

10/17/05

10-19-2005

FORM PTO-1594 (Rev. 07/05) OMB No. 0651-0027 (exp. 06/30/2008)

RECORD



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

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103102670

To the Director of the U.S. Patent and Trademark Office: Please record the existing serial number(s) or the new address(es) below.

1. Name of conveying party(ies): Silicon Valley Bank
[] Individual(s) [] Association
[] General Partnership [] Limited Partnership
[X] Corporation-State
[] Other
Additional name(s) of conveying parties attached? [] Yes [X] No

2. Name and address of receiving party(ies):
Additional name(s) of conveying parties attached? [] Yes [X] No
Name: Onfiber Communications, Inc.
Internal Address: Attn Jim Tipton
Street Address: 11921 N Mopac Expressway Suite 100
City Austin
State Texas
Country USA
Zip 78759

3. Nature of conveyance/ Execution Date(s): 09/21/2005
Execution Date(s): 09/21/2005
[] Assignment [] Merger
[] Security Agreement [] Change of Name
[X] Other Release

[] Association Citizenship
[] General Partnership Citizenship
[] Limited Partnership Citizenship
[] Corporation Citizenship
[] Other Citizenship
If assignee is not domiciled in the United States, a domestic representative designation is attached: [] Yes [X] No
(Designations must be a separate document from assignment)

Table with 2 columns: A. Trademark Application No.(s) and B. Trademark Registration No.(s). Rows include numbers like 76205660, 78176881, 78214161, 2709819, 2566623, 2698346, 2737274, 2998538.

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown): Onfiber, Onfiber & Fiber Coil Design, Onfiber Communication, Peerxchange, Onfiber Carrier Services, Fiber Coil Design, Homerun Fiber, Modified Coil Design. And Homerun Fiber
Additional sheets attached? [] Yes [X] No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Silicon Valley Bank
Internal Address: Loan Collateral HF154
Street Address: 3003 Tasman Dr.
City: Santa Clara State: CA ZIP: 95054
Phone Number: (408) 654-4042
Fax Number: (408) 654-6313
Email Address: ldc@svbank.com

6. Total number of applications and registrations involved: 8
7. Total fee (37 CFR 2.6 (b)(6) & 3.41): \$215.00
[] Authorized to be charged by credit card
[] Authorized to be charged to deposit account
[X] Enclosed
8. Payment Information:
a. Credit Card Last 4 Numbers Expiration Date
b. Deposit Account Number Authorized User Name

9. Signature. [Handwritten Signature]
Signature
John R. Ross
Name of Person Signing

Date: 10/6/05
Total number of pages including cover sheet, attachments, and document: 11

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:

TRADEMARK REEL: 003236 FRAME: 0603

Vertical stamps: 10/19/2005 EDCOPER 00000075 76205660, OPR/FINANCE, 10/17 AM 12:23, 1192-00-00, 02 FBI/USPTO

INTELLECTUAL PROPERTY SECURITY AGREEMENT

This Intellectual Property Security Agreement dated as of the Effective Date (as defined in the Loan Agreement) is between SILICON VALLEY BANK ("Bank") and ONFIBER COMMUNICATIONS, INC. ("Grantor").

RECITALS

A. Bank will make advances to Grantor ("Loans") as described in the Loan and Security Agreement (the "Loan Agreement"), but only if Grantor grants Bank a security interest in its Copyrights, Trademarks, Patents, and Mask Works and other intellectual property (the "Intellectual Property Collateral").

B. Grantor has granted Bank a security interest in all of its right, title and interest, presently existing or later acquired to all the Collateral.

AGREEMENT

Grantor grants Bank a security interest in all of its right, title and interest in its Intellectual Property Collateral (such as the Copyrights, Patents, Trademarks and Mask Works listed on Schedules A, B, C and D), and all proceeds (such as license royalties and proceeds of infringement suits), the right to sue for past, present and future infringements rights throughout the world and all reissues, divisions, continuations, renewals, extensions and continuations-in-part.

This security interest is granted in conjunction with the security interest granted under the Loan Agreement. Bank's rights and remedies in the security interest are in addition to those in the Loan Agreement and the other Loan Documents, and those available in law or equity. Bank's rights powers and interests are cumulative with every right, power or remedy provided here. Bank's exercise of its rights, powers or remedies in this Agreement, the Loan Agreement or any other Loan Document, does not preclude the simultaneous or later exercise of any or all other right, power or remedy.

BANK:

SILICON VALLEY BANK



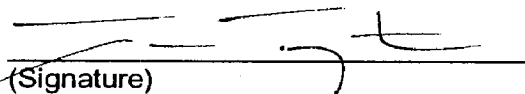
(Signature)

Vice President

(Title)

GRANTOR:

ONFIBER COMMUNICATIONS, INC.



(Signature)

VP - FINANCE

(Title)

EXHIBIT A TO INTELLECTUAL PROPERTY SECURITY AGREEMENT

Copyrights

<u>Description</u>	Registration/Application <u>Number</u>	Registration/Application <u>Date</u>
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None

EXHIBIT B TO INTELLECTUAL PROPERTY SECURITY AGREEMENT

Patents

<u>Description</u>	Registration/Application <u>Number</u>	Registration/Application <u>Date</u>
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EXHIBIT D TO INTELLECTUAL PROPERTY SECURITY AGREEMENT

Mask Works

Description

Registration/Application
Number

Registration/Application
Date

NONE

EXHIBIT C TO INTELLECTUAL PROPERTY SECURITY AGREEMENT

Trademarks

<u>Description</u>	Registration/Application <u>Number</u>	Registration/Application <u>Date</u>
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Status Report con't

J&G Number	Country	Mark Name	Curr Owner	Serial # & Date	Registration # & Date	Status Sub-Status	Comments
63279-00604	United States	ONFIBER	OnFiber Communications, Inc.	76/036711 04/28/2000	2566623 05/07/2002	Registered Issued	
Goods: IN	38	Telecommunications services, namely, transmission of data and voice communications			Assgn/Owner Hist:		
63279-00605	United States	ONFIBER & FIBER COIL DESIGN	OnFiber Communications, Inc.	76/132373 09/19/2000	2698346 03/18/2003	Registered Issued	
Goods: IN	38	Telecommunications services, namely, transmission of data and telephone communications via a fiber optic cable network			Assgn/Owner Hist:		
63279-00606	United States	ONFIBER COMMUNICATIONS	OnFiber Communications, Inc.	75/927588 02/25/2000	2737274 07/15/2003	Registered Issued	
Goods: IN	38	Telecommunications services, namely, transmission of data and voice communications			Assgn/Owner Hist:		
63279-00607	United States	PEEREXCHANGE	OnFiber Communications, Inc.	78/214161 02/12/2003		Filed Office Action	
Goods: IN	35	Providing an on-line forum for the sharing of business-related information between customers of a single network service provider			Assgn/Owner Hist:		
63279-00608	United States	ONFIBER CARRIER SERVICES	OnFiber Communications, Inc.	75/927860 02/25/2000		Inactive Abandoned	
Goods: IN	38	Telecommunications services, namely, transmission of data and voice communications			Assgn/Owner Hist:		

OnFiber Communications, Inc. Trademark Status Report

SORTED BY DOCKET_NUMBER

J&G Number	Country	Mark Name	Curr Owner	Serial # & Date	Registration # & Date	Status Sub-Status	Comments
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OnFiber Communications, Inc.

SORTED BY DOCKET_NUMBER

63279-00601	United States	FIBER COIL DESIGN	OnFiber Communications, Inc.	76/132372 09/19/2000	2709819 04/22/2003	Registered Issued	
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Goods: IN 38 Telecommunications services, namely, transmission of data and telephone communications via a fiber optic cable network

63279-00602 United States HOMERUN FIBER

OnFiber Communications, Inc.
76/205660
02/06/2001

Assgn/Owner Hist:

Filed
Opposition Matter

Goods: IN 38 Telecommunications services, namely, transmission of data and voice communications via fiber optic cable networks

63279-00603 United States MODIFIED COIL DESIGN

OnFiber Communications, Inc.
78/176881
10/22/2002

Assgn/Owner Hist:

Filed
Office Action

Goods: IN 38 Telecommunications services, namely, transmission of data and telephone communications via a fiber optic cable network

Assgn/Owner Hist:

TRADEMARK

REEL: 003236 FRAME: 0610

OnFiber Communications, Inc. Patent Status Report

Sorted By DOCKET_NUMBER

J&G Number	Country	Title	Serial # & Date	Patent #	Status Sub-Status	Actions Pending
63279-00701USPT	United States	METROPOLITAN AREA LOCAL ACCESS SERVICE SYSTEM	09/952284 09/12/2001		Filed Published	03/12/2003 Status - Office Action?
63279-00702USC1	United States	METROPOLITAN AREA LOCAL ACCESS SERVICE SYSTEM	09/975474 10/11/2001		Filed Published	04/11/2003 Status - Office Action?
63279-00801WOPT	Patent Cooperation Treaty	METROPOLITAN AREA LOCAL ACCESS SERVICE SYSTEM	US02/28457 09/06/2002		Filed Published	08/16/2003 PCT - Article 19 Amendment 01/12/2004 International Examination Report 02/12/2004 Status - 1 month File Nationally 03/12/2004 30/31 mth National Filing Ext (Chap II)
63279-00802WOPT	Patent Cooperation Treaty	METROPOLITAN AREA LOCAL ACCESS SERVICE SYSTEM	US02/32469 10/10/2002		Filed Published	01/12/2003 Priority document to be filed 03/12/2003 Publication Date 09/04/2003 PCT - Article 19 Amendment 01/12/2004 International Examination Report 02/12/2004 Status - 1 month File Nationally 03/12/2004 30/31 mth National Filing Ext (Chap II)

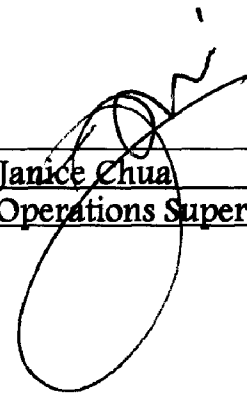
METROPOLITAN AREA LOCAL ACCESS SERVICE SYSTEM

**RELEASE OF SECURITY AGREEMENT COVERING
INTERESTS IN TRADEMARKS**

Silicon Valley Bank ("Secured Party"), hereby releases its security interest in the interests of Onfiber Communications, Inc. ("Assignor") in the trademarked works set forth in that certain **Intellectual Property Security Agreement** dated, August 15, 2003, executed by Assignor in favor of Secured Party recorded with the United States Department of Commerce, Patent and Trademark Office on September 16, 2003, Reel 002830, Frame 0659.

Dated: **September 21, 2005**

SILICON VALLEY BANK

By: 
Name: Janice Chua
Title: Operations Supervisor