

05-09-2002

Form PTO-1594  
(Rev. 03/01)  
OMB No. 0651-0027 (exp. 5/31/2002)  
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ET U.S. DEPARTMENT OF COMMERCE  
U.S. 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.

1. Name of conveying party(ies):

Ampspeaker ApS

4-29-02

- Individual(s)
- General Partnership
- Corporation-State
- Other Corporation of Denmark
- Association
- Limited Partnership

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other (see attached continuation sheet)
- Merger
- Change of Name

Execution Date: February 12, 2002

2. Name and address of receiving party(ies)

Name: Sirius Satellite Radio Inc.

Internal

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

Street Address: 1221 Avenue of the Americas

City: NY State: NY Zip: 10020

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

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

A. Trademark Application No.(s) 75/979,592

B. Trademark Registration No.(s) \_\_\_\_\_

Additional number(s) attached  Yes  No

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

Beth H. Alter

Name: \_\_\_\_\_

Internal Address: Kramer Levin Naftalis

& Frankel LLP

Street Address: 919 Third Avenue

City: NY State: NY Zip: 10022

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41).....\$ 40

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number: \_\_\_\_\_

**DO NOT USE THIS SPACE**

9. Signature.

Beth H. Alter

Name of Person Signing

Signature

April 18, 2002

Date

Total number of pages including cover sheet, attachments, and document: 4

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

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RECORDATION FORM COVER SHEET  
CONTINUATION SHEET

Item 3. Nature of Conveyance:

Amendment correcting Assignment of Trademark at Reel/Frame 002030/0359

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### AMENDMENT

WHEREAS, AMPspeaker ApS, a corporation of Denmark having an address at Jersie Strandvej 5, DK-2680 Solrod Strand, Copenhagen, Denmark ("Assignor"), filed an application for registration of the mark SIRIUS with the U.S. Patent and Trademark Office ("PTO") on February 11, 1998 based on its intention to use the mark in commerce, which application was assigned Application Serial No. 75/432,324;

WHEREAS, in a paper dated August 19, 1999, Assignor filed an Amendment to Allege Use with the PTO in Application Serial No. 75/432,324 for the goods "stereo equipment, namely, amplifiers;"

WHEREAS, in a paper dated September 21, 1999, Assignor filed with the PTO a request to divide Application Serial No. 75/432,324 in which Assignor requested that the goods "stereo equipment, namely, amplifiers" be retained in Application Serial No. 75/432,324, and that the remaining goods be divided out into a separate application;

WHEREAS, Assignor intended to assign its entire right, title and interest in and to the mark SIRIUS for stereo equipment, namely, amplifiers to CD Radio Inc., a corporation of the state of Delaware, U.S.A. having an address at 1221 Avenue of the Americas, New York, New York 10020, U.S.A. ("Assignee") and, to that end, executed an Assignment of Trademark dated the 10th of November, 1999 pursuant to which, *inter alia*, Assignor sold, assigned and transferred Assignor's entire right, title and interest in and to the mark SIRIUS for stereo equipment, namely, amplifiers and United States Trademark Application Serial No. 75/432,324 for the mark SIRIUS for "Stereo equipment, namely, amplifiers" to Assignee, which assignment was recorded with the Assignment Division of the PTO on February 1, 2000 at Reel/Frame 002030/0359 (the "Assignment of Trademark");

WHEREAS, Assignee's name changed to Sirius Satellite Radio Inc., which change of name was recorded with the PTO on February 28, 2000 at Reel/Frame 002043/0169;

WHEREAS, Assignor subsequently received a letter from the PTO dated May 5, 2000 advising that Application Serial No. 75/432,324 had been divided and that the goods "stereo equipment, namely, amplifiers" covered by the Amendment to Allege Use were placed in the newly created application (child serial no. 75/979,592), instead of being retained as the goods identified in the original application (parent serial no. 75/432,324);


WHEREAS, due to the fact that the goods covered by the Amendment to Allege Use were placed by the PTO in child serial no. 75/979,592, instead of being retained in the parent serial no. 75/432,324, the Application Serial No. set forth in the Assignment of Trademark is incorrect; and

WHEREAS, Assignor wishes to correct the Assignment of Trademark by amending the Assignment of Trademark to delete the incorrect Application Serial No. and insert the correct Application Serial No.

NOW, THEREFORE, the Assignment of Trademark is hereby amended to delete the incorrect Application Serial No. 75/432,324 and insert the correct Application Serial No. 75/979,592. Assignor confirms that for good and valuable consideration, the receipt and sufficiency of which are hereby expressly acknowledged, Assignor hereby sells, assigns and transfers unto Assignee, *nunc pro tunc*, Assignor's entire right, title and interest in and to the Trademark (as defined in the Assignment of Trademark incorporating the correction to the Application Serial No. as set forth in this Amendment), including all common law rights relating thereto, together with the good will of the business symbolized by the Trademark, and Assignor's entire right, title and interest in and to any and all claims and demands it may have, at law or in equity, for past infringement of the Trademark.

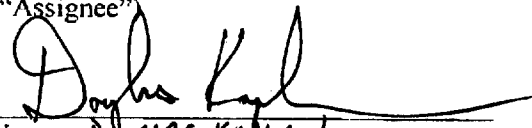
Assignor respectfully requests that the records of the PTO be amended to show that Application Serial No. 75/432,324 has not been assigned and remains in the name of AMPspeaker ApS and that Application Serial No. 75/979,592 was assigned to Assignee as of November 10, 1999.

AMPSPEAKER APS  
 ("Assignor")

By:   
 Name: OLE LUND CHRISTENSEN  
 Title: MANAGING DIRECTOR  
 Date: 12 FEBRUARY 2002

Agreed to and Accepted,  
 and Intending to Be Legally Bound:

SIRIUS SATELLITE RADIO INC.  
 ("Assignee")

By:   
 Name: DOUGLAS KAPLAN  
 Title: VICE PRESIDENT + DEPUTY GENERAL COUNSEL  
 Date: 2/22/02

KLJ:214453.2