

12-20-2001



101922584

### 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
  - Security Agreement
  - Merger
  - Change of Name
  - Other **RELEASE OF TRADEMARK SECURITY AGREEMENT**
  - License **12.18.01**
  - Nunc Pro Tunc Assignment
- Effective Date  
Month Day Year  
\_\_\_\_\_

#### Conveying Party

Mark if additional names of conveying parties attached

Name **FIRST UNION NATIONAL BANK** Execution Date **11/09/2001**  
Month Day Year

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 **E3 CORPORATION**

DBA/AKA/TA **F/K/A TECHNOLOGY INVESTMENT LEASING AND LOAN, INC.**

Composed of \_\_\_\_\_

Address (line 1) **1800 PARKWAY PLACE**

Address (line 2) **SUITE 600**

Address (line 3) **MARIETTA** **GEORGIA** **30067-8288**  
City State/Country Zip Code

- Individual
- General Partnership
- Limited Partnership
- Corporation
- Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization \_\_\_\_\_

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.)

#### FOR OFFICE USE ONLY

12/19/2001 TDIAZ1 00000043 75433278

01 FC:481 40.00 DP

02 FC:482 250.00 DP

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: 002409 FRAME: 0943

**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

540-857-4823

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)		
<input type="text" value="75433278"/>	<input type="text" value="75433180"/>	<input type="text" value="75622063"/>	<input type="text" value="1960333"/>	<input type="text" value="1961979"/>	<input type="text" value="1961978"/>
<input type="text" value="75622378"/>	<input type="text" value="75433178"/>	<input type="text"/>	<input type="text" value="1961980"/>	<input type="text" value="2004046"/>	<input type="text" value="2395440"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

**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.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

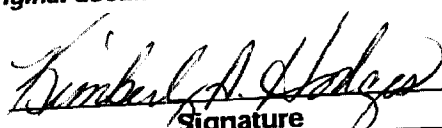
No

**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.

KIMBERLY A. HODGES

Name of Person Signing



Signature

11/09/2001

Date Signed

Prepared by & Return To:  
First Union National Bank  
Attn: Kim Hodges VA 7375  
PO Box 13327  
Roanoke VA 24040  
E3 Corporation #39662

**TERMINATION AND RELEASE  
OF TRADEMARK SECURITY AGREEMENT**

**TERMINATION AND RELEASE OF TRADEMARK SECURITY AGREEMENT**, dated as of **November 9, 2001**, by **First Union National Bank** ("Secured Party").

**WHEREAS**, pursuant to the terms of a **Trademark Security Agreement** (as amended, modified, extended or restated from time to time, the "Agreement") dated **March 29, 2001**, between **E3 Corporation (f/k/a Technology Investment Leasing & Loan, Inc.)** (The "Company") and the Secured Party, the Company granted to the Secured Party a security interest in and lien on all of the trademarks, trademark applications, service marks and service mark applications identified on **Schedule I** attached hereto; and

**WHEREAS**, the agreement was recorded with the United States Patent and Trademark Office on **April 2, 2001**, at Reel/Frame **002278/0426**; and


**WHEREAS**, THE Secured Party has agreed to terminate and release its security interest in the Trademarks as herein provided;

**NOW, THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Secured Party hereby terminates and releases its security interest in and lien on all of the Trademarks effective as of the date first set forth above.

This Termination and Release may be executed in any number of counterparts which shall together constitute one and the same agreement.

**IN WITNESS WHEREOF**, the Secured Party has executed this Termination and Release, to take effect as of the date first set forth above.

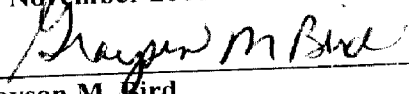
**First Union National Bank**

By:   
Kimberly A. Hodges, Assistant Secretary

**STATE OF VIRGINIA  
COUNTY/CITY OF ROANOKE**

I, **Grayson M. Bird**, a Notary Public of the aforesaid County and State, do hereby certify that **Kimberly A. Hodges** personally appeared before me this day and acknowledged that she is the **Assistant Secretary of First Union National Bank** (the "Secured Party"), a national banking association, and that by authority duly given and as an act of the Secured Party, the foregoing instrument was signed in its name by her.

Witness my hand and notarial seal this **9<sup>th</sup>** day of **November 2001**.

  
\_\_\_\_\_  
**Grayson M. Bird**  
My Commission Expires: **July 31, 2005**

**TRADEMARK  
REEL: 002409 FRAME: 0945**

**TRADEMARKS**  
being assigned by  
**E3 CORPORATION**

<u>MM No.</u>	<u>Mark Goods/Services</u>	<u>Jurisdiction</u>	<u>Reg. No. or Appl. No.</u>	<u>Reg. Date or Filing Date</u>	<u>Ownership</u>	<u>Status</u>
4178-13662	<p>E3</p> <p><i>Computer software application programs used in inventory and purchase order management in Int. Class 9</i></p> <p><i>Educational services, namely conducting seminars and workshops in the field of computer software systems used for inventory and purchase order management, and related consulting services in Int. Class 41</i></p>	United States	1,960,333	3/5/96	E3 Associates, LTD assigned this trademark to <b>E3 Corporation</b> on February 23, 1998	<ul style="list-style-type: none"> <li>Sections 8 &amp; 15 affidavits due <u>March 5, 2002.</u></li> </ul>
4178-13663	<p>MISCELLANEOUS DESIGN</p> <p><i>Computer software application programs used in inventory and purchase order management in Int. Class 9</i></p> <p><i>Educational services, namely conducting seminars and workshops in the field of computer software systems used for inventory and purchase order management, and related consulting services in Int. Class 41</i></p>	United States	1,961,978	3/12/96	E3 Associates, LTD assigned this trademark to <b>E3 Corporation</b> on February 23, 1998	<ul style="list-style-type: none"> <li>Sections 8 &amp; 15 affidavits due <u>March 12, 2002.</u></li> </ul>

<u>MMM Ref. No.</u>	<u>Mark Goods/Services</u>	<u>Jurisdiction</u>	<u>Reg. No. or Appl. No.</u>	<u>Reg. Date or Filing Date</u>	<u>Ownership</u>	<u>Status</u>
4178-13665	<b>E3SLIM</b> <i>Computer software application programs used for inventory and purchase order management in Int. Class 9</i>	United States	2,004,046	10/1/96	Technology Investment Leasing and Loan, Inc. assigned this trademark to <b>E3 Corporation</b> on February 11, 1998	<ul style="list-style-type: none"> <li>Sections 8 &amp; 15 affidavits due <u>October 1, 2002</u></li> </ul>
4178-13666	<b>E3CRISP</b> <i>Computer software application programs used for inventory and purchase order management in Int. Class 9</i>	United States	1,961,979	3/12/96	Technology Investment Leasing and Loan, Inc. assigned this trademark to <b>E3 Corporation</b> on February 11, 1998	<ul style="list-style-type: none"> <li>Sections 8 &amp; 15 affidavits due <u>March 12, 2002</u></li> </ul>
4178-13667	<b>E3TRIM</b> <i>Computer software application programs used for inventory and purchase order management in Int. Class 9</i>	United States	1,961,980	3/12/96	Technology Investment Leasing and Loan, Inc. assigned this trademark to <b>E3 Corporation</b> on February 11, 1998	<ul style="list-style-type: none"> <li>Sections 8 &amp; 15 affidavits due <u>March 12, 2002</u></li> </ul>
4178-20326	<b>C3</b> <i>Computer software for identifying and negotiating product demand in the supply chain industry in Int. Class 9</i>	United States	75/433,278	2/12/98	E3 Corporation	<ul style="list-style-type: none"> <li>Statement of Use due <u>August 1, 2001</u></li> </ul>

<u>MMM Ref. No.</u>	<u>Mark Goods/Services</u>	<u>Jurisdiction</u>	<u>Reg No. or Appln. No.</u>	<u>Reg. Date or Filing Date</u>	<u>Ownership</u>	<u>Status</u>
4178-20327	<b>E3TALK</b> <i>Computer software for use by wholesalers, retailers and manufacturers for identifying and negotiating product demand and price in Int. Class 9</i>	United States	75/433,178	2/12/98	E3 Corporation	<ul style="list-style-type: none"> <li>• <i>Statement of Use due <u>March 1, 2001.</u></i></li> </ul>
4178-20328	<b>E3DO</b> <i>Computer software for use by wholesalers, retailers and manufacturers for identifying and negotiating product demand and price in Int. Class 9</i>	United States	75/433,180	2/12/98	E3 Corporation	<ul style="list-style-type: none"> <li>• <i>Statement of Use due <u>April 24, 2001.</u></i></li> </ul>
4178-13489	<b>CONSUMER OUTLOOK!</b> <i>Computer software data mining application system comprised of on-line and batch processing, which analysis retail point of sales activity and other casual data to determine consumer behavior patterns and converts these into consumer product profiles for replenishment processes in Int. Class 9</i>	United States	75/622,378	1/19/99	Market Data Solutions, Inc. assigned this trademark to <b>E3 Corporation</b> on March 30, 2000	<ul style="list-style-type: none"> <li>• <i>Application suspended</i></li> </ul>
4178-13489	<b>PINPOINT!</b> <i>A Pattern "fitting" technology system that continuously monitors replenishment systems and profiles in Int. Class 9</i>	United States	75/622,063	1/19/99	Market Data Solutions, Inc. assigned this trademark to <b>E3 Corporation</b> on March 30, 2000	<ul style="list-style-type: none"> <li>• <i>Application abandoned</i></li> </ul>

<u>MMM Ref. No.</u>	<u>Mark Goods/Services</u>	<u>Jurisdiction</u>	<u>Reg No. or Appln. No.</u>	<u>Reg. Date or Filing Date</u>	<u>Ownership</u>	<u>Status</u>
4178-13489	<p><b>FORESHARE!</b></p> <p><i>System comprised of computer software and hardware that provides an interactive on-line data repository for the scheduling and exchange of collaborative information between trade partners by means of a global computer network, specifically sales forecasts, order forecasts, event forecasts, geographical consumer behavior information, and other partner performance information in Int. Class 9</i></p>	United States	2,395,440	10/17/2000	Market Data Solutions, Inc. assigned this trademark to E3 Corporation on March 30, 2000	<ul style="list-style-type: none"> <li>Registered</li> <li>Sections 8 &amp; 15 affidavits due <u>October 17, 2006.</u></li> </ul>