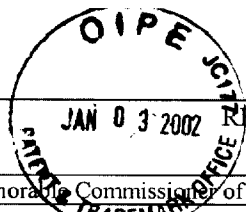


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FORM PTO-1594

(Rev. 6-93)

RECORD TR

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks

original documents or copy thereof:

1. Name of conveying party(ies):

1/3/02

Mr. David R. King

- Individual(s)       Association
- General Partnership       Limited Partnership
- Corporation
- Other

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

2. Name and address of receiving party(ies):

Name: Lotus Development Corporation

Internal Address: n/a

Street Address: 55 Cambridge Parkway  
Cambridge, Massachusetts  
02142

3. Nature of conveyance:

- Assignment       Merger
- Security Agreement       Change of Name
- Other

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

Execution Date: March 20, 2001

Domestic Representative Designation Required? Yes  No   
Additional name(s) and address(es) attached? Yes  No

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

If this document is being filed together with a new application, the execution date is : n/a

A. Trademark Application No.(s)  
75/472,590

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: Andrew D. Price  
Venable, Baetjer, Howard & Civiletti, LLP  
1201 New York Avenue, N.W., Suite 1000  
Washington, DC 20005-3917  
Telephone: 202-962-4800  
Facsimile: 202-962-8300

6. Total number of applications and trademarks involved: 1

7. Total Fee (37 CFR 3.41) \$40.00  
 Enclosed (Check)  
 Authorized to be charged to deposit account, including deficiencies (if check missing)

8. Deposit Account number: 22-0261

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

01/09/2002 6TOM11 00000171 75472590

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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.

Andrew D. Price  
Name of person signing

ALNA  
Signature

January 3, 2002  
Date

Total number of pages including cover sheet, attachments, and document: 3 (see \* below)

Attorney Docket No.: 31850-147777

DC2DOCS1/341746

\*Including Duplicate copy of this page and Assignment

TRADEMARK  
REEL: 002419 FRAME: 0289

# A S S I G N M E N T

WHEREAS, David R. King, doing business as Nvest123 (hereinafter "Assignor"), having his office 4137 Heritage Way, Bloomington, Indiana 47403, is the applicant for United States Trademark Application Serial Number 75/472590, published in the Official Gazette on March 2, 1999, and for the trademark shown in said application, and the owner of the goodwill of the business symbolized by said mark;

AND WHEREAS, Lotus Development Corporation (hereinafter "Assignee"), a Delaware corporation having its offices and principal place of business at 55 Cambridge Parkway, Cambridge, Massachusetts 02142, is desirous of acquiring the entire right, title and interest in and to the said United States trademark application, the trademark shown in said application, the right to sue for past infringement, the goodwill associated with the mark, and the right to conduct business in the United States under the trademark;

NOW THEREFORE, for good and valuable consideration identified in a Settlement and Consent Agreement executed by Assignor and Assignee, the receipt of which is hereby acknowledged, Assignor does hereby assign, sell and transfer unto the said Assignee the entire right, title and interest in and to the said United States trademark application, and the trademark shown in the said application, the right to sue for past infringement, the goodwill associated with the mark, and the right to conduct business under said trademark.

Done, this 20<sup>th</sup> day of March, 2001.

DAVID R. KING, d/b/a  
NVEST123

By: David R. King  
Name: David R. King  
Title: Proprietor