

08-20-1999

FORM PTO-1594  
(Rev. 6-93)



SHEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

101123919

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

<p>1. Name of conveying party(ies): E-FAX COMMUNICATIONS</p> <p><input type="checkbox"/> Individual(s)      <input type="checkbox"/> Association</p> <p><input type="checkbox"/> General Partnership    <input type="checkbox"/> Limited Partnership  <input checked="" type="checkbox"/> Corporation-State California  <input type="checkbox"/> Other _____</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes  <input type="checkbox"/> No</p> <p>3. Nature of conveyance: <u>8-16-99</u></p> <p><input checked="" type="checkbox"/> Assignment    <input type="checkbox"/> Merger  <input type="checkbox"/> Security Agreement    <input type="checkbox"/> Change of Name  Other _____</p> <p>Execution Date: <u>April 14, 1999</u></p>	<p>2. Name and address of receiving party(ies):</p> <p>Name: <u>eFax.com, Inc.</u></p> <p>Internal Address: _____</p> <p>Street Address: <u>1378 Willow Road</u></p> <p>City: <u>Menlo Park</u>    State: <u>CA</u>    ZIP <u>94025</u></p> <p><input type="checkbox"/> Individual(s) citizenship _____  <input type="checkbox"/> Association _____  <input type="checkbox"/> General Partnership _____  <input type="checkbox"/> Limited Partnership _____  <input checked="" type="checkbox"/> Corporation-State <u>Delaware</u>  <input type="checkbox"/> Other _____</p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached:  <input type="checkbox"/> Yes    <input type="checkbox"/> No  (Designation must be a separate document from Assignment).  Additional name(s) &amp; address(es) attached?    <input type="checkbox"/> Yes    <input type="checkbox"/> No</p>
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<p>4. Application number(s) or registration number(s):  A. Trademark Application No.(s)  <u>75/656,348</u></p>	<p>B. Trademark Registration No.(s)  <u>1,786,350</u></p>
<p>Additional numbers attached?    <input type="checkbox"/> Yes    <input checked="" type="checkbox"/> No</p>	

<p>5. Name and address of party to whom correspondence concerning document should be mailed: <u>Anne H. Peck</u></p> <p>Name: <u>Cooley Godward LLP</u></p> <p>Internal Address: _____</p> <p>Street Address: <u>Five Palo Alto Square</u>  <u>3000 El Camino Real</u></p> <p>City: <u>Palo Alto</u>    State: <u>CA</u>    ZIP <u>94306</u></p>	<p>6. Total number of applications and registration involved: <input type="checkbox"/>  <u>2</u></p> <p>7. Total fee (37 CFR 3.41):.....  \$ <u>65.00</u></p> <p><input checked="" type="checkbox"/> Enclosed  <input type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit account number: <u>03-3118</u>  (Attach duplicate copy of this page if paying by deposit account)</p>
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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.*

03/19/1999 NTHAI1 00000170 75656348

[Signature]    8/10/99    Date

40.00 OF  
25.00 OF

Name of Person Signing

Total number of pages including cover sheet, attachments, and document: 2

**65E**

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

**TRADE NAME AND MARK ASSIGNMENT**

THIS TRADE NAME AND MARK ASSIGNMENT (this "Assignment") is made as of the 14 day of August, 1999, by and between E-FAX COMMUNICATIONS, INC., a California corporation ("E-Fax") and eFax.com, Inc., a Delaware corporation ("eFax.com").

WHEREAS E-Fax adopted, has used since 1989, and is using the trade names, service marks, and trademarks E-FAX and E-FAX COMMUNICATIONS in the United States and overseas in connection with electronic document communications and delivery services and related products and commercial activities (the "Names/Marks"); and

WHEREAS E-Fax owns federal service mark Registration No. 1,786,350 for E-FAX on the U.S. Patent and TradeMark Office's Supplemental Register, dated as of August 3, 1993 (the "U.S. Registration"); and

WHEREAS E-Fax owns a pending application for E-FAX on the U.S. Patent and Trademark Office's Principal Register, filed as of March 1, 1999 (the "U.S. Application"); and

WHEREAS E-Fax desires to assign the Names/Marks, the U.S. Registration, and the U.S. Application to eFax.com, and eFax.com desires to have the Names/Marks, the U.S. Registration and the U.S. Application assigned to it,

N O W, T H E R E F O R E, in consideration for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, E-Fax hereby assigns, conveys, transfers and delivers to eFax.com all right, title and interest worldwide in and to the Names/Marks, the U.S. Registration and the U.S. Application, including the goodwill of E-Fax's business symbolized by the Names/Marks.

IN WITNESS WHEREOF, E-Fax has caused this Assignment to be executed by its duly authorized officer.

E-FAX COMMUNICATIONS, INC.

By Joseph Karwat  
Joseph Karwat, President

*JK*