

02-12-2003

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings

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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):

StorageSoft, Inc.

1-27-03

- Individual(s) Association General Partnership Limited Partnership Corporation-State (Colorado) 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: January 8, 2002

2. Name and address of receiving party(ies)

Name: Phoenix Technologies Ltd.

Internal Address:

Street Address: 411 East Plumeria Drive

City: San Jose State: CA Zip: 951

- 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

OFFICE OF PUBLIC RECORDS 2003 JAN 27 PM 4: 17 FINANCE SECTION

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 2,219,707

Additional number(s) attached Yes No

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

Name: Kimberley G. Nobles

Internal Address:

Street Address: Irell & Manella LLP 840 Newport Center Drive, Suite 400

City: Newport Beach State: CA Zip: 92660

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:

09-0946

DO NOT USE THIS SPACE

9. Signature.

Kimberley G. Nobles, Reg. No. 38,255 Name of Person Signing

Signature

January 22, 2003

Date

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

3

02/11/2003 LMUELLER 00000087 2219707

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

01 FC:8521

40.00 DP

TRADEMARK REEL: 002669 FRAME: 0695

In re Application of:

**Phoenix Technologies Ltd.**

Serial No.: 75/319,138

Filed: July 3, 1997

Registration No.: 2,219,707

Registration Date: January 19, 1999

Mark: **IMAGECAST**

**REVOCATION AND POWER OF ATTORNEY**

Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

Dear Madam:

StorageSoft, Inc., now known as Phoenix Technologies Ltd., the assignee of the entire interest of the above-identified registered mark, hereby revokes all previous powers of attorney given, and appoints the firm of:

IRELL & MANELLA LLP, a firm including: Paul Backofen, Reg. No. 42, 278; Norman E. Brunell, Reg. No. 26,533; Douglas Carsten, Reg. No. 43, 534; Gary Frischling, Reg. No. 35,515; Benjamin Hattenbach, Reg. No. 41, 820; Andrei Iancu, Reg. No. 41,862; Jonathan M. Lindsay, Reg. No. 45,810; Samuel K. Lu, Reg. No. 40,707; Kimberley G. Nobles, Reg. No. 38,255; Lisa Partain, Reg. No. 40,763; Babak Redjaian, Reg. No. 42,096; Flavio Rose, Reg. No. 40,791; Jane Shay Wald; Peter Wied, Reg. No.43,264; and Ben J. Yorks, Reg. No. 33,609; all of whom are members of the Bar of the State of California, as its attorneys, with offices located at 840 Newport Center Drive, Suite 400, Newport Beach, California 92660, telephone (949) 760-0991, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

Please direct all communications concerning this Application to:

Kimberley G. Nobles  
IRELL & MANELLA LLP  
840 Newport Center Drive, Suite 400  
Newport Beach, CA 92660

PHOENIX TECHNOLOGIES LTD.

Dated: January 22, 2003

By:



Name: Linda V. Moore

Title: Sr. Vice President and General Counsel

**TRADEMARK ASSIGNMENT**

This Trademark Assignment (the "Assignment") is made from StorageSoft, Inc., a Colorado corporation whose principal place of business is 361 Centennial Parkway, Louisville, CO 80027 (the "Seller"), to Phoenix Technologies Ltd., a Delaware corporation, whose principal place of business is 411 East Plumeria Drive, San Jose, CA 95134 (the "Buyer").

Seller desires to assign to Buyer all of Seller's right, title and interest in and to the trademarks and/or service marks (the "Marks") set forth in Section 3.9(e) of the Seller Disclosure Letter, as such term is defined in the Asset Acquisition Agreement entered into between Seller, Buyer and certain other parties as of December 21, 2001 (the "Asset Acquisition Agreement"), together with the goodwill of the business pertaining thereto. The Marks are described on Exhibit A attached hereto.

In consideration for entering into the Asset Acquisition Agreement and for other good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, Seller does hereby assign, transfer, grant, sell and otherwise convey to Buyer all of Seller's right, title and interest in and to the Marks, including all common law rights therein, registrations, applications to register therefor, together with the goodwill of the business symbolized by the Marks, and all claims for damages by reason of past infringements of the Marks with the right to sue for and collect the same for its own use and benefit, and for the use and on behalf of its successors, assigns and other legal representatives.

Dated: January 8, 2002

STORAGESOFT, INC.

By: [Signature]

Name: Steve Anderson

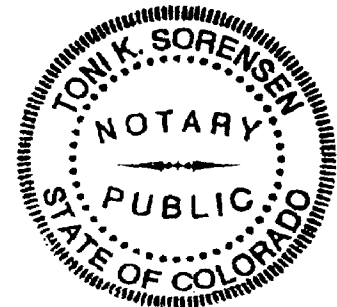
Title: CEO

State of CO  
County of Welder ss:

Before me personally appeared said \_\_\_\_\_ and acknowledged the foregoing instrument to be his free act and deed this 9 day of January, 2002.

[Signature]  
(Notary Public)

MY COMMISSION EXPIRES 11/15/2005



**Exhibit A**

**Registered Trademarks:**

DrivePro  
EZ-Drive  
ImageCast

Registration No.

October 22, 1996  
October 22, 1991  
January 19, 1999

**Unregistered Trademarks:**

DriveGuide  
EZ-S.M.A.R.T.  
EZ-Copy  
EZ-CopyWin  
EZ-Bios  
EZ-Partition  
EZ-Install  
Area51  
AppNstall  
RestoreBuilder  
WebDrive  
System Agent

Date of First Use

February 3, 1998  
August 10, 1995  
April 8, 1998  
Not Used  
August 10, 1995  
Not Used  
Not Used  
July 10, 2000  
July 1, 2000  
June 1, 1999  
May 12, 2000  
February 10, 1999