03-08-2001 U.S. Department of Con-FORM PTO-1618A Patent and Trademark Office 101629902 TRADEMARK OMB 0651-0027 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 Conveyance Type X X Assignment License New Resubmission (Non-Recordation) Security Agreement **Nunc Pro Tunc Assignment** Document ID # **Effective Date** Merger Month Day Year Correction of PTO Error /24/01 Reel # Frame # **Change of Name Corrective Document** Reel# Frame # Other Conveying Party Mark if additional names of conveying parties attached **Execution Date** Month Day Year Name Longboard, Inc. 1/24/01 Formerly Magellan Network Systems, Inc. Limited Partnership Individual General Partnership Corporation **Association** Other X Citizenship/State of Incorporation/Organization California Receiving Party Mark if additional names of receiving parties attached Name Intertech Management Group, Inc. DBA/AKA/TA Composed of 400 Chesterfield Center Address (line 1) Address (line 2) 63017 Address (line 3) Missouri Chesterfield State/Country Zip Code If document to be recorded is an Individual General Partnership Limited Partnership assignment and the receiving party is not domiciled in the United States, an \*Corporation **Association** appointment of a domestic representative should be attached. (Designation must be a separate Other document from Assignment.) Missouri Citizenship/State of Incorporation/Organization FOR OFFICE USE ONLY 40.00 0 0:48 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 Inment Practice, DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS

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

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REEL: 002246 FRAME: 0620

FORM PTO-1618B Expires 06/30/99	Pa	ge 2	U.S. Department of Commerce Patent and Trademark Office					
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Address (line 1) Kirkpatrick & Lockhart LLP								
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Pages Enter the total number of pages of the attached conveyance document # 4								
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Trademark Application Number(s) Registration Number(s)								
		2,225,739						
Number of Properties Enter the total number of properties involved. #								
Fee Amount Fee Amount for Properties Listed (37 CFR 3.41):								
Method of Payment: Enclosed X Deposit Account								
Deposit Account  (Enter for payment by deposit account or if additional fees can be charged to the account.)  Deposit Account Number: # 11-1110								
	•							
Authorization to charge additional fees: Yes x 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.							
George D. I	Dickos	Jun D. Michon	2/23/01					
·	erson Signing	Signature	Date Signed					

TRADEMARK REEL: 002246 FRAME: 0621

## ASSIGNMENT OF INTELLECTUAL PROPERTY RIGHTS

WHEREAS, LongBoard, Inc. (f/k/a Magellan Network Systems, Inc., a California corporation ("ASSIGNOR"), pursuant to that certain Asset Transfer Agreement, dated as of April 30, 1998, between ASSIGNOR, Michael S. Colbert and Access Communications, Inc., a Hawaii corporation, acquired all right, title, and interest in and to the trademark "Abillity®" and Registration No. 2,225,739 therefor, registered with the U.S. Patent and Trademark Office on February 23, 1999, and the good will of the business connected with and symbolized thereby(collectively, the "Intellectual Property"); and

WHEREAS, ASSIGNOR currently owns all right, title, and interest in and to the Intellectual Property and the good will of the business connected with and symbolized thereby; and

WHEREAS, ASSIGNOR and Intertech Management Group Inc., a Missouri corporation ("ASSIGNEE"), have entered into an agreement pursuant to which ASSIGNEE is acquiring all right, title, and interest in and to the Intellectual Property and the good will of the business connected with and symbolized thereby.

NOW, THEREFORE, for the consideration given pursuant to the agreement between ASSIGNOR and ASSIGNEE and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR, intending to be legally bound hereby, agrees as follows:

- 1. ASSIGNOR, as of the date of this Assignment, hereby assigns, transfers, and sells to ASSIGNEE, its successors, assigns and legal representatives the full and exclusive right, title, and interest in and to the Intellectual Property and the good will of the business connected with the use of and symbolized thereby, including without limitation the right to sue for past, present and future infringements thereof, all rights corresponding thereto and all applications, registrations, renewals, and extensions thereof.
- 2. ASSIGNOR, further agrees to execute any and all Powers of Attorney, applications, assignments, declarations, affidavits and any other papers in connection therewith necessary to perfect in ASSIGNEE, its successors, assigns and legal representatives all right, title and interest to the interests conveyed by this Assignment.
- 3. This Assignment may be executed by telecopy and in one or more counterparts, each of which will for all purposes be deemed to be an original and all of which will constitute the same instrument.

**Assignment - Page 1** 

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TRADEMARK
REEL: 002246 FRAME: 0622

Executed this 24 day of January 2001.								
Executed	this $29''$	day	of Janu	ary 2	2001.			

## ASSIGNOR:

LONGBOARD, INC.
(f/k/a MAGELLEN NETWORK SYSTEMS,
a California corporation

By:

Name: Title:

ASSIGNEE:

INTERTECH MANAGEMENT GROUP, INC.

a Missouri corporation

By:

Name:

STATE OF COUNTY OF

INC.),

§ §

This instrument was acknowledged before me by Kim Wieck/MAN/known to me personally to be the <u>CEO</u> of LongBoard, Inc., who executed said instrument on this <u>24</u>\*\*/
day of January ,2001.

Notary Public, State of California

RICHARD C. NASLUND
Commission # 1200605
Notary Public - Colifornia
Santa Clara County
My Comm. Expires Nov 30, 2002

Assignment - Page 2

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Longboard, Inc.

For Trademark Registration: 2,225,739

**Box: Assignment** 

Commissioner of Patents and Trademarks

Washington, DC 20231

## **EXPRESS MAIL CERTIFICATE**

"Express Mail" label number \_EF155275166US

Date of Deposit February 23, 2001

I hereby certify that the following attached paper or fee PTO FORM-1618A ASSIGNMENT CHECK PAYABLE TO PTO (For recordal fees)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Box Assignment, Commissioner of Patents and Trademarks, Washington, DC 20231.

Patricia A. Mack
(Typed or printed name of person mailing paper or fee)
(Signature of person mailing paper or fee)

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NOTE:

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