

05-27-1999

Docket No.:

025983/0025

Tab settings

To the Honorable Commissioner of Patent

101048297

Attached original documents or copy thereof.

1. Name of conveying party(ies):

TRANSAMERICA BUSINESS CREDIT CORPORATION,  
AS AGENT  
9399 WEST HIGGINS ROAD  
ROSEMONT, ILLINOIS 60018

- ☐ Individual(s) ☐ Association  
☐ General Partnership ☐ Limited Partnership  
☒ Corporation-State DELAWARE  
☐ Other MRP 5-21-99

Additional names(s) of conveying party(ies)

☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☒ Other Release of Intellectual Property Security Interest

Execution Date: 05131999

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

Name: SEE ATTACHED SCHEDULE

Internal Address:

Street Address:

City: State: ZIP:

- ☐ Individual's citizenship 1 1999  
☐ Association  
☐ General Partnership  
☐ Limited Partnership  
☐ Corporation-State  
☐ 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)

SEE  
ATTACHED  
SCHEDULE

B. Trademark Registration No.(s)

SEE  
ATTACHED  
SCHEDULE

Additional numbers

☒ Yes ☐ No

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

Name: JOSHUA R. BRESSLER, ESQ.

Internal Address: SCHULTE ROTH & ZABEL LLP

Street Address: 900 THIRD AVENUE

05/27/1999 MTHAI1 00000026 500675 1497497

01 FC:481 40.00 CH  
02 FC:482 1000.00 CH

City: NEW YORK State: NY ZIP: 10022

6. Total number of applications and registrations involved:

41

7. Total fee (37 CFR 3.41):.....\$ \$1,040.00

- ☐ Enclosed  
☒ Authorized to be charged to deposit account

8. Deposit account number:

SCHULTE ROTH & ZABEL LLP - 500675

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.

JOSHUA R. BRESSLER

Name of Person Signing

Signature

MAY 20, 1999

Date

Total number of pages including cover sheet, attachments, and

9

**Names and Addresses of Receiving Parties:**

**1. Name : GENERAL DATACOMM, INC.  
(DELAWARE CORPORATION)**

**Address : 1579 STRAITS TURNPIKE  
MIDDLEBURY, CONNECTICUT 06762**

**2. Name : GENERAL DATACOMM INDUSTRIES, INC.  
(DELAWARE CORPORATION)**

**Address : 1579 STRAITS TURNPIKE  
MIDDLEBURY, CONNECTICUT 06762**

**SCHEDULE A**  
**U.S. TRADEMARKS**

<b>TRADEMARK</b>	<b>REG. NO. (SER. NO.)</b>
ACCULINE	1,497,497
DIGIDAIL	1,464,340
ENMACS	1,884,711
FASTPRO	1,900,476
FIRST RESPONSE	1,720,893
GDC APEX	1,891,653
GDC & Design	1,681,875
GENERAL DATACOMM	1,521,590
GENERAL DATACOMM X-PRESS 24	1,670,523
GEN*PAC	1,493,967
IMAGE*TMS	1,836,086
KILOMUX	1,434,579
LAN*TMS	1,723,458
MEGAMUX TMS	1,576,129
MEGASPLIT	1,525,307
MEGAVIEW	1,459,104
MEGA*BRIDGE	1,664,794
NETCON	1,150,282
NMC	1,490,910
QUICKSHIPPERS	1,482,787
ANALOOOP	937,451
AUTOFRAME	1,265,589
DATALOOP	935,967
GDC LOGO	921,860
GEN*NET	1,288,794
MEGAMUX	1,206,046
NETSWITCH	1,266,983
APEX-PROSPHERE	(75/232,687)
APEX-STROBOS	2,112,986
ATM SWITCHING AT THE SPEED OF LIGHT	(75/302,493)
COLOSSAS	(75/210,273)
METROPLEX	(74/684,063)
QUESTER	2,061,096
SERVICE LANE	(75/095,446)
STEADFAST SECURITY	2,078,899
TMS-4000	(75/278,711)
STROBOS	(75/411,392)
PROSPHERE	(75/413,327)
INNOVX	(75/471,427)
SAFETYNET	2,101,040
SPECTRUM & Design	2,131,856

## **RELEASE OF INTELLECTUAL PROPERTY SECURITY INTEREST**

This RELEASE OF INTELLECTUAL PROPERTY SECURITY INTEREST (the "Release") is made and effective as of the date indicated below and is granted by TRANSAMERICA BUSINESS CREDIT CORPORATION, a Delaware corporation having an address at 9399 West Higgins Road, Rosemont, Illinois 60018, as Agent (the "Releasor"), in favor of the Releasees (as defined below).

WHEREAS, GENERAL DATACOMM INDUSTRIES, INC., GENERAL DATACOMM, INC., GDC FEDERAL SYSTEMS, INC., each a Delaware corporation having an address at 1579 Straits Turnpike, Middlebury, Connecticut 06762, and GDC NAUGATUCK, INC., a Delaware corporation, and VITAL NETWORK SERVICES, L.L.C., a Delaware limited liability company, each having an address at 6 Rubber Avenue, Naugatuck, Connecticut 06770 (collectively, the "Releasees") and the Releasor entered into that certain Loan and Security Agreement dated as of October 22, 1997 (as amended, supplemented and otherwise modified; hereinafter, the "Loan Agreement"), and that certain Borrower Intellectual Property Security Agreement made and entered into as of October 22, 1997 (as amended, supplemented and otherwise modified) and recorded in the U.S. Patent and Trademark Office at Reel 1655/Frame 0077 (trademarks); Reel 1662/Frame 0267 (trademarks); Reel 1795/Frame 0698 (trademarks); Reel 8792/Frame 0225 (patents) and Reel 8829/Frame 0038 (patents) (hereinafter, the "Agreement");

WHEREAS, pursuant to the Agreement, each Releasee granted to the Releasor a security interest in all of its right, title and interest in the United States and throughout the world, in, to and under all of the Intellectual Property Collateral (as defined in the Agreement), including without limitation the U.S. trademarks, patents and filings therefor identified on Schedule A attached hereto, to secure the payment, performance and observance of all Obligations (as defined in the Loan Agreement) secured thereby; and

WHEREAS, the Releasees have paid, performed and satisfied all Obligations secured by the Intellectual Property Collateral and the Releasor desires to release and discharge fully its security interest in and to the Intellectual Property Collateral.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Releasor hereby releases and discharges fully its security interest in all right, title and interest in and to the Intellectual Property Collateral and reassigns any and all such interests therein to the Releasees.

IN WITNESS WHEREOF, the Releasor has caused this Release to be duly executed by its officer thereunto duly authorized as of the 13 day of May, 1999.

TRANSAMERICA BUSINESS CREDIT CORPORATION, as Agent

By: \_\_\_\_\_

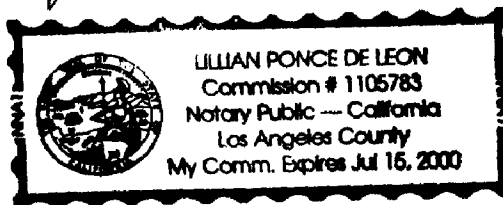
Name: Jan Schneider

Senior Vice President/

Title: General Manager

STATE OF California  
ILLINOIS )

COUNTY OF Los Angeles ) SS.:



On this 13 day of May, 1999, before me personally appeared JAN SCHNEIDER, known to me to be the individual who executed the foregoing instrument and acknowledged to me that he/she executed the same as the duly authorized officer of Transamerica Business Credit Corporation

Lillian Ponce de Leon

GENERAL DATACOMM U.S. TRADEMARKS		
	U.S. REG. NO.	
ACCULINE	1,497,497	INC.
DIGIDIAL	1,464,340	INC.
ENmacs	1,884,711	INC.
FASTPRO	1,900,476	INC.
FIRST RESPONSE	1,720,893	INC.
GDC APEX	1,891,653	INC.
GDC (initials)	1,681,875	INC.
GENERAL DATACOMM	1,314,924	INC.
GENERAL DATACOMM X-PRESS 24	1,670,523	INC.
GEN*PAC	1,493,967	INC.
IMAGE*TMS	1,836,086	INC.
KILOMUX	1,434,579	INC.
LAN*TMS	1,723,458	INC.
MEGAMUX TMS	1,576,129	INC.
MEGASPLIT	1,525,307	INC.
MEGAVIEW	1,459,104	INC.
MEGA*BRIDGE	1,664,794	INC.
NETCON	1,150,282	INC.
NMC	1,490,910	INC.
QUIKSHIPPERs	1,482,787	INC.

GENERAL DATACOMM U.S. TRADEMARKS		
	U.S. REG. NO.	
ANALOOOP	937,451	IND., INC.
AUTOFRAME	1,266,589	IND., INC.
DATALOOOP	935,967	IND., INC.
GDC LOGO	821,860	IND., INC.
GEN*NET	1,288,794	IND., INC.
MEGAMUX	1,208,048	IND., INC.
NETSWITCH	1,268,983	IND., INC.

10/21/97		
<b>GENERAL DATACOMM - PENDING U.S. REGISTRATIONS</b>		
(ALL FILED UNDER GENERAL DATACOMM, INC.)		
<b>TRADEMARK</b>	<b>APPLICATION NO.</b>	
APEX-PROSPHERE	75/232,687	
APEX-STROBOS	75/095,447	
ATM SWITCHING AT THE SPEED OF LIGHT	75/302,493	
COLOSSAS	75/210,273	
METROPLEX	75/684,063	
QUESTER	75/097,886	
SERVICE LANE	75/095,446	
STEADFAST SECURITY (recently registered)	2,078,899	
STROBOS	no # yet	
TMS-4000	75/287,711	
<b>SERVICEMARK</b>		
SAFETY NET	75/104,371	
SPECTRUM W/PRISM LOGO	75/123,000	



AS OF 4/30/98

**GENERAL DATACOMM, INC. - U. S. TRADEMARK REGISTRATIONS  
(NOT PREVIOUSLY SHOWN ON LIST)**

<u>TRADEMARK</u>	<u>REGISTRATION #</u>	<u>REG. DATE</u>
APEX-STROBOS	2,112,986	11/11/97
STEADFAST SECURITY	2,078,899	7/15/97
QUESTER	2,061,096	5/13/97
SPECTRUM W/PRISM DESIGN	2,131,856	1/27/98
SAFETYNET	2,101,040	9/30/97

**GENERAL DATACOMM, INC. - NEW U. S. TRADEMARK FILINGS  
(NOT PREVIOUSLY SHOWN ON LIST)**

<u>TRADEMARK</u>	<u>APPLICATION #</u>
INNOVX	75/471,427
PROSPHERE	75/413,327
STROBOS	75/411,392