



## Assignment and License Back of Trademarks

WHEREAS, Brightware, Inc., a corporation incorporated in the state of Delaware and having its principle place of business located at 350 Ignacio Blvd., Novato, CA (hereinafter "Assignor") owns and has used the trademarks (hereinafter referred to as the "Marks" and set out in Schedule A, the registrations of which are included in Schedule B) , whether registered or unregistered, in association with various computer software technologies (hereinafter referred to as the "Technology"); and

WHEREAS, Mindbox, Inc., incorporated in the state of Calif. and having its principle place of business at 350 Ignacio Blvd., Novato, CA (hereinafter referred to as "Assignee") is desirous of acquiring any and all rights that Assignor may have in and to the said Marks and any registrations or pending registrations thereon, together with the goodwill of the business in connection with which the Marks are used and which are symbolized by the Marks, along with the right to recover for damages and profits for past infringements thereof;

NOW THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby assign unto Assignee all right, title and interest in and to the said Marks and the registrations therefor together with the goodwill of the business in connection with which the said mark is used and which is symbolized by the said Marks, along with the right to recover for damages and profits for past infringements thereof;

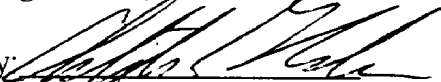
Assignor agrees to execute and deliver at the request of the Assignee, all papers, instruments, and assignments, and to perform any other reasonable acts the Assignee may require in order to vest all Assignor's rights, title, and interest in and to the Marks in the Assignee and/or to provide evidence to support any of the foregoing in the even such evidence is deemed necessary by the Assignee, to the extent such evidence is in the possession or control of Assignor.

Assignee shall assume all responsibilities, liabilities and costs associated with registering, maintaining registration of, protecting and enforcing the Marks.

Assignee grants to Assignor a non-exclusive, non-assignable, non-sublicensable, perpetual license to use the Marks for the purpose of identifying Assignor's products as including or being based upon the Technology. Assignor shall use its best efforts to ensure that Assignor does not use the Marks in any manner which will disparage the Marks or otherwise have a material adverse effect upon the Marks or the goodwill associated therewith. Assignor shall, from time to time, submit to Assignee a reasonable number of samples of product packaging, advertising or other materials which bear one or more of the Marks for purposes of evaluating the quality thereof.

This Assignment and License Back is executed this 31st day of March, 2000.

**Brightware, Inc.**

By: 

Name: Chris Erickson

Title: President/CEO

**Mindbox, Inc**

By: 

Name: Richard Boyfus

Title: Chief Executive Officer

Mindbox, Inc., a California corporation

By: 

Name: Brian D. Young

Title: V.P. Finance & Administration

**Schedule A**  
The Marks and their Associated Registration Status

TRADEMARK	CLASS(ES)	COUNTRY	APPL. NO. FILING DATE	REG. NO. ISSUE DATE	STATUS AND REMARKS
ART	009	US	589948 03/25/86	1430923 03/03/87	Registered Affidavit of Use Due : 03/03/92; completed Next Renewal Due : 03/03/07 End Sec.8 due 03/03/93; completed
ART*ENTERPRISE	9 (9.40)	BR	817184171 04/20/93		Pending
ART*ENTERPRISE	9 42	KR	98-1766 12/18/98		Pending Response due 10/23/99 completed 10/19/99
ART*ENTERPRISE	40 (40.34)	BR	817187898 04/26/93	817187898 03/28/95	Registered Next Renewal Due : 03/28/05 Reg. certificate received due completed 08/23/99
ART*ENTERPRISE (stylized)	9	CH	7587/1996 10/16/96	441460	Registered Next Renewal Due : 10/16/06
ART*ENTERPRISE (stylized)	9	EM	382770 10/25/96	000382770 09/24/98	Registered Next Renewal Due : 10/25/06 Covers DE FI IE AT FR IT BE GB LU DK GR PT ES NL SE Registration fee due 07/27/98 completed 07/15/98 Reg. certificate received due completed 02/24/99
ART*ENTERPRISE - Stylized	009;	US	346660 01/08/93	1857208 10/04/94	Registered Affidavit of Use Due : 10/04/99 End Sec.8 due 10/04/00
ART-IM	9 (9.40)	BR	817187880 04/26/93	817187880 03/28/95	Pending
ART-IM	9	BX	67210 05/11/89	462398 09/29/95	Renewed Renewal Base Date : 05/11/99 Next Renewal Due : 05/11/09 Renewal certificate received due completed 06/25/99
ART-IM		CA	631927 05/12/89	374555 10/19/90	Registered Next Renewal Due : 10/19/05
ART-IM	9	CH		373601	Registered Next Renewal Due : 05/12/99
ART-IM	9 42	DE	J24005/9wz 05/18/89	1155863 03/14/90	Renewed Renewal Base Date : 05/18/99 Next Renewal Due : 05/31/09
ART-IM	9	ES	1501698 05/26/89	1501698 07/02/97	Registered Next Renewal Due : 05/26/99 TAX due 05/26/94 Response due 01/31/97 Response due 02/01/97 Response due 07/06/98
ART-IM	9	FR	131441 05/19/89	1531915 05/19/89	Renewed Renewal Base Date : 05/19/99 Next Renewal Due : 05/18/09 Renewal certificate received due completed 04/07/99
ART-IM	39	KR	89-12216	205684 11/23/90	Registered Next Renewal Due : 11/23/00

TRADEMARK	CLASS(ES)	COUNTRY	APPL. NO. FILING DATE	REG. NO. ISSUE DATE	STATUS AND REMARKS
ART-IM	009;	US	761386 11/02/88	1552660 08/22/89	Registered Affidavit of Use Due : 08/22/94; completed Next Renewal Due : 08/22/09 End Sec.8 due 08/22/95; completed
ART-IM	038;	US - California		89129 12/27/88	Registered Next Renewal Due : 12/27/98
ART-IM	40 (40.34)	BR	817187871 04/26/93	817187871	Pending
ART-IM	9	IT	RM97C002265 05/13/97		Pending Re-filing of 17111-4IT due to non- use OK to proceed per Gwen Peterson/rd 5/20/97
INFERENCE ART	1 9	CH	10/03/86	348347	Registered Next Renewal Due : 10/03/06
INFERENCE ART	9	GB	1329441 12/11/87	1329441 07/14/89	Registered Next Renewal Due : 12/11/04

**Schedule B**

Copies of the Registrations for selected ones of the Marks listed in Exhibit A

<b>상표 등록번호</b>		<b>제205684호</b>	
<b>권리란</b>			
<b>표시번호</b>	<b>사항</b>		
1번	<b>출원 년 월 일</b>	1989년 05월 19일	<b>출원 번호</b> 1989-012216
	<b>공고 년 월 일</b>	1990년 09월 27일	<b>출원 공고 번호</b> 1990-022007
	<b>사정 년 월 일</b>	1990년 11월 12일	<b>상품 류 구분</b> 제 039 류
	<b>지정 상품</b>	아이씨칩및디스켓, 컴퓨터프로그램이수록된디스크, 테이프	
	<b>존속기간 만료 일</b>	2000년 11월 23일	
1990년 11월 23일 등록			

<b>권리자란</b>	
<b>순위번호</b>	<b>사항</b>
1번	(등록권리자) 미합중국캘리포니아로스엔젤레스더블유션슈리블바드5300 (우편번호90045) 인퍼런스코오포레이션 20 1990년 11월 23일 등록
2번	(권리의이전등록) <b>ASSIGNMENT</b> 접수 일자 : 1995년 11월 13일 접수 번호 : 1995-003934 통역 의무사 : 미합중국캘리포니아로스엔젤레스더블유션슈리블바드5300 (우편번호90045) 인퍼런스코오포레이션 등록 권리자 : 미합중국캘리포니아노바토, 슈우트310 로울랜드웨이101 브라이튼웨이인크 등록원인 일자 : 1995년 09월 14일 등록원인 : 양도 1995년 11월 13일 등록

종 목 번 호 제40-205684-00-00 호

40-89-012216

ART — IM



TRANSLATION

Registration Number : 205684

Assignment

The date of receipt : November 13, 1995

Assignor : Inference Corporation

Assignee : Brightware Inc.

The assigned date : September 14, 1995



INSTITUT NATIONAL DE LA PROPRIÉTÉ INDUSTRIELLE

26 bis, rue de Saint Pétersbourg  
75800 Paris Cedex 08  
Téléphone: 01 53 04 53 04 Télécopie: 01 42 93 59 30

Code de la propriété intellectuelle Livre VII

RÉCÉPISSÉ DE DÉCLARATION DE RENOUVELLEMENT

Confirmation d'un dépôt par télécopie

À remettre au titulaire ou au mandataire

Réserve à l'INPI

DATE ET LIEU DE RECEPTION

19/05/89  
PARIS

1 NOM ET ADRESSE DU DÉCLARANT OU DU MANDATAIRE  
À QUI LA CORRESPONDANCE DOIT ÊTRE ADRESSÉE

CABINET BEAU DE LOMENIE  
138, rue de l'Université  
75007 PARIS

2 DÉCLARANT (S) (propriétaire (s) de la marque) Énoncer dans l'ordre: nom (à souligner) et prénoms ou dénomination ou raison sociale et forme juridique, domicile ou siège.

**BRIGHTWARE, INC.** (société organisée sous les lois de l'État de Delaware)  
350 Ignacio Boulevard, Suite 100  
Novato, California 94949  
U.S.A.

Si la personne ci-dessus est le mandataire, joindre le pouvoir ou, en cas de pouvoir permanent, une copie de ce dernier rappelant son numéro d'enregistrement.

En cas d'insuffisance de place, utiliser l'imprime "suite"

n° SIREN

Si le déclarant n'est pas le déposant initial, indiquer le n° d'inscription de l'acte de transmission de propriété au Registre National des Marques: 191369\*

3 ENREGISTREMENT CONCERNÉ

- Marque  française  internationale

Italienne attendue à la France

- Signe concerné: **ART-IM**

- Date du dépôt: 19/05/89

- N° national ou n° d'enregistrement: 1531915

- N° du bulletin dans lequel l'enregistrement a été publié: 89/45

(pour les marques françaises, le dernier enregistrement;  
pour les marques internationales, le dernier renouvellement)

- Le cas échéant, acte ayant affecté partiellement l'enregistrement:

renonciation  annulation  déchéance

décision rapportant partiellement l'enregistrement

Le cas échéant, renouvellement effectué en même temps qu'un nouveau dépôt de la même marque sous une forme modifiée ou pour d'autres produits et services

Réserve à l'INPI

N° du bulletin dans lequel le présent renouvellement sera publié.

4 PORTÉE DU RENOUVELLEMENT

intégralité des produits et services

CLASSES: 009-

partie des produits et services

PRODUITS ET SERVICES CONCERNÉS

CLASSE

En cas d'insuffisance de place, utiliser l'imprime "suite"

5 SIGNATURE DU DÉCLARANT OU DU MANDATAIRE

(nom et qualité du signataire)

MANDATAIRE: CABINET BEAU DE LOMENIE  
GERARD JASSAS NUM 000 92-3012

La loi n° 76-77 du 6 janvier 1976 relative à l'informatique, aux fichiers et aux bases, s'applique aux registres tenus à ce titre. Elle garantit un droit d'accès et de rectification pour les données vous concernant auprès de l'INPI.

Istituto Federale della Proprietà Intellettuale  
Swiss Federal Institute of Intellectual Property  
Kinstelstrasse 2 - CH-3005 Bern - Telefon +41 31 325 26 25 - Fax +41 31 325 26 26 - PC 30-4000-1

## Bescheinigung über die Eintragung einer Marke

Wir bestätigen Ihnen folgende Angaben, die ins schweizerische Markenregister eingetragen wurden.

Die Eintragung ist während 10 Jahren vom Hinterlegungsdatum an gültig.

Die Markendaten wurden wie folgt im Schweizerischen Handelsamtsblatt Nr. 0112 vom 16. Juni 1997 veröffentlicht:

Hinterlegungsdatum: 16. Oktober 1996

Marke: 441460

**ART\*Enterprise**

Markeninhaber/in  
Brightware, Inc.  
350 Ignacio Boulevard  
Suite 100  
Novato (CA 94949)  
US-Vereinigte Staaten v. Amerika

Vertreter/in  
Hug Interlizenz AG  
Nordstrasse 31  
Postfach 127  
8035 Zürich

Verzeichnis der Waren und/oder Dienstleistungen  
9 Computerprogramme für künstliche Intelligenz.



OHIM - OFFICE FOR HARMONIZATION IN THE INTERNAL MARKET
OAMI - OFICINA DE ARMONIZACIÓN DEL MERCADO INTERIOR

CERTIFICATE OF REGISTRATION

This Certificate of Registration is hereby issued for the Community trade mark identified below. The corresponding entries have been recorded in the Register of Community Trade Marks.

CERTIFICADO DE REGISTRO

Se emite este certificado de registro para la marca comunitaria identificada a continuación. Las menciones y las informaciones relativas a esta marca han sido inscritas en el Registro de marcas comunitarias.

0382770

ART Enterprise

Registered/Registrada, 24/09/1998

The President/El Presidente