

01-30-2002

Hand Delivered January 30, 2002

FORM PTO-1594
1-31-92



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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

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To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.
Box Assignment, Washington, DC 20231

1. Name of conveying party(ies):

Fleet National Bank

- Individual(s)
- General Partnership
- Corporation-Boston
- Other _____

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

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

Name: Clustra Systems Inc.

Internal Address: _____

Street Address: 620 Third Street

City Oakland State CA ZIP 94607

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

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designation must be a separate document from Assignment)
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other _____
- Merger
- Change of Name

Execution Date: January 28, 2002

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

A. Trademark Application No.(s) _____

B. Trademark registration No.(s) 2,419,562

Additional numbers attached? Yes No

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

PENNIE & EDMONDS LLP
3300 Hillview Avenue
Palo Alto, California 94304

Attn.: Gary S. Williams

File No.: 9769-0002-999

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41):.....\$40.00

Please charge to the deposit account listed in Section 8.

8. Deposit account number:
16-1150 (9769-0002-999)

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.

GARY S. WILLIAMS

Name of Person Signing Reg. No. 31,066

Signature

January 29, 2002

Date

Total number of pages comprising cover sheet: _____

01/30/2002 DBYRNE 00000316 161150 2419562
01 FC:481 40.00 CH

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

FROM

(MON) 1. 28' 02 14:40/ST. 14:38/NO. 4862269721 P 2

Acknowledgment of Release of Security Interest on Trademarks

Whereas Fleet National Bank ("Fleet"), having a place of business at 100 Federal Street, Boston, MA 02110, obtained a security interest on the trademarks, service marks, trademark applications, and service applications (the "Clustra Trademark Properties") listed in Exhibit A in exchange for a loan (the "Loan") to Clustra Systems Inc. ("Clustra"), having a place of business at 620 Third Street, Oakland, CA 94607;

Whereas, effective November 6, 2001, full payment on the Loan was made and the security interest in the Clustra Trademark Properties was released;

In consideration of the full payment on the Loan, the payment having in fact been made by Clustra, Fleet acknowledges payment in full and releases its security interest in the Clustra Trademark Properties.

FLEET NATIONAL BANK

By: *Irina Case*
Name: IRINA CASE
Title: Vice President
Date: January 28, 2002

CLUSTRA SYSTEMS INC.

By: *Gary Ebersole*
Name: Gary Ebersole
Title: President and Chief Executive Officer
Date: January 28, 2002

FROM

(MON) 1. 28 '02 14:40/ST. 14:38/NO. 4862269721 P 3

Exhibit A

Trademarks, Service Marks, Trademark and Service Mark Registrations and Trademark and Service Mark Applications

1. CLUSTRA trademark.

A. U.S. Trademark Registration No. 2,419,562, issued January 9, 2001, based on application 75/457,242, filed March 26, 1998.

B. Canada Trademark Registration No. 549,903, issued August 17, 2001, based on application 873,228, filed March 25, 1998.

C. Benelux Trademark Registration No. Reg. 653,973, based on application 933,184, filed February 24, 1999.

D. Japan Trademark Registration No. 4285640, based on application no. 10-33398.

E. Norway Trademark Registration No. 190,787.

F. European Community Trademark Registration No. 1,293,042.

G. International Trademark Registration No. 689,544, based on application filed February 16, 1998.

2. ClustRa Systems, Inc. trademark.

3. ClustRa Database trademark.