

12-27-2002

FORM PTO-1594
(Rev 5-93)

12-27-02



U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissioner of

Patent and Trademark Office
original documents or copy thereof.

102323103

1. Name of conveying party(ies):

COMERICA BANK-CALIFORNIA

Individual(s) citizenship:

Association:

General Partnership:

Limited Partnership:

Corporation - State:

Other: a California banking corporation

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

3. Nature of Conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other Reassignment and Release of Security Interest

Execution Date: December 20, 2002

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

Name: TONIC SOFTWARE, INC.
Address: 9606 N. MOPAC EXPRESSWAY, SUITE 900
City: AUSTIN State: TX Zip: 78759

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 trademark number(s):

A. Trademark Application No.(s)

76/222,213

76/222,212

B. Trademark Registration No.(s)

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

Name: Erin O'Brien
Internal Address: GRAY CARY WARE & FREIDENRICH
4365 Executive Drive, Suite 1100
San Diego, California 92121-2133

6 Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41) \$65.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

(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.

Erin O'Brien

December 26, 2002

Name of Person Signing

Signature

Date

Total number of pages comprising cover sheet: | 3 |

Mail Documents to be recorded with required cover sheet information to:

U.S. Patent and Trademark Office, Office of Public Records

1213 Jefferson Davis Highway, 3rd Floor

Arlington, VA 22202

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PATENT AND TRADEMARK DIV

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1090371-934900

TRADEMARK
REEL: 002639 FRAME: 0359

REASSIGNMENT AND RELEASE OF SECURITY INTEREST

This Reassignment and Release of Security Interest is made as of December 20, 2002 by COMERICA BANK-CALIFORNIA ("LENDER") in favor of TONIC SOFTWARE, INC., a Delaware corporation, with its principal place of business at 9606 N. Mopac Expressway, Suite 900, Austin, TX 78759 ("COMPANY").

Recital

WHEREAS, COMPANY assigned certain interests in the trademarks described on Exhibit A (the "Trademarks") to LENDER under an Amended and Restated Intellectual Property Security Agreement dated as of April 20, 2001 and recorded with the U.S. Patent and Trademark Office on July 18, 2002 at Reel Number 002545 and Frame Number 0017; and


WHEREAS, LENDER inadvertently recorded its interests in the Trademarks and LENDER, therefore, wishes to correct the erroneous recordation by releasing its security interest in the Trademarks.

Agreement

Now therefore, LENDER hereby releases its security interest in the Trademarks and terminates, without warranty or recourse, all interest of LENDER in the Trademarks.

LENDER:

COMERICA BANK-CALIFORNIA


Signature

Name: DAVID MCLAUGHLIN

Title: VP

Address: 9920 S. La Cienega Blvd., Suite 1401
Inglewood, CA 90301

EXHIBIT A

Trademarks

Description	Registration Number	Registration Date
Tonic Integrity Index	76/222,692	03/09/01
Guranteeing Your Net Works	76/222,213	03/09/01
Tonic	76/222,212	03/09/01