

04-06-2001

MRO 3/19/01  
74/600,394



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RECORDATION FORM COVER SHEET  
**TRADEMARKS ONLY**

MAY 19 2001

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  
Effective Date  
Month Day Year

Change of Name

Other

**Conveying Party**

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name (line 1)

Formerly

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)     
City State/Country Zip Code

Individual  General Partnership  Limited Partnership  Association

Corporation

Other

Citizenship/State of Incorporation/Organization

If document to be recorded is 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)

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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:  
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04/10/01  
01 F  
02 F  
04000123  
04000123

**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

(404) 279-7650

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.

**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)

**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  Deposit Account

Deposit Account

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

If insufficient, please debit 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.

Thomas William Alvey III  
Name of Person Signing

[Signature]  
Signature

03.16.01  
Date

TRADEMARK ASSIGNMENT

THIS TRADEMARK ASSIGNMENT (the "Assignment") is executed and delivered as of the 10<sup>th</sup> day of May, 2000, by and between, iXL Live, Inc., a Delaware corporation ("Assignee"), and iXL, Inc., a Delaware corporation ("Assignor").

WHEREAS, Assignor, directly or indirectly, has adopted or through its or its subsidiaries' predecessors has adopted the trademarks listed in the attached schedule ("Schedule A") (the "Trademarks") and is the owner of the pending applications and registrations listed in Schedule A (the "Applications and Registrations"); and

WHEREAS, Assignee desires to acquire the Trademarks and the Applications and Registrations.

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee, its successors and permitted assigns, absolutely and forever, all of its right, title and interest, whether statutory or at common law, in and to the Trademarks and the Applications and Registrations, together with the goodwill thereof.

At any time and from time to time hereafter, the Assignor shall forthwith upon the Assignee's written requests and at Assignee's expense take any and all steps and execute, acknowledge and deliver to the Assignee any and all further instruments and assurances necessary or expedient in order to vest the Trademarks and the Applications and Registrations more effectively in the Assignee.

The Assignor hereby constitutes and appoints the Assignee its true and lawful attorney-in-fact, with full power of substitution in the Assignor's name and stead but for the Assignee's benefit to take any and all steps (including proceeding at law, in equity or otherwise at Assignee's cost and expense), and to execute, acknowledge and deliver any and all instruments and assurances necessary or expedient in order to vest the aforesaid trademarks, trademark interests and causes of action more effectively in the Assignee or to protect the same, or to enforce any claim or right of any kind with respect thereto (at Assignee's cost and expense). The Assignor hereby declares that the foregoing power is coupled with an interest and is irrevocable.

IXL, INC.

By: U. Bertram Ellis, Jr.  
Name: U. Bertram Ellis, Jr.  
Title: Chairman

Accepted:

IXL LIVE, INC.

By: U. Bertram Ellis, Jr.  
Name: U. Bertram Ellis, Jr.  
Title: Chief Executive Officer

{MS53494.DOC:}

## SCHEDULE

Trademarks

OWNER	SERIAL NUMBER	TRADEMARK	FILING DATE	STATUS	SPECIFICATIONS OF GOODS/SERVICES
U.S. (IXL) ENTERPRISES, (INC.)	75/600,394	DIGITAL PLANET™	11/18/94	3 <sup>rd</sup> EOT filed 12/29/99. Petition to Revoke filed 3/28/00.	Computer software for entertainment purposes for viewing and interacting with prerecorded audiovisual and multimedia stories, not in the nature of a computer game; computer software for educational purposes at the pre-kindergarten, kindergarten, primary, secondary and post-secondary level in all subject areas; computer software for use in creating multimedia presentations; virtual reality software for use in business and for teaching and learning in a wide variety of subjects; pre-recorded programs containing a wide range of general interest information, namely databases containing business and residential address, telephone, facsimile and electronic mail directories, encyclopedias, dictionaries, almanacs, accounting references, and databases of information relating to office productivity (9); and consulting services for the design and implementation of interactive computer systems and online services (42)
U.S. (IXL) Enterprises, (Inc.)	Not yet issued by USPTO	DIGITAL PLANET™	4/1/00	Awaiting file receipt from PTO	Computer services developing and producing rich media content consisting of chats, audiocasts, Webcasts and original programming (42)
U.S. (IXL) Enterprises, (Inc.)	Not yet issued by USPTO	DIGITAL PLANET COM™	4/1/00	Awaiting file receipt from PTO	Computer services developing and producing rich media content consisting of chats, audiocasts, Webcasts and original programming (42)
U.S. (IXL) Enterprises, (Inc.)	1,947,016	ARCHITECTS OF A NEW MEDIUM ©	1/9/96	REGISTERED 1/9/96 8&15 Due 1/9/01 1 <sup>st</sup> Renewal Due 1/9/06	Preparing multimedia advertisements for others, promoting the sale of goods and services of others through the distribution of computer software (35)

TRADEMARK

RECORDED: 03/19/2001

REEL: 002264 FRAME: 0534