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12.29.03

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



U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

102638861

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

1. Name of conveying party(ies):

Infolibria, Inc.

- Individual(s) Association General Partnership Limited Partnership Corporation-State Delaware 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 28, 2003

2. Name and address of receiving party(ies)

Name: Certeon, Inc. Internal Address:

Street Address: 235 Bear Hill Road City: Waltham State: MA Zip: 02451

- 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 registration number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 2,735,757 2,424,997, 2,576,823, 2,526,216

Additional number(s) attached Yes No

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

Name: T. Maria Lam, Esq.

Internal Address:

Street Address: Foley Hoag LLP 155 Seaport Boulevard

City: Boston State: MA Zip: 02110-2600

6. Total number of applications and registrations involved:

4

7. Total fee (37 CFR 3.41) \$ 115.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

06-1146

2003 DEC 29 AM 8:57 OPR/FINANCE

DO NOT USE THIS SPACE

9. Signature.

T. Maria Lam, Esq.

Name of Person Signing

Signature

12-29-2003

Date

Total number of pages including cover sheet, attachments, and document: 4

Certificate of Mailing

01/05/2004 JJALLAN2 00000003 061446 2735757

Mail documents to be recorded with required cover sheet information to certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Trademarks, 2600 Crystal Drive, Arlington, Virginia 22202-3513 on the date indicated below.

01 FC:8521 40.00 BA 02 FC:8522 75.00 BA

Printed Name: Signature: Date of Signature: 12/23/03

TRADEMARK

REEL: 002891 FRAME: 0797

## TRADEMARK ASSIGNMENT

WHEREAS, INFOLIBRIA, INC., a Delaware corporation (the "Assignor"), has certain rights in and to, is using, and has a *bona fide* intent to use the trademarks (the "Marks") identified on Exhibit A hereto, and is the owner of the registrations of and pending registration applications for such Marks identified on such Exhibit T; and


WHEREAS, CERTEON, INC., a Delaware corporation (the "Assignee"), is desirous of acquiring the Marks and the registrations thereof and registration applications therefor, as well as the business of Assignor in connection with which Assignor has a *bona fide* intent to use the Marks and the pending registration applications;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Assignor does hereby assign, sell and transfer unto the Assignee all of Assignor's right, title and interest in and to the Marks and all rights relating thereto throughout the world, together with (i) the registrations of and registration applications for the Marks, as well as all rights to the registration, and renewal and extension of such Marks throughout the world, (ii) the goodwill of the Assignor's business symbolized by and associated with the Marks and the registrations thereof, (iii) that portion of Assignor's business in which it has a *bona fide* intent to use the Marks, and (iv) the right to sue and recover for, and the right to profits or damages due or accrued arising out of or in connection with, any and all past, present or future infringements or dilution of or damage or injury to the Marks or the registrations thereof or such associated goodwill.

*(continued on page 2)*

IN WITNESS WHEREOF, the Assignor, by its duly authorized officer, has executed this assignment, as an instrument under seal, effective as of this 28<sup>th</sup> day of January, 2003.

INFOLIBRIA, INC.

By:   
Ian Yates  
President

SUBSCRIBED AND SWORN to before me this 28<sup>th</sup> day of January, 2003

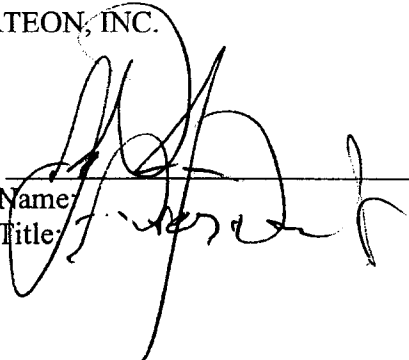
  
Notary Public

CARL H. RODGERS  
Notary Public, Massachusetts  
My Commission Expires January 1, 2010

My Commission Expires: January 1, 2010

The foregoing assignment of the Marks and the registrations thereof and registration applications therefor by the Assignor to the Assignee is hereby accepted as of the 28<sup>th</sup> day of January, 2003.

CERTEON, INC.

By:   
Name:  
Title:

SUBSCRIBED AND SWORN to before me this 28<sup>th</sup> day of January, 2003

  
Notary Public

CARL H. RODGERS  
Notary Public, Massachusetts  
My Commission Expires January 1, 2010

My Commission Expires: January 1, 2010

EXHIBIT T

**Trademark registrations**

<b>Trademark</b>	<b>Country</b>	<b>Reg. No.</b>	<b>Reg. Date</b>	
CONTENT COMMANDER (hardware/software)	EU	1676014	07-Feb-2002	
CONTENT COMMANDER (software/hardware)	US	2424997	30-Jan-2001	
DYNACACHE (hardware)	US	2499480	23-Oct-2001	
DYNACACHE (software)	US	2345955	25-Apr-2000	
DYNACACHE (software/hardware)	Canada	566976	05-Sep-2002	
DYNACACHE (software/hardware)	EU	1354430	21-Oct-1999	
DYNALINK (hardware)	US	2551559	26-Mar-2002	
* EDGECASTING (software/hardware)	US	2576492	04-Jun-2002	*RN2576492 INADV. ISSUED WITHDRAWN JAN 16, 2003
MEDIAMALL (hardware)	US	2576823	01-Jan-2002	REISSUED AS RN 2735757 JULY 15, 2003
MEDIAMALL (software)	US	2526216	2002	

**Trademark applications**

<b>Trademark</b>	<b>App. No.</b>	<b>App. Date</b>	<b>Country</b>
COS	76/245,054	23-Apr-2001	US*
CONTENT OPERATING SYSTEM	76/245,055	23-Apr-2001	US
CONTENT COMMANDER (software/hardware)	1061695	05-Jun-2000	Canada
DYNALINK (software)	75605495	10-Dec-1998	US

\* Assignor did not file a Statement of Use or second Request for Extension for the COS mark with the United States Patent and Trademark Office by the January 1, 2003 deadline for such filing and will not make any additional filings.