

# RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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

1. Name of conveying party(ies):  
YDI Wireless, Inc. (f/k/a Telaxis Communications Corporation and Millitech Corporation)  
Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies):  
Name: MLV Equity LLC  
Internal Address:

3. Nature of conveyance:  
 Assignment dated  Merger  
 Security Agreement  Change of Name  
 Other  
Execution Date: February 25, 2004

Street Address: 950 Third Avenue  
City: New York, NY 10022  
Country: United States ZIP: 10022

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)

If this document is being filed together with a new application, the execution date of the application is \_\_\_\_\_.

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

U.S. Trademark Registration No. 1,657,247  
U.S. Trademark Registration No. 1,338,895

Additional numbers attached?  Yes  No

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

John L. Dauer, Jr., Esq.  
BROWN RAYSMAN MILLSTEIN FELDER & STEINER LLP  
900 Third Avenue  
New York, New York 10022  
(212) 895-2000

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41):.....\$80.00  
 Check enclosed  
 Authorized to be charged to deposit account

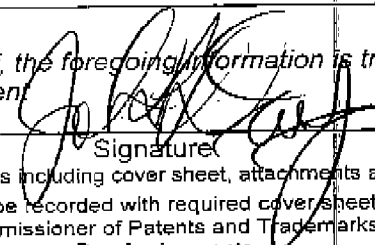
8. Deposit account number: 02-4270  
(Attach duplicate copy of this page by deposit account)  
Please charge any additional fees required, or credit any overpayment, to the above deposit account

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.

John L. Dauer, Jr., Reg. No. 39,953  
Name of Person Signing

  
Signature

3/9/04  
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 Patents and Trademarks  
Box Assignments  
Washington, D.C. 20231

CH \$65.00 024270 1657247

**TRADEMARK ASSIGNMENT**

WHEREAS, YDI Wireless, Inc. (f/k/a Telaxis Communications Corporation and Millitech Corporation), a Delaware corporation, having offices at 20 Industrial Drive East, South Deerfield, Massachusetts 01373 (hereinafter referred to as "Assignor") owns certain rights in the trademarks and trade names listed on the attached Schedule A (hereinafter referred to as the "Assigned Trademarks"), and

WHEREAS, MLV Equity LLC, a Delaware limited liability company, having offices at 950 Third Avenue, New York, New York 10022 (hereinafter together with its successors and assigns referred to as "Assignee"), is desirous of obtaining Assignor's right, title and interest in, to and under the Assigned Trademarks; and

NOW, THEREFORE, in consideration of the foregoing and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor assigns to Assignee all of Assignor's right, title, and interest in and to the Assigned Trademarks, together with the goodwill symbolized by any use of the Assigned Trademarks, and the right to sue third parties for and recover damages from past and future infringement of the Assigned Trademarks.

Assignor authorizes the Commissioner of Patents and Trademarks of the United States, and any official of any other country empowered to issue trademarks, to record this Assignment, and to issue or transfer all said Assigned Trademarks to Assignee as owner of all right, title and interest therein, or otherwise as Assignee may direct, in accordance with the terms of this Assignment.

IN TESTIMONY WHEREOF, Assignor has caused this document to be executed by its duly authorized officer on the date indicated below.

Dated: February 25, 2004

YDI Wireless, Inc

By: David L. Renard  
Name: David L. Renard  
Title: Vice President

**SCHEDULE A**

**Trademarks:**

"Millivision" trademark (U.S. Trademark Registration No. 1,657,247)

Capital Lambda and mm mark (U.S. Trademark Registration No. 1,338,895)

**Trade names:**

CDS Technology

**BROWN RAYSMAN**BROWN RAYSMAN MILLSTEIN FELDER & STEINER <sup>LLP</sup>**FACSIMILE COVER SHEET**

**From:** John L. Dauer, Jr. **Date:** March 9, 2004  
**Direct Dial:** 212-895-2057 **Attorney Docket No.:** 2269/95

**PLEASE DELIVER AS SOON AS POSSIBLE TO:**

	<b>Recipient</b>	<b>Company</b>	<b>Fax No.</b>	<b>Phone No.</b>
1.	Assignment Division Attn: Lazena Martin, Examiner	US Patent and Trademark Office	703-306-5995	

Total number of pages including this page: 8  
 If you do not receive all the pages, please call **(212) 895-2000**.

**Message:**

Assignment Division  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Re: Document ID No.: 700069633  
 U.S. Trademark Registration No. 1,657,247  
 U.S. Trademark Registration No. 1,338,895  
Attorney Docket No.: 2269/95

Dear Sirs:

We are resubmitting the executed Assignment and Recordation Form Cover Sheet for the above-referenced Trademark registration nos. We have complied with the request in the Notice dated March 5, 2004. Please confirm that the date of recordation will be that of March 2, 2004 - the date of the first submission of the assignment document.

**Please Note:** the information contained in this facsimile message is privileged and confidential, and is intended only for use of the individual named above and others who have been specifically authorized to receive it. If you are not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, or if any problems occur with transmission, please notify sender or the mail room by telephone: (212) 895-2000. **Thank You.**

**BROWN RAYSMAN MILLSTEIN FELDER & STEINER LLP**

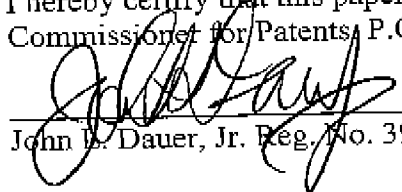
900 THIRD AVE NY NY 10022 T 212-895-2000 F 212 895-2900 brownraysman.com

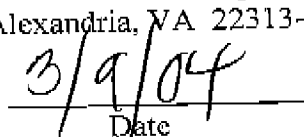
**TRADEMARK****REEL: 002809 FRAME: 0492**

Attached is:

- Copy of executed Assignment (4 pages)
- Recordation Form Cover Sheet (1 page)
- Copy of Non-Recordation of Document (2 pages)

I hereby certify that this paper is being faxed this date to: Assignment Division;  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

  
\_\_\_\_\_  
John L. Dauer, Jr. Reg. No. 39,953

  
\_\_\_\_\_  
Date

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**Please Note:** the information contained in this facsimile message is privileged and confidential, and is intended only for use of the individual named above and others who have been specifically authorized to receive it. If you are not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, or if any problems occur with transmission, please notify **sender or the mail room** by telephone: **(212) 895-2000**. Thank You.

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DPR/ASSIGNMENTS

3/8/04 11:27 PAGE 2/8 RightFAX



UNITED STATES DEPARTMENT OF COMMERCE  
 Patent and Trademark Office  
 ASSISTANT SECRETARY AND COMMISSIONER  
 OF PATENTS AND TRADEMARKS  
 Washington, D.C. 20231



\*700069633A\*

MARCH 05, 2004

PTAS

BROWN RAYSMAN MILLSTEIN FELDER ET AL  
 JOHN L. DAUER, JR. ESQ.  
 900 THIRD AVENUE  
 NEW YORK, NEW YORK 10022

UNITED STATES PATENT AND TRADEMARK OFFICE  
 NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 700069633

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

1. INSUFFICIENT FEE SUBMITTED, AUTHORIZATION TO CHARGE NOT GRANTED. ADDITIONAL FEE REQUIRED IS \$0 .
2. A FEE WAS NOT SUBMITTED WITH THIS DOCUMENT. AUTHORIZATION TO CHARGE WAS NOT GRANTED. THE REQUIRED FEE IS \$0 .

TRADEMARK

OPR/ASSIGNMENTS 3/8/04 11:27 PAGE 3/8 RightFAK  
LAZENA MARTIN, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS