

Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) Tab settings

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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):

Silicon Valley Bank dba Silicon Valley East

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

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

3. Nature of conveyance:

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

Execution Date: 04/27/04

2. Name and address of receiving party(ies)

Name: Phase Forward Incorporated

Internal

Address:

Street Address: 1440 Main Street

City: Waltham State: MA Zip: 02451

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State DE, 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) 78/121743 76/485487; 76/115006

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

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

Name: Christopher E. Kondracki

Internal Address:

Street Address: 2001 Jefferson Davis, Hwy. Suite 505

City: Arlington State: VA Zip: 22202

6. Total number of applications and registrations involved:

3

7. Total fee (37 CFR 3.41): \$ 90.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

19-3545

DO NOT USE THIS SPACE

9. Signature.

Christopher E. Kondracki Name of Person Signing

Signature

Date

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

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

CH \$90.00 193545 78121743

**SECURITY INTEREST TERMINATION**

WHEREAS, PHASE FORWARD INCORPORATED (the "Debtor"), granted a security interest to SILICON VALLEY BANK (the "Secured Party") in Debtor's patents (the "Patents") pursuant to a certain Second Amended and Restated Intellectual Property Security Agreement dated March 31, 2003 (the "Agreement"), which was filed at the United States Patent and Trademark Office on April 17, 2003 and recorded on Reel 013969 and beginning on Page 0611;

WHEREAS, the Debtor granted a security interest to the Secured Party in Debtor's trademarks (the "Trademarks") pursuant to the Agreement which was filed at the United States Patent and Trademark Office on April 17, 2003 and recorded on Reel 002635 and beginning on Page 0660; and

WHEREAS, the security interests of the Debtor to Secured Party under the foregoing Agreement have been terminated.

NOW, THEREFORE, Secured Party releases its security interest in, and reassigns to the Debtor, any and all interest in the Patents and Trademarks, including, but not limited to, those listed on Schedule A attached hereto. Secured Party agrees that, upon the request of the Debtor or any successor in interest or assignee thereof, and at the expense of the Debtor, Secured Party will execute any document, cause to be made any filing or take any other action deemed reasonably necessary or advisable by the Debtor, or any successor in interest or assignee thereof, to effectuate the release of interests contemplated herein.

IN WITNESS WHEREOF, Secured Party, by the signature below of its duly authorized representative, agrees to be bound by the provisions of this Security Interest Termination as of this 29<sup>th</sup> day of April, 2004.

SILICON VALLEY BANK

By: Michael Trausek  
Name: Michael Trausek  
Title: Vice President

**SCHEDULE A**

# Schedule A

## PATENTS

<u>PATENT DESCRIPTION</u>	<u>DOCKET NO.</u>	<u>COUNTRY</u>	<u>SERIAL NO.</u>	<u>FILING DATE</u>	<u>STATUS</u>
Clinical Trial Data Management System and Method	2530.1001-000	US	09/092,441	June 5, 1998	Pending
Clinical Trial Data Management System and Method	2530.1001-003	Europe	99927196.8	June 3, 1999	Pending

## TRADEMARKS

<u>TRADEMARK DESCRIPTION (class)</u>	<u>COUNTRY</u>	<u>SERIAL NO</u>	<u>REG. NO</u>	<u>STATUS</u>
CLINSOFT	United States of America	76/201,741		Pending
CLINTRACE	United States of America	78/108525		Pending
CLINTRACE (9)	Australia		899355	Registered
CLINTRACE (9)	Japan		4630112	Registered
CLINTRACE (9)	European Community	2625994		Pending
CLINTRIAL	Japan		3,165,181	Registered
CLINTRIAL	Australia		902565	Registered
CLINTRIAL	Canada		728858	Registered
CLINTRIAL	Norway		164.332	Registered
CLINTRIAL	Sweden		255.321	Registered
CLINTRIAL	Germany		2060263	Registered
CLINTRIAL	Denmark		VR 06.180 1993	Registered
CLINTRIAL	France		93480609	Registered
CLINTRIAL	Italy		664720	Registered
CLINTRIAL	Benelux		536067	Registered
CLINTRIAL	Switzerland		415571	Registered
CLINTRIAL (9)	European Community	2625986		Pending
CLINTRIAL	United States of America	78/121743		Pending
CLINTRIALS	Benelux		530046	Registered
CLINTRIALS	France		93467199	Registered
CLINTRIALS	Germany		2060306	Registered
CLINTRIALS	Japan		3,191,434	Registered
CLINTRIALS	European Community	1998608		Pending
INDEPTH (9)(38)(42)	Switzerland		486800	Registered
INDEPTH (9)	United States of America	76/485487		Pending
INFORM	European Community	2061547		Pending
INFORM (9)(38)(42)	Switzerland	00883/2001		Pending
INFORM (9)	Australia	899354		Pending
INFORM (9)	Japan	2001-116522		Pending
INFORM (9)	European Community		1981521	Registered
INFORM ARCHITECT (9)(38)(42)	United States of America		2,584,476	Registered
INFORM ARCHITECT (9)	United States of America		2,582,163	Registered
INFORM NETDIARY (9)	Australia	899861		Pending
INFORM NETDIARY (9)	Japan	2002-1555		Pending
INFORM NETDIARY (9)	European Community	2625622		Pending
INFORM NETDIARY (9)	Switzerland		488439	Registered
INFORM UNPLUGGED (9)	European Community	2193100		Pending
INFORM UNPLUGGED (9)(38)(42)	United States of America	76/042721		Pending
INFUSION (9)	European Community	1931443		Pending
INFUSION (9)(38)(42)	Switzerland		486801	Registered
INFUSION (9)	European Community	1998640		Pending
INPHASE (9)(38)(42)	Switzerland		492126	Registered
INPHASE (42)	United States of America		2531619	Registered
INPHASE (42)	European Community		1931526	Registered
INTRUST (9)(16)(42)	Switzerland		486802	Registered
INTRUST (9)	United States of America	76/115006		Pending
PF (42)	United States of America		2,599,003	Registered
PF PHASE FORWARD LOGO (9)	United States of America		2,580,055	Registered
PF PHASE FORWARD LOGO (42)	United States of America			Registered

TRADEMARK

REEL: 002857 FRAME: 0989

PHASE FORWARD (9)(16)(42)	European Community		1,821,578	Registered
PHASE FORWARD (9)	Switzerland		486803	Registered
PHASE FORWARD (9)	United States of America		2,366,760	Registered
PHASE FORWARD (9)	Japan	2002-38343		Pending
PHASE FORWARD (9)	Australia		902845	Registered
THE FUTURE OF CLINICAL TRIALS (9)(16)(42)	European Community	1854009		Pending
THE FUTURE OF CLINICAL TRIALS (16)	United States of America		2539913	Registered

Some of the marks listed above are in the name of Clinsoft Corporation or one of its predecessors. The Grantor is in the process of filing the necessary documents with the U.S. Patent and Trademark Office and foreign authorities to revise the name to Phase Forward Incorporated.

Notwithstanding anything in the IP Agreement to the contrary, in no event shall any right, title or interest be transferred to Lender in any of Grantor's "Intent to Use" trademark applications filed with the U.S. Patent and Trademark Office during the period of time in which the U.S. Patent and Trademark Office designates such as Intent to Use (but such exclusion shall terminate upon the listing of any other designation by the U.S. Patent and Trademark Office).