

07-07-2000



101397874

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- ☒ New
- ☐ Resubmission (Non-Recordation)
Document ID #
- ☐ Correction of PTO Error
Reel # Frame #
- ☐ Corrective Document
Reel # Frame #

Conveyance Type

- ☐ Assignment ☐ License
- ☐ Security Agreement ☐ Nunc Pro Tunc Assignment
- ☐ Merger
- ☒ Change of Name
- ☐ Other
- Effective Date
Month Day Year
12 8 99

Conveying Party

☐ Mark if additional names of conveying parties attached

Name

Execution Date
Month Day Year
12 8 99

Formerly

2159426

- ☐ Individual ☐ General Partnership ☐ Limited Partnership ☐ Corporation ☐ Association
- ☐ Other

☒ Citizenship/State of Incorporation/Organization

Receiving Party

☐ Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

- ☐ Individual ☐ General Partnership ☐ Limited Partnership
- ☒ Corporation ☐ Association
- ☐ Other

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

☒ Citizenship/State of Incorporation/Organization

07/07/2000 DC0ATES 00000123 2159426

FOR OFFICE USE ONLY

01 FC:481
02 FC:482

40.00 OP
25.00 OP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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

TRADEMARK

REEL: 002097 FRAME: 0124

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

1

Trademark Application Number(s) or Registration Number(s)

☐

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

2,159,426

2,189,686

Number of Properties

Enter the total number of properties involved.

#

2

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

65.00

Method of Payment:

Enclosed ☒

Deposit Account ☐

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes ☐

No ☒

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.

Claire M. Kimball

Name of Person Signing

Claire M. Kimball

Signature

5/17/00

Date Signed

RECORDATION FORM COVER SHEET
CONTINUATION
TRADEMARKS ONLY

U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

Conveying Party

Enter Additional Conveying Party

☐

Mark if additional names of conveying parties attached

Execution Date

Month Day Year

Name

Formerly

☐

Individual

☐

General Partnership

☐

Limited Partnership

☐

Corporation

☐

Association

☐

Other

☐

Citizenship State of Incorporation/Organization

Receiving Party

Enter Additional Receiving Party

☐

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

☐

Individual

☐

General Partnership

☐

Limited Partnership

☐

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached (Designation must be a separate document from the Assignment.)

☐

Corporation

☐

Association

☐

Other

☐

Citizenship/State of Incorporation/Organization

Trademark Application Number(s) or Registration Number(s)

☐

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

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The Commonwealth of Massachusetts

Secretary of the Commonwealth

State House, Boston, Massachusetts 02133

William Francis Galvin
Secretary of the
Commonwealth

December 8, 1999

TO WHOM IT MAY CONCERN:

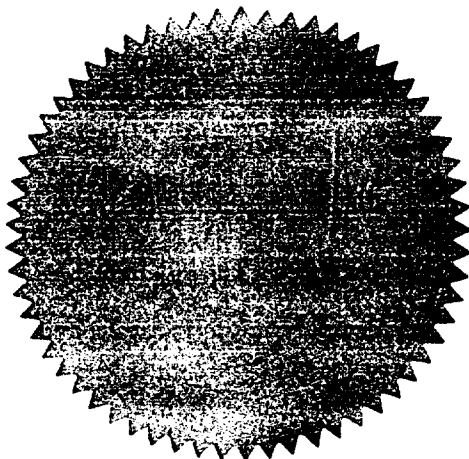
I hereby certify that according to records in this office, SPECTRUM ASSOCIATES, INC. was incorporated under the General Laws of this Commonwealth on February 8, 1988.

I further certify that by Articles of Amendment filed here April 18, 1996, the name of said corporation was changed to PIVOTPOINT, INC.

I also certify that the following amendments to the Articles of Organization appear of record here, namely:-

Articles of Amendment	Filed	November 1, 1995
Articles of Amendment	Filed	January 3, 1997

I further certify that no other amendments to the Articles of Organization appear of record here in this office and said corporation still has a legal existence.



In testimony of which,
I have hereunto affixed the
Great Seal of the Commonwealth
on the date first above written.

William Francis Galvin

Secretary of the Commonwealth

jbm

John T. Nugent, Esquire
155 New Boston Street
Suite 124
Woburn, MA 01801

January 30, 1988

Secretary of State
Michael Connolly's Office
Corporations Division
1 Ashburton Place
17th Floor
Boston, MA 02108

Dear Sir/Madame:

Enclosed please find the Articles of Organization for Spectrum
Assocaites, Inc. for your approval. Also enclosed is a check in the
amount of \$150.00 for the requisite filing fee.

Thank you for your attention in this matter.

Sincerely,

John T. Nugent
JTN/kmn
Enc.

The Commonwealth of Massachusetts

OFFICE OF THE MASSACHUSETTS SECRETARY OF STATE

MICHAEL JOSEPH CONNOLLY, Secretary

ONE ASHBURTON PLACE, BOSTON, MASS. 02108

ARTICLES OF ORGANIZATION

(Under G.L. Ch. 156B)

Incorporators

NAMEPOST OFFICE ADDRESS

Include given name in full in case of natural persons; in case of a corporation, give state of incorporation.

Anthony J. Baudanza 60 Jarman Rd. Sudbury, MA 01776

John T. Nugent 190 Woburn St. Wilmington, MA 01887

The above-named incorporator(s) do hereby associate (themselves) with the intention of forming a corporation under the provisions of General Laws, Chapter 156B and hereby state(s):

1. The name by which the corporation shall be known is:

Spectrum Associates, Inc.

88 035060

2. The purpose for which the corporation is formed is as follows:

To provide computer software support and management consulting services to businesses.

To develop and market computer software products.

To carry on any business or activity which may be lawfully carried on by a corporation organized under the Business Corporation Law of the Commonwealth of Massachusetts, whether or not related to those referred to in the foregoing paragraph.

To take over as a going concern the business heretofore carried on by Anthony J. Baudanza and John T. Nugent, co-partners, doing business under the firm name and style of Spectrum Associates and shall acquire all of the assets and shall assume all of the liabilities of said partnership.

C ☐
P ☒
M ☐
R.A. ☐

NOTE: ONCE DOCUMENT IS ACCEPTED AND FILLED, CHANGES MUST BE BY AMENDMENT OR CERTIFICATE OF CHANGE ONLY

Note: If the space provided under any article or item on this form is insufficient, additions shall be set forth on separate 8 1/2 x 11 sheets of paper leaving a left hand margin of at least 1 inch for binding. Additions to more than one article may be continued on a single sheet so long as each article requiring each such addition is clearly indicated.

TRADEMARK

REEL: 002097 FRAME: 0129

3. The total number of shares and the par value, if any, of each class of stock within the corporation is authorized as follows:

CLASS OF STOCK	WITHOUT PAR VALUE	WITH PAR VALUE		
	NUMBER OF SHARES	NUMBER OF SHARES	PAR VALUE	AMOUNT
Preferred	None		0	\$.....
Common	400		0	

- *4. If more than one class is authorized, a description of each of the different classes of stock with, if any, the preferences, voting powers, qualifications, special or relative rights or privileges as to each class thereof and any series now established:

None

- *5. The restrictions, if any, imposed by the Articles of Organization upon the transfer of shares of stock of any class are as follows:

THESE SHARES ARE RESTRICTED.

For the text of the restrictions imposed upon the transfer of these shares of stock, attached hereto and made a part hereof is page 2a.

- *6. Other lawful provisions, if any, for the conduct and regulation of business and affairs of the corporation, for its voluntary dissolution, or for limiting, defining, or regulating the powers of the corporation, or of its directors or stockholders, or of any class of stockholders:

- The Corporation may be a partner in any business enterprise.
- In addition to the Corporate Stockholders, the Director may make, amend or appeal the Corporate By-Laws in whole or in part, except with respect to any provision thereof which by law, the Articles of Organization or the By-Laws require action by the Stockholders.
- Any annual or special meeting of the Stockholders may be held anywhere in the United States.

*If there are no provisions state "None".

The Commonwealth of Massachusetts

William Francis Galvin
Secretary of the Commonwealth
One Ashburton Place, Boston, Massachusetts 02108-1512

ARTICLES OF AMENDMENT
(General Laws, Chapter 156B, Section 72)

Wc. Daryll L. Wartluft, *President /~~XXXXXXXXXX~~
and John J. Egan III, ~~XXXXXX~~ *Assistant Clerk,
of Spectrum Associates, Inc.
(Exact name of corporation)
located at 600 West Cummings Park, Woburn, MA 01801
(Street address of corporation in Massachusetts)

certify that these Articles of Amendment affecting articles numbered:

Article 1

(Number those articles 1, 2, 3, 4, 5 and/or 6 being amended)

of the Articles of Organization were duly adopted at a meeting held on April 17, __, 19 96, by vote of:

2,496,574 shares of Common Stock of 2,496,574 shares outstanding,
(type, class & series, if any)

161,000 shares of Series A Preferred Stock of 161,000 shares outstanding, and
(type, class & series, if any)

____ shares of _____ of _____ shares outstanding,
(type, class & series, if any)

¹being at least a majority of each type, class or series outstanding and entitled to vote thereon: / or ²being at least two-thirds of each type, class or series outstanding and entitled to vote thereon and of each type, class or series of stock whose rights are adversely affected thereby:

VOTED: That the name of the Corporation be changed
from Spectrum Associates, Inc. to Pivotpoint, Inc.

*Delete the inapplicable words.

**Delete the inapplicable clause.

¹ For amendments adopted pursuant to Chapter 156B, Section 70.

² For amendments adopted pursuant to Chapter 156B, Section 71.

Note: If the space provided under any article or item on this form is insufficient, additions shall be set forth on one side only of separate 8 1/2 x 11 sheets of paper with a left margin of at least 1 inch. Additions to more than one article may be made on a single sheet so long as each article requiring each addition is clearly indicated.

TRADEMARK

REEL: 002097 FRAME: 0131

To *change* the number of shares and the par value (if any) of any type, class or series of stock which the corporation is authorized to issue, fill in the following:

The total *presently* authorized is:

WITHOUT PAR VALUE STOCKS		WITH PAR VALUE STOCKS		
TYPE	NUMBER OF SHARES	TYPE	NUMBER OF SHARES	PAR VALUE
Common:		Common:		
Preferred:		Preferred:		

Change the total authorized to:

WITHOUT PAR VALUE STOCKS		WITH PAR VALUE STOCKS		
TYPE	NUMBER OF SHARES	TYPE	NUMBER OF SHARES	PAR VALUE
Common:		Common:		
Preferred:		Preferred:		

The foregoing amendment(s) will become effective when these Articles of Amendment are filed in accordance with General Laws, Chapter 156B, Section 6 unless these articles specify, in accordance with the vote adopting the amendment, a later effective date not more than *thirty days* after such filing, in which event the amendment will become effective on such later date.

Later effective date: Effective immediately upon filing

SIGNED UNDER THE PENALTIES OF PERJURY, this 17th day of April, 19 96.

Daryll L. Wartluff

, *President ~~XXXXXX~~

John J. Egan III

, ~~XXXXXX~~ Assistant Clerk.

*Delete the inapplicable words.

TRADEMARK

REEL: 002097 FRAME: 0133

6719

534276

THE COMMONWEALTH OF MASSACHUSETTS

SECRETARY OF
THE COMMONWEALTH

ARTICLES OF AMENDMENT

(General Laws, Chapter 156B, Section 72)

96 APR 18 PM 2:39

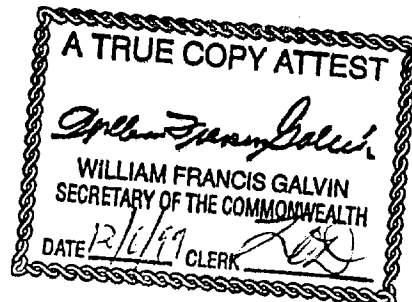
I hereby approve the within Articles of Amendment and, the filing fee in
the amount of \$ 100 having been paid, said articles are deemed
to have been filed with me this 18th day of APRIL
19 96.

Effective date: _____

William Francis Galvin

WILLIAM FRANCIS GALVIN

Secretary of the Commonwealth



TO BE FILLED IN BY CORPORATION

Photocopy of document to be sent to:

Toni Ann Peppe
Legal Assistant

Goodwin, Procter & Hoar LLP

Exchange Place, Boston, MA 02109
(617) 570-1694

TRADEMARK

REEL: 002097 FRAME: 0134

6719

534276

THE COMMONWEALTH OF MASSACHUSETTS

SECRETARY OF
THE COMMONWEALTH

ARTICLES OF AMENDMENT
(General Laws, Chapter 156B, Section 72)

96 APR 18 PM 2:39

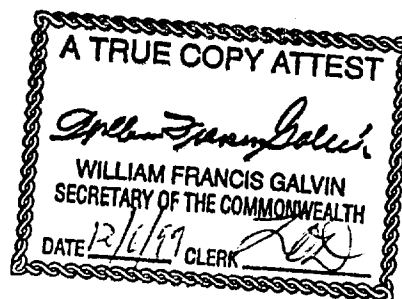
I hereby approve the within Articles of Amendment and, the filing fee in
the amount of \$ 100 having been paid, said articles are deemed
to have been filed with me this 18th day of APRIL
19 96.

Effective date: _____

William Francis Galvin

WILLIAM FRANCIS GALVIN

Secretary of the Commonwealth



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