

11-10-2004



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Docket No: 14920,084001

11/08/04

Commissioner for Trademarks: Please,

submit two copies of an original document.

1. Name of conveying party(ies):

GLOBAL CROSSING LTD.

- ☐ Individual(s)
☐ Association
☐ General Partnership
☐ Limited Partnership
☒ Corporation—State BERMUDA
☐ Other _____

Additional name(s) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment
☐ Merger
☐ Security Agreement
☐ Change of Name
☒ Other: NUNC PRO TUNC ASSIGNMENT

Execution Date: NOVEMBER 5, 2004

EFFECTIVE 12/9/03

2. Name and address of receiving party(ies):

GLOBAL CROSSING HOLDINGS LIMITED
Wessex House, 45 Reid Street,
Hamilton HM12, Bermuda

- ☐ Individual(s) Citizenship _____
☐ Association _____
☐ General Partnership _____
☐ Limited Partnership _____
☒ Corporation—State Bermuda
☐ Other _____

If the assignee is not domiciled in the United States, a domestic representative designation is attached. ☐ Yes ☒ NoAdditional names/addresses attached? ☐ Yes ☒ No

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

A. Trademark Application No(s):

B: Trademark No(s):

2,484,230

Additional numbers attached? ☐ Yes ☒ No

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

RICHARD P. FERRARA
Fish & Richardson P.C.
Citigroup Center
52nd Floor
153 East 53rd Street
New York, New York 10022-4611

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR §3.41): \$40

Enclosed

☒ Authorized to charge Deposit Account.

8. Deposit Account No.: 06-1050

Please apply any additionally charges, or any credits, to our
Deposit Account No. 06-1050.

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 the attached is a true copy of the original document.*Richard P. Ferrara
Name of Person Signing

Signature

November 8, 2004
Date

Total number of pages including cover sheet, attachments, and document: 3

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NUNC PRO TUNC TRADEMARK ASSIGNMENT

WHEREAS, Global Crossing Ltd., a corporation duly organized and existing under the laws of Bermuda, and having an address at Wessex House, 45 Reid Street, Hamilton HM12, Bermuda ("Assignor"), pursuant to an assignment from Frontier Corporation executed on September 29, 1999, acquired all right, title and interest in and to the mark uCOMMAND and Design, and United States Registration No. 2,484,230 dated September 4, 2001, for "telecommunications and online services customer account information; telecommunications and online services customer account payment services, consulting telecommunications and online services customers about accounts and account information via a global computer network," together with the goodwill of the business represented and symbolized thereby;

WHEREAS, Assignor used the mark uCOMMAND and Design for the above-mentioned services and intended on or about December 9, 2003, to assign all right, title and interest in and to the mark and the goodwill of the business represented and symbolized thereby to Global Crossing Holdings Limited, a corporation duly organized and existing under the laws of Bermuda, and having a place of business at Wessex House, 45 Reid Street, Hamilton HM12, Bermuda ("Assignee");

WHEREAS, an assignment of the mark uCOMMAND and Design, and said Registration, from Assignor to Assignee was inadvertently not executed heretofore;

WHEREAS, Assignor desires to make a nunc pro tunc assignment today to be effective as of December 9, 2003, of all right, title and interest in and to the mark uCOMMAND and Design, and Registration No.2,484,230, together with all of the goodwill of the business represented and symbolized thereby.

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, Assignor does hereby sell, assign and transfer unto Assignee, its successors and assigns all right, title and interest in and to the

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mark uCOMMAND and Design and Registration No. 2,484,230, together with the good will of the business represented and symbolized thereby, and together with any and all causes of action and rights of recovery for past infringement of the uCOMMAND and Design mark.

This assignment shall be effective *nunc pro tunc* as of December 9, 2003.

GLOBAL CROSSING LTD.

By: Mitchell Sussis

Name: Mitchell Sussis

Title: Attorney-in-Fact

State of New Jersey)
 Hudson)ss.:
County of Morris)

Before me on this day personally appeared Mitchell Sussis known to me to be the Attorney-in-Fact of Global Crossing Ltd., and acknowledged to me that he has the authority to execute the foregoing instrument for Global Crossing Ltd., that he executed the foregoing instrument as the act of such corporation for the purpose and consideration therein expressed, and in the capacity therein stated.

SUBSCRIBED AND SWORN TO before me this 5th day of November, 2004.

Arlene C. Bell
Notary Public

My Commission Expires:

Printed Name

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ARLENE C. BELL
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Aug. 3, 2008