



04-27-1999



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### 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

Merger

Change of Name

Other

4-16-99

#### Conveying Party

Mark if additional names of conveying parties attached

Name  Execution Date  
Month Day Year

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)

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 from Assignment.)

Corporation  Association

Other

Citizenship/State of Incorporation/Organization

04/26/1999 DNGUYEN 00000173 75542832

01 FC:481 40.00 OP  
02 FC:482 275.00 OR

#### 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 the 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

TRADEMARK  
REEL: 1894 FRAME: 0138

**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

(212) 259-6420

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" value="75542832"/> | <input type="text" value="75542841"/> | <input type="text" value="75448010"/> | <input type="text" value="2223084"/> | <input type="text"/> | <input type="text"/> |
| <input type="text" value="75393989"/> | <input type="text" value="75418781"/> | <input type="text" value="75344130"/> | <input type="text"/>                 | <input type="text"/> | <input type="text"/> |
| <input type="text" value="75152584"/> | <input type="text" value="75621388"/> | <input type="text" value="75418782"/> | <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

(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.

Roni A. Siegel  
Legal Assistant



2/1/99

Name of Person Signing

Signature

Date Signed



## TRADEMARK ASSIGNMENT

THIS TRADEMARK ASSIGNMENT, made as of the 10th day of March, 1999, from INTERLIANT, INC. (formerly known as Wolf Communications Company), a corporation organized under the laws of the State of Texas, having a place of business at 1301 Fannin, Suite 700, Houston, Texas 77002 (hereinafter referred to as "Assignor"), to SAGE NETWORKS, INC., a corporation organized under the laws of Delaware, having a principal place of business at 215 First Street, Cambridge 02142 (hereinafter referred to as "Assignee").

WHEREAS, Assignor is the owner of the trademarks and/or service marks and the trademark and/or service mark registrations and applications identified on Schedule A attached hereto (hereinafter collectively, the "Trademarks"); and

WHEREAS, Assignee is desirous of acquiring the Trademarks; and

WHEREAS, Assignee is acquiring from Assignor that portion of the business to which the Trademarks pertain;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby sell, transfer, convey and assign unto Assignee Assignor's entire right, title and interest in and to the Trademarks, together with the goodwill of the business appurtenant thereto and which is symbolized thereby, and the right to renew the trademark registrations and any trademark registrations which shall issue from the applications included in the Trademarks, to be held and enjoyed by Assignee for its own use and benefit and for the use and benefit of its successors, assigns and legal representatives to be used as fully and entirely as said rights would have been held and enjoyed by Assignor had this assignment and sale not been made, together with all claims for damages by reason of past infringement of said Trademarks with the right to sue and collect the same for its own use or for the use of its successors, assigns or other legal representatives.

Assignor hereby represents and warrants that, to its knowledge, it owns the Trademarks free and clear of all material liens and encumbrances.

Assignor hereby authorizes the Commissioner of Patents and Trademarks of the United States and other empowered officials of the United States Patent and Trademark Office to transfer all registrations for the Trademarks to Assignee as assignee of the entire right, title and interest therein or otherwise as Assignee may direct, in accordance with this instrument of assignment, and to issue to Assignee all registrations which may issue with respect to any applications for a trademark or service mark included in the Trademarks, in accordance with this Trademark Assignment.

Assignor will take, or cause to be taken, all such other and further action as may reasonably be required by Assignee in order to effect the assignment contemplated hereby.

Assignor further covenants and agrees that Assignor will at any time upon request of Assignee, and at its expense, communicate to Assignee any facts relating to the Trademarks known to Assignor, and that Assignor will testify upon the request of Assignee as to the same in any proceeding in the United States Patent and Trademark Office.

IN WITNESS WHEREOF, Assignor has caused this Trademark Assignment to be executed by its proper officer thereunto duly authorized, as of this 10<sup>th</sup> day of March 1999.

ASSIGNOR:  
INTERLIANT, INC.

By: *James M. Lidestri*  
James M. Lidestri  
President and Chief Executive Officer

STATE OF     }  
                  } ss:  
COUNTY OF }

Before me, the undersigned, a Notary Public of the State of New York, personally appeared James M. Lidestri, having been sworn by me according to law did depose and say he was the President + CEO of Interliant, Inc. (the "Company") and did acknowledge the execution of the foregoing Trademark Assignment on behalf of said Company.

WITNESS my hand and notarial seal this \_\_\_ day of March, 1999.

*Katherine M. Scovin*  
(Written Signature)

\_\_\_\_\_  
(Printed Signature)

KATHERINE M. SCOVIN  
NOTARY PUBLIC, State of New York  
No. 01SC6017031  
Qualified in Kings County  
Commission Expires December 7, 2000

ASSIGNEE:  
SAGE NETWORKS, INC.

By: *L. J. Fassler*  
Leonard J. Fassler  
Co-Chairman

Schedule A

**Service Marks and Registrations**

| <u>Mark</u> | <u>Registration No.</u> | <u>Registration Date</u> |
|-------------|-------------------------|--------------------------|
| INTERLIANT  | 2,223,084               | 2/19/99                  |

**Service Marks, Trademarks and Applications**

| <u>Mark</u>                    | <u>Application No.</u> | <u>Filing Date</u> |
|--------------------------------|------------------------|--------------------|
| APPSONLINE                     | 75/542,832             | 8/26/98            |
| APPSTORE                       | 75/542,841             | 8/26/98            |
| BUILDING GLOBAL<br>COMMUNITIES | 75/448,010             | 3/11/98            |
| INTERLIANT                     | 75/393,989             | 11/21/97           |
| INTERLIANT ONSIGHT             | 75/418,781             | 1/14/98            |
| LEGALSPACE                     | 75/344,130             | 8/20/97            |
| NAVITUS                        | 75/152,584             | 8/19/96            |
| ONE WORLD ONE HOST             | 75/621,388             | 1/15/99            |
| ONSIGHT                        | 75/418,782             | 1/14/98            |
| PRIMETRICS                     | 75/365,331             | 9/30/97            |
| SALESPACE                      | 75/394,682             | 11/22/97           |

**Other**

WEB SYSTEMS

WEB COMPONENTS

SITEBUILDER

All other trademarks and service marks owned by Assignor



**CERTIFICATE OF MAILING**

"EXPRESS MAIL" MAILING LABEL NUMBER: EM295252841US

DATE OF DEPOSIT: April 16, 1999

TYPE OF DOCUMENT: Assignment of Trademarks from Interliant, Inc. to Sage Networks, Inc.

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above, by being handed to a postal clerk or by being placed in the express mail box before the posted date of the last pick-up, and is addressed to the U.S. Department of Commerce, Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231.

Roni A. Siegel

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(Typed or printed name of person signing certificate)

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(Signature of person signing certificate)

Dated: April 16, 1999