

05-19-1999

FORM PTO-1594

NRD

5-14-99

RECC



101040606

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

Attorney Docket No. 7281.0278

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name(s) of conveying party(ies):

NORTEL NETWORKS CORPORATION

- Individual(s)
- General Partnership
- Corporation
- Association
- Limited Partnership

Other: _____

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Merger
- Change of Name

Other: _____

Execution Date: May 11, 1999

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

Name: Elastics Networks, Inc.

Address: 6120 Windward Parkway, Suite 100

Alpharetta, Georgia 30005

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

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designation must be a separate document from Assignment)

Additional name(s) & address(es) attached? Yes No

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

A. Trademark Application No.(s)

75/560,747 - ETHERLOOP

B. Trademark Registration No.(s)

Additional numbers attached? Yes No

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

Name: Laurence R. Hefter

Address: Finnegan, Henderson, Farabow,

Garrett & Dunner, L.L.P.

1300 I Street, N.W.

Washington, D.C. 20005-3315

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
- Authorized to be charged to deposit account only if fee is deficient

8. Deposit account number:

06-0916

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.

Laurence R. Hefter
Name of Person Signing

5/14/99
Date

Total number of pages including cover sheet, attachments, and document: 4

05/19/1999 NTHA11 00000030 75560747

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40.00 DP

TRADEMARK
REEL: 001898 FRAME: 0200

ASSIGNMENT

WHEREAS, **Nortel Networks Corporation**, formerly known as Northern Telecom Limited, a Canadian corporation with its principal place of business at The World Trade Center of Montreal, 380 St. Antoine Street West, 8th Floor, Montreal, Quebec, Canada H2Y 3Y4, (hereinafter referred to as "Assignor") is the owner of all right, title, and interest in the mark identified in Exhibit A and of the U.S. trademark application therefor ("the Trademark").

WHEREAS, Assignor has intended to use the mark ETHERLOOP in commerce and has filed an application, now assigned Serial No. 75/560,747, indicating that intention but has not yet filed an allegation of use under 15 U.S.C. § 1(c) or 1(d);

WHEREAS, Assignor is assigning the Trademark as part of the portion of the business to which the mark pertains as required by 15 U.S.C. § 1060; and



WHEREAS, **Elastic Networks Inc.**, a Delaware corporation having its principal place of business at 6120 Windward Parkway, Suite 100, Alpharetta, Georgia 30005, U.S.A. (hereinafter referred to as "Assignee"), is acquiring the entire portion of Assignor's business that pertains to the Trademark and wishes to acquire the Trademark and the pending intent-to-use application therefor.

NOW, THEREFORE, in consideration of the foregoing and for other good and valuable consideration, the receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee all its right, title and interest in and to the Trademark, together with the goodwill of the business associated with the Trademark, and the right to renew the trademark registration which shall issue from the application Serial No. 75/560,747, for its own use and benefit and for the use and benefit of its successors and assigns, to be used as fully and entirely as such rights would have been held and enjoyed by Assignor had this assignment not been made, together with the right to sue and recover for past infringements, dilutions, and other violations.

Assignors hereby authorizes the Commissioner to issue the Certificate of Registration pertaining to application Serial No. 75/560,747 to Assignee.

SIGNED THIS 14 day of May, 1999.

NORTEL NETWORKS CORPORATION

By: 	By: 
Name: Blair F. Morrison	Name: Deborah Noble
Title: Assistant Secretary	Title: Vice-President, Corporate Secretary and Associate General Counsel

SCHEDULE A

**Trademarks and/or Service Marks and/or Registrations and/or Applications
therefor**

<u>Mark</u>	<u>Application No.</u>	<u>Filing Date</u>
ETHERLOOP	75/560,747	September 28, 1998