

01-25-2002

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Form PTO-1594

(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

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U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

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

1. Name of conveying party(ies):

Xypoint Corporation

1/18/02

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation-State Washington
- Other \_\_\_\_\_

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

2. Name and address of receiving party(ies)

Name: Windward Acquisition Corp.

Internal Suite 400

Address: \_\_\_\_\_

Street Address: 275 West Street

City: Annapolis State: MD Zip: 21401

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Washington
- Other \_\_\_\_\_

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

(Designations must be a separate document from assignment)  
Additional name(s) & address(es) attached?  Yes  No

TRADEMARK OFFICE RECEIVED  
JAN 18 2 31 PM '02  
U.S. PATENT & TRADEMARK OFFICE

3. Nature of conveyance:

- Assignment
- Merger
- Security Agreement
- Change of Name
- Other \_\_\_\_\_

Execution Date: 01/18/01

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

A. Trademark Application No.(s)

75/844,867  
75/918,167  
76/092,786

B. Trademark Registration No.(s)

2,179,116      2,423,366  
2,260,659

Additional number(s) attached  Yes  No

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

Name: Mary Boney Denison

Internal Address: Manelli Denison & Selter PLLC

Suite 700

Street Address: 2000 M Street, N.W.

City: Washington State: D.C. Zip: 20036

6. Total number of applications and registrations involved: 6

7. Total fee (37 CFR 3.41).....\$ 165.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

50-0687

01-18-2002

U.S. Patent & TMO's/TM Mail Rcpt. Dt. #40

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

**DO NOT USE THIS SPACE**

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.*

Mary Boney Denison

Name of Person Signing

Signature

January 18, 2002

Date

3

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

01/25/2002

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01 FC:481  
02 FC:482

40.00 OP  
125.00 OP

documents to be recorded with required cover sheet information to:  
Commissioner of Patent & Trademarks, Box Assignments  
Washington, D.C. 20231

**TRADEMARK**  
**REEL: 002430 FRAME: 0248**

JAN 19 2001

ARTICLES OF MERGER

XYPOINT CORPORATION  
a Washington corporation

SECRETARY OF STATE

With and into

WINDWARD ACQUISITION CORP.  
a Washington corporation

In accordance with RCW 23B.11.050, the undersigned, Richard A. Young, being the Executive Vice President of Windward Acquisition Corp., a Washington corporation, and Gregg Blodgett, being a Vice President and Chief Financial Officer of XYPOINT Corporation, a Washington corporation, do hereby certify as follows:

(1) The constituent corporations in the merger (the "Merger") are Windward Acquisition Corp., a Washington corporation, and XYPOINT Corporation, a Washington corporation; the name of the surviving corporation is Windward Acquisition Corp., a Washington corporation.

(2) An Agreement and Plan of Reorganization dated as of November 15, 2000, has been approved, adopted, and executed by each of the constituent corporations in accordance with RCW 23B.11.010. The Plan of Merger is attached hereto as Exhibit A and incorporated herein by reference.

(3) The Merger was duly approved by the shareholders of each of the constituent corporations in accordance with Section 23B.11.030 of the Washington Business Corporation Act.

The Merger shall become effective on the later of January 18, 2001 or the date on which these Articles of Merger are filed with the Secretary of State of the State of Washington.

IN WITNESS WHEREOF, the parties hereto have caused these Articles of Merger to be duly executed as of this 18th day of January, 2001.

WINDWARD ACQUISITION CORP.,  
a Washington corporation

XYPOINT CORPORATION,  
a Washington corporation

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

By: [Signature]  
Its: [Signature]  
Gregg Blodgett

ARTICLES OF MERGER

XYPOINT CORPORATION  
a Washington corporation

With and into

WINDWARD ACQUISITION CORP.  
a Washington corporation

In accordance with RCW 23B.11.050, the undersigned, Richard A. Young, being the Executive Vice President of Windward Acquisition Corp., a Washington corporation, and Ken Arneson, being the President of XYPOINT Corporation, a Washington corporation, do hereby certify as follows:

(1) The constituent corporations in the merger (the "Merger") are Windward Acquisition Corp., a Washington corporation, and XYPOINT Corporation, a Washington corporation; the name of the surviving corporation is Windward Acquisition Corp., a Washington corporation.

(2) An Agreement and Plan of Reorganization dated as of November 15, 2000, has been approved, adopted, and executed by each of the constituent corporations in accordance with RCW 23B.11.010. The Plan of Merger is attached hereto as Exhibit A and incorporated herein by reference.

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IN WITNESS WHEREOF, the parties hereto have caused these Articles of Merger to be duly executed as of this 18th day of January, 2001.

WINDWARD ACQUISITION CORP.,  
a Washington corporation

XYPOINT CORPORATION,  
a Washington corporation

By: Richard A. Young  
Its: Exec. VP & Chief Operating Officer  
Richard A. Young

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