



9/22/03

10-23-2003
102582102

3

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

REI T

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): SmartSales, Inc.

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

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

2. Name and address of receiving party(ies)
 Name: DataMirror Corporation
 Internal Address:
 Street Address: 3100 Steeles Avenue East
 City: Markham, Ontario, Canada L3R 8T3

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

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other

Execution Date: 1/7/2003

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) 2163498

Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
 Name: John Garber
 Internal Address: Cooper & Dunham LLP
 Street Address: 1185 Avenue of the Americas
 City: New York State: NY Zip: 10036

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:

DO NOT USE THIS SPACE

9. Signature.
 John Garber
 Name of Person Signing
 Signature
 Date 9/18/03

Total number of pages including cover sheet, attachments, and document: 6

10/22/2003 LHMELLER 00000183 2163498
01 FC:0521 40.00 DP

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

TRADEMARK
REEL: 002849 FRAME: 0317

**ASSIGNMENT OF TRADE-MARK AND
DOMAIN NAME TRANSFER AUTHORIZATION**

1. **FOR GOOD AND VALUABLE CONSIDERATION**, the receipt and sufficiency of which is hereby acknowledged, the undersigned **PERRY KRIEGER & ASSOCIATES INC.** ("Trustee"), solely in its capacity as trustee of the estate of SmartSales Inc., a bankrupt ("Assignor"), and not in its personal capacity, hereby sells, assigns and transfers to **DATAMIRROR CORPORATION** ("Assignee"), the full post office address of whose principal office or place of business is 3100 Steeles Avenue East, Suite 1100, Markham, Ontario, Canada L3R 8T3, all of: (i) Assignor's worldwide right, title and interest, if any, in and to the trade-marks and trade names, if any, listed in the attached schedule (the "Trade-marks"), together with the corresponding applications and registrations therefor and the goodwill associated with the Trade-marks and Assignor's business and in respect of all the wares and services in association with which the Trade-marks are or have been used; (ii) Assignor's trade dress and other intellectual property rights, if any, uniquely associated with the sale of products bearing the Trade-marks; and (iii) Assignor's causes of action and rights of opposition relating to the Trade-marks, if any; the same to be held and enjoyed by the Assignee, its successors and assigns, as fully and entirely as the assigned interest would have been held and enjoyed by the Assignor if the said sale, assignment and transfer had not been made.

2. The Trustee, at the Assignee's request and sole expense, will execute such further documents and do all such other acts and things as may be reasonably necessary to evidence the change of ownership of the Trade-marks to Assignee.

3. The Trustee hereby authorizes the "Administrative Contact" for the domain name registration for **smartsales.com**, as identified on the date hereof in the WHOIS record for that domain name in the WHOIS database maintained by VeriSign, Inc., at the Assignee's sole expense, to undertake all necessary steps to effect the transfer of the **smartsales.com** domain name to the Assignee, whether electronically or otherwise, and to authorize such transfer for and on behalf of the Trustee in its capacity as trustee of the estate of the Assignor.

EXECUTED at Toronto, Ontario on the 7th day of January, 2003.

PERRY KRIEGER & ASSOCIATES INC.,
solely in its capacity as trustee of the estate of
SmartSales Inc., a bankrupt, and not in its
personal capacity

By: _____
Name: Perry Krieger
Title: Pres.
I have authority to bind the corporation

11368999.4