

03-20-2000



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OPR/FINANCE

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

<p>1. Name of conveying party:</p> <p><b>First Source Financial LLP</b>  <b>2850 West Golf Road</b>  <b>Fifth Floor</b>  <b>Rolling Meadows, Illinois 60008</b></p> <p><input checked="" type="checkbox"/> A Limited Liability Partnership of Illinois</p>	<p>2. Name and address of receiving party:</p> <p><b>EMC Technology LLC</b>  <b>1971 Old Cuthbert Road</b>  <b>Cherry Hill, New Jersey 08034</b></p> <p><input checked="" type="checkbox"/> A Delaware Corporation</p>
<p>3. Nature of conveyance:</p> <p><input type="checkbox"/> Assignment  <input type="checkbox"/> Merger  <input checked="" type="checkbox"/> <b>Release of Security Agreement</b>  <input type="checkbox"/> Change of Name  <input type="checkbox"/> Other: _____</p> <p>Execution Date(s): <b>February 14, 2000</b></p>	
<p>4. Trademark Registration No.(s): <b>1,177,088 and 2,172,955</b></p> <p>Trademark Application No.(s):</p>	

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01 FC:481  
02 FC:48240.00 OP  
25.00 OP

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

**James D. Kole, Esq.**  
**NIXON PEABODY LLP**  
**Clinton Square**  
**P.O. Box 1051**  
**Rochester, New York 14603**

6. Total number of registrations/applications involved: **2**

7. Total fee (37 CFR 3.41): **\$65.00**

☐ Previously paid (see original transmittal)

☒ A check in the amount of **\$65.00** is enclosed.

8. Deposit Account Number: 14-1138

☐ Charge total fee to account.

☒ Charge any additional fees to account.

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. Charges to deposit account are authorized, as indicated herein.

Date: 2/18/00

  
**James D. Kole**

[Total number of pages including cover sheet, attachments and document: **5**]

# RELEASE OF TRADEMARK SECURITY AGREEMENT

This Release is made as of this 14<sup>th</sup> day of February, 2000, by FIRST SOURCE FINANCIAL LLP, an Illinois registered limited liability partnership ("First Source"), having an office at 2850 West Golf Road, Fifth Floor, Rolling Meadows, Illinois 60008, in favor of EMC TECHNOLOGY LLC, a Delaware limited liability company (the "Company"), having an office at 1951 Old Cuthbert Road, Unit 401/402/403B, Cherry Hill Commerce Center, Cherry Hill, New Jersey 08034.

For good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, First Source, for the benefit of the Company, hereby unconditionally and expressly releases, terminates and extinguishes any and all of its right, title and interest in and to any and all liens and security interest it may have upon (a) all now owned or existing or hereafter arising trademarks, registrations of trademarks and applications for registration, including any of the foregoing listed on Schedule A attached hereto (b) all goodwill connected with and symbolized by any of the foregoing and (c) all other collateral in which liens and security interests were established under and pursuant to that certain Agreement (Trademark) dated as of September 17, 1998, and recorded with the United States Patent and Trademark Office on September 25, 1998 at Reel 1790, Frame 0423.

This Release shall be binding upon First Source's legal representatives, assigns and successors.

FIRST SOURCE FINANCIAL LLP,  
an Illinois registered limited liability partnership

By: FIRST SOURCE FINANCIAL, INC., a Delaware corporation, its Agent/Manager

By: 

Name: EDWARD A. SZARKOWICZ

Title: VICE PRESIDENT

STATE OF ILLINOIS            )  
                                           ) SS:  
 COUNTY OF Cook            )

I, John Krol, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Edward A. Szarkowicz personally known to me to be the Vice President of FIRST SOURCE FINANCIAL, INC., a Delaware corporation, the Agent/Manager of FIRST SOURCE FINANCIAL LLP, an Illinois registered limited liability partnership, who is personally known to me to be the same person whose name is subscribed to the foregoing Release, appeared before me this day in person and acknowledged that he/she signed and delivered the said Release as his/her free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

GIVEN under my hand and seal this 9<sup>th</sup> day of February, 2000.

My commission expires:

\_\_\_\_\_

John Krol  
 \_\_\_\_\_  
 Notary Public

**OFFICIAL SEAL**  
**JOHN KROL**  
 NOTARY PUBLIC, STATE OF ILLINOIS  
 MY COMMISSION EXPIRES: 01/26/03

[NOTARIAL SEAL]

ATTACHMENT 1  
to  
Agreement  
(Trademark)

**Item A. Trademarks**

Registered Trademarks

<u>* Country</u>	<u>Trademark</u>	<u>Registration No.</u>	<u>Registration Date</u>
U.S.	Thermopad	1,177,088	June 15, 1993
U.S.	Smart Load	75,314,235	July 14, 1998

Pending Trademark Applications

<u>* Country</u>	<u>Trademark</u>	<u>Serial No.</u>	<u>Filing Date</u>
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Trademark Applications in Preparation

<u>* Country</u>	<u>Trademark</u>	<u>Docket No.</u>	<u>Expected Filing Date</u>	<u>Products/ Services</u>
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**Item B. Trademark Licenses**

<u>* Country or Territory</u>	<u>Trademark</u>	<u>Licensor</u>	<u>Effective Licensee</u>	<u>Expiration Date</u>	<u>Date</u>
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\* List items related to the United States first for ease of recordation. List items related to other countries next, grouped by country and in alphabetical order by country name.