

7.31.00 RECORDATIC  
TRADE

09-06-2000

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office



101450389

Tab settings = = =

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

1. Name of conveying party(ies):

ePods, Inc.

- ☐ Individual(s) ☐ Association  
☐ General Partnership ☐ Limited Partnership  
☒ Corporation-State  
☐ Other

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment ☐ Merger  
☒ Security Agreement ☐ Change of Name  
☐ Other

Execution Date: July 27, 2000

2. Name and address of receiving party(ies)

Name: Salton, Inc.

Internal Address:

Street Address: 550 Business Center Drive  
Mt. Prospect IL 60056  
City: State: ZIP:

- ☐ Individual(s) citizenship  
☐ Association  
☐ General Partnership  
☐ Limited Partnership  
☒ Corporation-State Delaware  
☐ Other

If assignee is not domiciled in the United States, a domestic representative designee is attached: ☐ Yes ☒ No

(Designations must be a separate document from assignment)

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

A. Trademark Application No.(s)

75/814,035

B. Trademark Registration No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: Carol Anne Been

Internal Address:

Sonnenschein Nath & Rosenthal

8000 Sears Tower

Street Address:

233 S. Wacker Drive

City: Chicago State: IL ZIP: 60606

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

☒ Enclosed

☐ Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

09/01/2000 NTHA11 00000014 75/814035

DO NOT USE THIS SPACE

01 FG:481

40.00 DP

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.

Carol Anne Been

Name of Person Signing

Carol Anne Been  
Signature

July 31, 2000

Date

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

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20530

TRADEMARK  
REEL: 002129 FRAME: 0582

## ASSIGNMENT FOR SECURITY

### (Trademarks)

WHEREAS, ePods, Inc., a Washington corporation having a principal office address of 2601 Fourth Avenue, Suite 400, Seattle, Washington, 98121 (hereinafter referred to as "Assignor"), has adopted, used, or is using the trademarks listed on the annexed Schedule, which trademarks are the subject of pending applications in the United States Patent and Trademark Office (the "Trademarks");

WHEREAS, Assignor has entered a Security Agreement dated as of July 27, 2000 (the "Agreement") in favor of Salton, Inc., a Delaware corporation, having an address at 550 Business Center Drive, Mt. Prospect, Illinois 60056 (hereinafter referred to as "Assignee") in order to secure the prompt and complete payment, observance and performance of certain Promissory Notes, as defined in the Agreement;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby assign unto Assignee and grant to Assignee a security interest in, and mortgage on, all right, title, and interest of Assignor in and to the Trademarks solely as used in connection with Assignor's Internet access service, and the applications and registrations thereof, together with the goodwill of the Internet access service business connected with the use of and symbolized by the Trademarks, and all proceeds thereof, including, without limitation, any and all royalties for any licenses thereof (the "Collateral"), to secure the prompt and complete payment, performance and observance of the Obligations, as defined in the Agreement. Assignor does hereby further acknowledge and affirm that the rights and remedies of Assignee with respect to the assignment of the security interest in the Collateral made and granted hereby are more fully set forth in the Agreement, the terms and provisions of which are hereby incorporated herein by reference as if fully set forth herein.

IN WITNESS WHEREOF, Assignor has caused this Assignment to be duly executed by its officer thereunto duly authorized as of this 27<sup>th</sup> day of July, 2000.

ePods, Inc.

By: \_\_\_\_\_

Bruce Silverstein  
Co-President

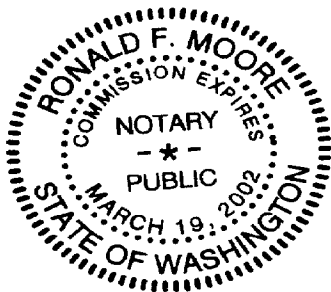
STATE OF WASHINGTON )  
 ) SS.  
COUNTY OF KING )

On this 27th day of July, 2000 before me personally appeared Bruce Silverstein, to me known, who being by me duly sworn according to law, on his oath stated that he is the Co-President of ePods, Inc. and acknowledged that he signed, sealed and delivered the foregoing instrument as the free and voluntary act and deed of said corporation.

Ronald F. Moore  
Notary Public

My Commission Expires: 03/19/02

11133857



- 2 -

11132674v1

TRADEMARK  
REEL: 002129 FRAME: 0584

**ePods, Inc.**  
**Intellectual Property Schedule**

**Patents**

None

**Trademarks**

United States:

**Mark**

**Application**  
**Number**

ePODS (Class 42)

75/814,035

**Copyrights**

None