE
SPRY -376	9	161845	1/12/1996	1/31/2006
SPRY -375	16	161846	1/12/1996	1/31/2006

**AUSTRIA APPLICATIONS:**

**NONE**

**CHINA REGISTRATIONS:**

MARK	CLASS	REG. NO.	REG. DATE	RENEWAL DUE
SPRY -316	16	988072	4/21/1997	4/20/2007
SPRY -317	9	996487	5/7/1997	5/7/2007

**CHINA APPLICATIONS:****NONE**

**FINLAND REGISTRATIONS:**

MARK	CLASS	REG. NO.	REG. DATE	RENEWAL DUE
SPRY -278	9 and 16	205157	3/27/1997	3/27/2007

**FINLAND APPLICATIONS:**

**NONE**

**FRANCE REGISTRATIONS:**

**NONE**

**FRANCE APPLICATIONS:**

MARK STATUS	CLASS	APP. NO.	APP. DATE	Respon 7/23/19 Examin
SPRY -356	9 and 16	95/589048	9/21/1995	



**GERMANY REGISTRATIONS:**

MARK	CLASS	REG. NO.	REG. DATE	RENEWAL DUE
SPRY -358	9 and 16	39538453.2	3/25/1997	9/30/2005

**GERMANY APPLICATIONS:**

**NONE**

**GREECE REGISTRATIONS:**

**NONE**

**GREECE APPLICATIONS:**

MARK STATUS	CLASS	APP. NO.	APP. DATE	Applicat Expect 5/16/19 of Regi
SPRY -357	9 and 16	126386	10/2/1995	

**HONG KONG REGISTRATIONS:**

MARK	CLASS	REG. NO.	REG. DATE	RENEWAL DUE
SPRY -265	9	B171/1998	9/25/1995	9/25/2002
SPRY -266	16	B2204/1998	9/25/1995	9/25/2002

**HONG KONG APPLICATIONS:****NONE**

**IRELAND REGISTRATIONS:**

MARK	CLASS	REG. NO.	REG. DATE	RENEWAL DUE
SPRY -346	9	172510	9/20/1995	9/20/2002
SPRY -347	16	172511	9/20/1995	9/20/2002

**IRELAND APPLICATIONS:**

**NONE**

**ITALY REGISTRATIONS:**

**NONE** -

**ITALY APPLICATIONS:**

MARK STATUS	CLASS	APP. NO.	APP. DATE	
SPRY -273	9 and 16	RM95C004720	10/13/1995	Power 2/11/19 further f

**MEXICO REGISTRATIONS:**

**NONE** -

**MEXICO APPLICATIONS:**

MARK STATUS	CLASS	APP. NO.	APP. DATE	
SPRY -335	9	246767	10/27/1995	Power 5/29/19
SPRY -336	16	246766	10/27/1995	Power 5/29/19

**NORWAY REGISTRATIONS:**

MARK	CLASS	REG. NO.	REG. DATE	RENEWAL DUE
SPRY		312662	2/17/1997	
SPRY -345	9 and 16	188068	1/22/1998	1/22/2008

**NORWAY APPLICATIONS:**

MARK STATUS	CLASS	APP. NO.	APP. DATE	
INTERNET OFFICE (and Design) -302	9 and 16	953497	6/7/1995	Respon 2/25/19

**SWITZERLAND REGISTRATIONS:**

MARK	CLASS	REG. NO.	REG. DATE	RENEWAL DUE
SPRY -354	9, 16	437725	9/20/1995	9/20/2005

**SWITZERLAND APPLICATIONS:**

**NONE**



**U.K. REGISTRATIONS:**

MARK	CLASS	REG. NO.	REG. DATE	RENEWAL DUE
SPRY -264	9 and 16	2036000	9/20/1995	9/20/2005

**U.K. APPLICATIONS:**

**NONE**

INTERNET DIRECT

Status: PUBLISHED Date: 08/07/1997  
REQUEST-FOR EXTENSION OF TIME TO TTAB

Gds/Svcs: Int'l. Cl.: 35 (U.S. Cl.: 100, 101, 102)  
MARKETING SERVICES AND MARKETING CONSULTING SERVICES, NAMELY, CREATING  
PROMOTIONAL PAGES FOR THE ADVERTISING OF GOODS AND SERVICES OF OTHERS THROUGH  
A GLOBAL COMPUTER COMMUNICATIONS NETWORK  
First Use: 03/01/1995 In Commerce: 03/01/1995

Serial No.: 74-646086 Filed: 03/13/1995 Published: 07/01/1997

Disclaims: "INTERNET"

Corresp.: GAIL L. MORRISSEY  
STANDLEY AND GILCREST  
495 METRO PLACE SOUTH, SUITE 210  
DUBLIN, OHIO 43017-5315

Owner: EDEN SYSTEMS CORPORATION (IN CORP.)  
9302 N. MERIDIAN, SUITE 350  
INDIANAPOLIS, IN 46260-1820

Applicant: EDEN SYSTEMS CORPORATION (IN CORP.)  
INDIANAPOLIS, IN

Assignments:

Assignee: AMERICA ONLINE, INC. (DE CORP.)  
22000 AOL WAY, DULLES, VA 20166  
Assignor: COMPUSERVE INCORPORATED (OH CORP.)  
Recorded: 04/13/1998 Assigned: 01/31/1998 Reel/Fr.: 1716/0339  
Action: ASSIGNS THE ENTIRE INTEREST AND GOODWILL

Assignee: COMPUSERVE, INCORPORATED (OH CORP.)  
316 OCCIDENTAL AVENUE SOUTH, 2ND FLOOR, SEATTLE, WA 98104  
Assignor: EDEN SYSTEMS CORPORATION (IN CORP.)  
Recorded: 09/15/1995 Assigned: 09/11/1995 Reel/Fr.: 1392/0729  
Action: ASSIGNS THE ENTIRE INTEREST AND GOODWILL