

07-15-1999

Docket No. 05521.0005.0213

7.7.99

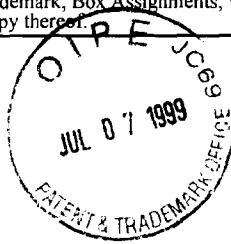


TRADEMARK

101091816

ER SHEET

To the Honorable Commissioner of Patents and Trademark, Box Assignments, Washington, D.C. 20231. Please record the attached original documents or copy thereof.



1. Name of conveying party(ies)
Landmark Systems Corporation
 ___ Individual(s)
 ___ Association
 ___ Partnership--Type _____
XX Corporation Virginia
 ___ Other _____
 Additional name(s) of conveying party(ies) attached? ___ Yes **XX** No

2. Name and address of receiving party(ies)
 Name Landmark Technology Holdings Corporation
 Street Address 913 North Market Street, Suite 315
 City Wilmington State Delaware Zip 19801
 ___ Individual(s) citizenship _____
 ___ Association _____
 ___ General Partnership _____
 ___ Limited Partnership _____

3. Nature of conveyance:
XX Assignment ___ Merger
 ___ Security Agreement ___ Change of Name
 ___ Other _____
 Execution Date Nunc Pro Tunc as of February 5, 1999

XX Corporation Delaware
 ___ Other _____
 If assignee is not domiciled in the United States, a domestic representative designation is attached: ___ Yes **XX** No
 (Designation must be a separate document from Assignment)
 Additional name(s) & address(es) attached? ___ Yes **XX** No

4. Application number(s) or registration number(s):
 A. Trademark Application Serial No.(s)
See attached Schedule A
 Additional numbers attached: **XX** Yes ___ No

B. Trademark Registration No.(s)
See attached Schedule B

5. Name and address of party to whom correspondence concerning document should be mailed:
 Name Kathy J. McKnight, Esq.
 Internal Address Shaw Pittman
 Street Address 2300 N Street, N.W.
 City Washington State D.C. Zip 20037-1128

6. Total number of applications and registrations involved: 24
 7. Total fees (37 CFR 3.41): **\$ 615.00**
XX Enclosed
 ___ Authorized to be charged to deposit account
 8. Deposit account number:
 (Attach duplicate copy of this page if paying by deposit account)

07/14/1999 MTHA11 00000204 75346467
 01 FC:48 40.00 OP
 02 FC:48 575.00 OP

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.
Kathy J. McKnight Kathy McKnight July 6, 1999
 Name of Person Signing Signature Date
 Total number of pages including cover sheet, attachments, and document: 7

4. A. Trademark Application Serial Nos.

Schedule A.

75/346467 (PERFORMANCE DATA WAREHOUSE)

75/358485 (PERFORMANCE DOCTOR)

4.B. Trademark Registration Nos.

Schedule B.

1,353,436 (THE MONITOR FOR CICS & Design)

1,506,979 (EYEWITNESS)

1,633,753 (THE MONITOR)

1,637,440 (THE MONITOR FOR MVS & Design)

1,641,086 (THE MONITOR)

1,647,409 (PINNACLE)

1,681,000 (LANDMARK SYSTEMS CORPORATION)

1,710,731 (NAVIGRAPH)

1,715,123 (LANDMARK & Design)

1,758,063 (NAVIGRAPH Stylized)

1,771,133 (THE MONITOR FOR MVS)

1,801,959 (PROBE X)

1,805,857 (NAVIGATE)

1,826,166 (THE MONITOR FOR VSE & Design)

1,829,237 (THE MONITOR FOR VSE)

1,875,082 (PROBE NET)

1,969,853 (PINNACLE & Design)

1,970,190 (THE LANDMARK MONITOR)

1,994,927 (THE MONITOR)

2,049,411 (NAVIPLEX)

2,145,011 (PERFORMANCEWORKS)

2,222,063 (PERFORMANCE DOCTOR)

ASSIGNMENT

WHEREAS, LANDMARK SYSTEMS CORPORATION, a Virginia corporation, having an address of 8000 Towers Crescent Drive, Vienna, Virginia 22812 (hereinafter "ASSIGNOR") adopted, used and is using the trademarks and service marks listed on Appendix A hereto for the goods and services listed on Appendix A and is the record owner of the United States Registrations of said marks.

WHEREAS, ASSIGNOR has adopted the trademarks listed on Appendix B hereto and is the record owner of the United States Applications to register said marks.

WHEREAS, LANDMARK TECHNOLOGY HOLDINGS CORPORATION, a Delaware corporation, having an address of 913 North Market Street, Suite 315, Wilmington, Delaware 19801 (hereinafter "ASSIGNEE"), has acquired all right, title and interest in and to the trademarks and service marks listed in Appendices A and B hereto, the goodwill symbolized thereby, the business associated therewith, and the United States registrations of and applications to register said marks, and is desirous of making said acquisition of record..

NOW, THEREFORE, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby mutually acknowledged, ASSIGNOR confirms that it has sold, assigned, transferred and conveyed and hereby sells, assigns, transfers and conveys to ASSIGNEE all rights, title and interest in and to the trademarks and service marks listed in Appendices A and B hereto, the goodwill symbolized thereby, the business associated therewith, and the registrations of and applications to register said marks, *nunc pro tunc* as of February 5, 1999.

LANDMARK SYSTEMS CORPORATION

By: Walter D. MacArthur
Name: Walter D. MacArthur
Title: VP - Legal and Administration 5/29/99

COMMONWEALTH OF VIRGINIA)
: SS:-
COUNTY OF FAIRFAX)

Signed before me this 17th day of May, 1999.

Kimberly A. Kusner
Notary Public

SEA:

My commission expires: 3/31/00

APPENDIX A

Reg. No.	Mark	Issue Date	Goods/Services
1,353,436	THE MONITOR FOR CICS & Design	August 6, 1993	Computer programs, program instruction manuals, and user documentation, namely, the general information manual and user's guide, all sold as a unit
1,506,979	EYEWITNESS	October 4, 1988	Computer programs for use in the field of software diagnostics and problem determination
1,633,753	THE MONITOR	February 5, 1991	Computer programs for use in the field of operating systems
1,637,440	THE MONITOR FOR MVS & Design	March 12, 1991	Computer programs for use in the field of operating systems
1,641,086	THE MONITOR	April 16, 1991	Computer programs, program instruction manuals, user manuals, online reference manuals, report writer and extended facilities users guide, for use in the field of operating systems, all sold as a unit
1,647,409	PINNACLE	June 11, 1991	Computer industry newsletter
1,681,000	LANDMARK SYSTEMS CORPORATION	March 31, 1992	Computer programs for use in the field of operating systems
1,710,731	NAVIGRAPH	August 25, 1992	Computer software in the field of data management
1,715,123	LANDMARK & Design	September 15, 1992	Computer programs for use in the

			field of operating systems
1,758,063	NAVIGRAPH (Stylized)	March 16, 1993	Computer software for computer systems performance monitoring and analysis
1,771,133	THE MONITOR FOR MVS	May 18, 1993	Computer programs for use in the field of operating systems
1,801,959	PROBE X	November 2, 1993	Computer software for use as a UNIX-based system performance monitor
1,805,857	NAVIGATE	November 23, 1993	Computer software utilized for communication among the manufacturer's software products
1,826,166	THE MONITOR FOR VSE & Design	March 15, 1994	Computer Software in the field of operating systems
1,829,237	THE MONITOR FOR VSE	April 5, 1994	Computer Software in the field of operating systems
1,875,082	PROBE NET	January 24, 1995	Computer software for use as a computer system performance monitor
1,969,853	PINNACLE & Design	April 23, 1996	Computer industry newsletter
1,970,190	THE LANDMARK MONITOR	April 23, 1996	Printed publications, namely a newsletter directed to applicant's customers concerning applicant's computer software products and customer service
1,994,927	THE MONITOR	August 20, 1996	Computer software in the field of operating systems

2,049,411	NAVIPLEX	April 1, 1997	Computer programs, namely, a cross-product monitor for system performance management
2,145,011	PERFORMANCEWORKS	March 17, 1998	Computer software for use in monitoring and managing client/server environments and business applications, namely, monitoring, reporting, modeling and capacity planning, business applications, namely, monitoring, reporting, modeling and capacity planning
2,222,063	PERFORMANCE DOCTOR	February 2, 1999	Computer consulting services, namely, computer hardware and software technical support delivered via on-site visits or through electronic mail

APPENDIX B

Serial No.	Mark	Filing Date	Goods/Services
75/346467	PERFORMANCE DATA WAREHOUSE	August 25, 1997	Computer software for use in the electronic storage of data
75/358485	PERFORMANCE DOCTOR	September 17, 1997	Publications, namely, technical books, printed analyses of products and companies, and printed presentations, all used in computer hardware and software trouble-shooting