

06-03-2002

Form PTO-1594
(Rev. 03/01)
OMB No. 0651-0027 (exp. 5/31/2002)
Tab settings ⇨ ⇨ ⇨



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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):

Ronya Kozmetsky
George Kozmetsky

3-6-02

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

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other **Termination of Security Interest**
- Merger
- Change of Name

Execution Date: **12/19/01**

2. Name and address of receiving party(ies)

Name: **Hyperformix, Inc.**

Internal

Address:

4301 Westbank Drive
Street Address: **Building A**

City: **Austin** State: **TX** Zip: **78746-6465**

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State **Texas**
- 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)

B. Trademark Registration No.(s) **1,592,820**

1,891,985 and 1,906,361

Additional number(s) attached Yes No

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

Name: **John A. Thomas, Esq.**

Internal Address:

Street Address: **13355 Noel Rd., L.B.48**

City: **Dallas** State: **TX** Zip: **75240-6657**

6. Total number of applications and registrations involved: **16**

7. Total fee (37 CFR 3.41).....\$ **415⁰⁰**

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

JOHN A. THOMAS

Name of Person Signing

Signature

2/18/02
Date

Total number of pages including cover sheet, attachments, and document: **1**

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

03/20/2002 BYRNE
01 FC:481
02 FC:482

40.00 UP
375.00 UP

TRADEMARK
REEL: 002516 FRAME: 0941

SCHEDULE 1
INTELLECTUAL PROPERTY*

PATENT PROPERTY

<u>Application</u> <u>Serial No.</u>	<u>Date</u> <u>Filed</u>	<u>Title</u>	<u>Inventor</u>
No. 825979	01/27/92	Apparatus For and Method of Displaying Running Of Modeled System Designs	Mark A. Esslinger et al.

COPYRIGHT PROPERTY

<u>Registration</u> <u>No.</u>	<u>Issue Date</u>	<u>Title</u>
489146	09/24/91	SES/report & SES/graph Shared
489147	09/24/91	GUIDE II COMMON
489148	09/24/91	GUIDE II, EDGE
489151	09/24/91	SES/Design
489152	09/24/91	SES/scope
489153	09/24/91	SES/Tran(s)
489154	09/24/91	SES/graph
489155	09/24/91	SES/com + SES/rti
490542	09/25/91	SES/report
491751	09/25/91	SES/rti
491757	09/24/91	SES/com + SES/rtl
491758	09/25/91	SIF
502073	09/23/91	SES/rti
519692	09/24/91	CATALOG MANAGER
519693	09/24/91	SES/design, SES/scope, SES/tran& CATALOG MANAGER
506419	01/23/91	SES/com (Application erroneously stated as Jan. 23, '91); application received in Copyright Office on 9/23/91, which is probably the pertinent correct date.

TRADEMARK PROPERTY

<u>Registration No. or App. No</u>	<u>Registration Date</u>	<u>Title</u>
Reg. No. 1592820	04/24/90	SES WORKBENCH (Cancellation proceedings pending)
Reg. No. 1685566	01/16/92	SES WORKBENCH (French)
Reg. No. 1473199	02/17/95	SES WORKBENCH (Great Britain)
Reg. No. 2020267	08/09/92	SES WORKBENCH (Germany)
Reg. No. 1459085	02/24/95	SES AND DESIGN (Great Britain)
Reg. No. 2013446	04/29/92	SES AND DESIGN (Germany)
App. No. 03-30111	03/22/91 (pending)	SES AND DESIGN (Japan)
App. No. 03-86137	08/13/91 (pending)	SES WORKBENCH (Japan)
App. No. 100152	09/24/90 (pending)	SES AND DESIGN (Subject to an Opposition)
App. No. 1650930	03/19/91 (pending)	SES AND DESIGN (French)
App. No. 100153	09/24/90 (pending)	SES/DESIGN (Subject to an Opposition)
App. No. 100154	09/24/90 (pending)	SES/SIM (Subject to an Opposition)
App. No. 100155	09/24/90 (pending)	SES/rtl (Subject to an Opposition)
App. No. 100156	09/24/90 (pending)	SES/scope (Subject to an Opposition)
Reg. No. 1891985	05/02/95	SES OBJECTBENCH
Reg. No. 1906361	07/18/95	OBJECTBENCH

* "Intellectual property" shall mean all software and source code; all patents and trademarks and applications therefor; inventions, whether or not patented; trade secrets; know-how; and copyrights, whether common law or registered. Those items listed on Schedule 1, specific applications and registrations, and the absence of more specific listing of other Intellectual property as defined above, is not to indicate it is not assigned. Indeed, it is. Moreover, this Schedule is intended to cover all of the defined Intellectual property and the failure to list one or more of the Patent, Copyright and Trademark Property items is a mere oversight; all owned by the Borrower are intended to be included.

**TERMINATION OF INTELLECTUAL PROPERTY
COLLATERAL ASSIGNMENT**

THIS TERMINATION is made effective as of the 1st day of October, 2000 by RONYA KOZMETSKY and GEORGE KOZMETSKY, as Tenants in Common, having a mailing address of 1301 West 25th Street, Suite 300, Austin, Texas 78705 (together the "Kozmetskys").

REPRESENTATIONS:

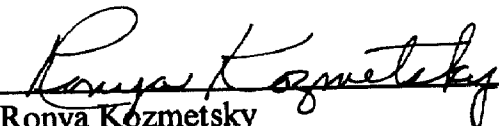
1. By Intellectual Property Collateral Assignment Agreement (hereafter so called) dated February 29, 1996, Scientific and Engineering Software, Inc. (n/k/a HyPerformix, Inc.), a Texas corporation, having a mailing address of 4301 Westbank Drive, Building A, Austin, Texas 78746-6564 ("HyPerformix") assigned the intellectual property rights, described on Schedule 1 attached hereto, to KDT Industries, Inc., a Texas corporation (hereafter "KDT").
2. By Assignment of Intellectual Property Collateral Assignment Agreement (hereinafter so called) dated June 25, 1997, KDT assigned its rights in the collateral to the Kozmetskys.
3. The Intellectual Property Collateral Assignment Agreement was recorded in the U.S. Patent and Trademark Office at Reel/Frame 1691/0118 on December 5, 1997.
4. The Assignment of Intellectual Property Collateral Assignment Agreement was recorded in the U.S. Patent and Trademark Office at Reel/Frame 1668/0045 on December 5, 1997.
5. The Kozmetskys desire to terminate their rights in the collateral as set forth in the Intellectual Property Collateral Assignment Agreement.

TERMINATION

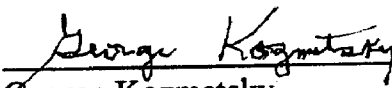
FOR VALUE RECEIVED, the Kozmetskys hereby terminate all of their right, title and interest contained in the Intellectual Property Collateral Assignment Agreement and assign all of their interest in the collateral to HyPerformix.

WITNESS the execution hereof under seal as of the day and year first above written.

KOZMETSKYS



Ronya Kozmetsky



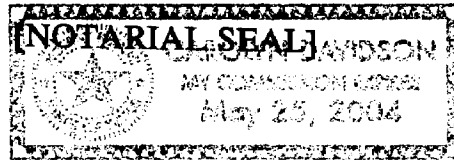
George Kozmetsky

STATE OF TEXAS)
COUNTY OF TRAVIS)

CERTIFICATE OF ACKNOWLEDGMENT

Before me, the undersigned, a Notary Public in and for the state and aforesaid, on this 17th day of August, 2001, personally appeared Ronya Kozmetsky, to me known personally, and who, being by me duly sworn, deposes and says that the foregoing instrument was signed as her free act and deed.

Carolyn Davidson
Notary Public, State of Texas



STATE OF TEXAS)
COUNTY OF TRAVIS)

CERTIFICATE OF ACKNOWLEDGMENT

Before me, the undersigned, a Notary Public in and for the state and aforesaid, on this 17th day of August, 2001, personally appeared George Kozmetsky, to me known personally, and who, being by me duly sworn, deposes and says that the foregoing instrument was signed as his free act and deed.

Carolyn Davidson
Notary Public, State of Texas

[NOTARIAL SEAL]

