

10-16-2002



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

Tab settings

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

MRD 9-27-02

1. Name of conveying party(ies): Proskauer Rose LLP

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

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

3. Nature of conveyance:

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

Execution Date: September 25, 2002

2. Name and address of receiving party(ies)

Name: Merrill Lynch & Co., Inc. Internal Address:

Street Address: 222 Broadway City: New York State: NY Zip: 10038

- 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)

B. Trademark Registration No.(s)

2,422,477

Additional number(s) attached Yes No

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

Name: Jenifer deWolf Paine, Esq.

Internal Address:

Proskauer Rose LLP

Street Address:

1585 Broadway

City: New York State: NY Zip: 10036-8299

6. Total number of applications and registrations involved: 1

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

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

16-2500

(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.

Jenifer deWolf Paine Name of Person Signing

Signature

September 25, 2002 Date

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

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

10/16/2002 GT0N11 00000256 162500 2422477

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TRADEMARK REEL: 002598 FRAME: 0509

TRADEMARK ASSIGNMENT

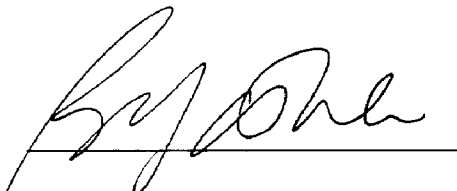
This Assignment is made this 25<sup>th</sup> day of September, 2002, by and between Proskauer Rose LLP, a New York Limited Liability Partnership with an address of 1585 Broadway ("Assignor") on the one hand, and Merrill Lynch & Co., Inc., a Delaware Corporation with an address of 222 Broadway, New York, NY 10038 ("Assignee") on the other hand.

WHEREAS, Assignor has acquired the trademark BEYOND BANKING, including United States Reg. No. 2,422,477 therefor (the "Trademark");

WHEREAS, Assignee is desirous of acquiring the Mark;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby assign to Assignee Assignor's entire right, title and interest in and to the Trademark (including United States Registration No. 2,422,447) together with the goodwill of the business symbolized by the Trademark and including all rights to sue and recover for past infringement of the Trademark.

PROSKAUER ROSE LLP

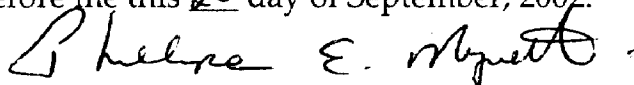


Dated: 9/25/02

By: Brendan J. O'Rourke  
Title: Member

NOTARIZATION

Sworn to before me this 25<sup>th</sup> day of September, 2002.



My commission expires:

PHILLIPA E. MYVETTE  
Notary Public, State of New York  
No. 01MY5016944  
Qualified in Kings County  
Commission Expires Aug. 23, 2003