

12-21-2005



Form PTO-1594 (Rev. 07/05)  
OMB Collection 0651-0027 (exp. 6/30/21)

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

103142752  
RECORDATION FORM COVER SHEET  
**TRADEMARKS ONLY**

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

12-15-05

**1. Name of conveying party(ies):**

Sutter Hill Ventures, a California Limited Partnership  
c/o Sutter Hill Ventures  
755 Page Mill Road, Suite A-200  
Palo Alto, CA 94304-1005

- Individual(s)
- General Partnership
- Corporation- State: \_\_\_\_\_
- Other \_\_\_\_\_
- Association
- Limited Partnership

Citizenship (see guidelines) \_\_\_\_\_

Additional names of conveying parties attached?  Yes  No

**3. Nature of conveyance /Execution Date(s) :**

Execution Date(s) October 13, 2005

- Assignment
- Security Agreement
- Other Release of Security Interest
- Merger
- Change of Name

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

Additional names, addresses, or citizenship attached?  Yes  No

Name: NuGen Technologies, Inc.

Internal \_\_\_\_\_

Address: \_\_\_\_\_

Street Address: 821 Industrial Road, Unit A

City: San Carlos

State: California

Country: USA Zip: 94070

- 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  No  
(Designations must be a separate document from assignment)

**4. Application number(s) or registration number(s) and identification or description of the Trademark.**

A. Trademark Application No.(s)  
76/254,422; 76/254,430; 78/195,935  
78/236,156; and 78/425,270

B. Trademark Registration No.(s)  
2,830,699 and 2,882,764

Additional sheet(s) attached?  Yes  No

**C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):**

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

Name: David H. Jaffer

Internal Address: Intellectual Property Group

Street Address: P.O. Box 10500

City: McLean

State: Virginia Zip: 22102

Phone Number: (650) 233-4510

Fax Number: (703) 770-7301

Email Address: david.jaffer@pillshurrlaw.com

**6. Total number of applications and registrations involved:**

7

**7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ \_\_\_\_\_**

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed

**8. Payment Information:**

a. Credit Card Last 4 Numbers \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number 03-3975  
Authorized User Name Pillsbury Winthrop et al.

**9. Signature:**

Signature

David H. Jaffer

Name of Person Signing

December 14, 2005

Date

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

8

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

**TRADEMARK**  
**REEL: 003280 FRAME: 0682**

Attorney Docket No.: 061629-000-0001

**1. ADDITIONAL CONVEYING PARTIES:**

**SUTTER HILL ASSOCIATES, L.P.**  
c/o Sutter Hill Ventures  
755 Page Mill Road, Suite A-200  
Palo Alto, CA 94304-1005

**WILLIAM J. RUTTER, AS TRUSTEE OR SUCCESSOR  
TRUSTEES, OF THE WILLIAM J. RUTTER  
REVOCABLE TRUST U/A/D 4/11/02**  
One Market, Suite 1475  
Stuart Tower,  
San Francisco, CA 94105

**RATHMANN FAMILY FOUNDATION**  
c/o WindCrest Mgmt. LLC  
2045 Maidstone Farm Road  
Annapolis, MD 21401

**JAMES N. WILSON AND PAMELA D. WILSON  
TRUSTEES FOR THE JAMES N. WILSON AND  
PAMELA D. WILSON TRUST, UTD 9/27/83**  
26045 Bentley Ct.  
Los Altos Hills, CA 94022

**WILSON FAMILY PARTNERSHIP**  
26045 Bentley Ct.  
Los Altos Hills, CA 94022

**DAVID K. ARTERBURN AND EDITH A. ARTERBURN,  
TRUSTEES OF THE ARTERBURN/WATTES 1996  
TRUST DATED JUNE 11, 1996**  
7020 Koll Center Parkway, Suite 146  
Pleasanton, CA 94566

**PEQUOT PRIVATE EQUITY FUND III, L.P.**  
c/o Pequot Capital Management, Inc.  
500 Nyala Farm Road  
Westport, CT 06880

**PEQUOT OFFSHORE PRIVATE EQUITY  
PARTNERS III, L.P.**  
c/o Pequot Capital Management, Inc.  
500 Nyala Farm Road  
Westport, CT 06880

**BAND OF ANGELS FUND, L.P.**  
275 Middlefield Rd.  
Menlo Park, CA 94025

**THE CASILLI REVOCABLE TRUST**  
c/o Gerald S. Casilli  
2905 Woodside Road  
Woodside, CA 94062

**CASILLI INVESTMENT PARTNERS**  
c/o Gerald S. Casilli  
2905 Woodside Road  
Woodside, CA 94062

**THE GERALD A. CASILLI TRUST**  
c/o Gerald S. Casilli  
2905 Woodside Road  
Woodside, CA 94062

**THE MICHELLE A. CASILLI TRUST**  
c/o Gerald S. Casilli  
2905 Woodside Road  
Woodside, CA 94062

**ELIZABETH AND JUAN DAVILA**  
897 Norfolk Pine Ave.  
Sunnyvale, CA 94087

Attorney Docket No. 061629-000-0001

**NUGEN TECHNOLOGIES, INC.****RELEASE OF SECURITY INTEREST**

WHEREAS, each individual and entity listed on the schedule of Secured Parties attached hereto as Exhibit A (collectively, the "Secured Parties") received a security interest from NuGEN Technologies, Inc., a Delaware corporation (the "Debtor"), in and to all of the intellectual property of the Debtor listed on Exhibit B hereto (the "Collateral"), pursuant to that certain Security Agreement dated as of May 25, 2004 (the "Security Agreement"); and

WHEREAS, the Secured Parties have received consideration from the Debtor which the Secured Parties accept as payment in full for the debt secured by the Security Agreement and the Collateral such that the debt is no longer outstanding;

NOW, THEREFORE, the undersigned hereby certifies that pursuant to Sections 2 and 11.2 of the Security Agreement, the Security Agreement and the security interest in the Collateral granted to the Secured Parties thereunder have terminated and the Secured Parties have released their security interest in such Collateral of the Debtor.

NUGEN TECHNOLOGIES, INC.,  
a Delaware corporation

Dated: October 13, 2005

By: Elizabeth A. Hutt  
Elizabeth Hutt  
President and Chief Executive Officer

Attorney Docket No.: 061629-000-0001

**EXHIBIT A****SECURED PARTIES****NAME AND ADDRESS**

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**SUTTER HILL VENTURES,  
A California Limited Partnership  
c/o Sutter Hill Ventures  
755 Page Mill Road, Suite A-200  
Palo Alto, CA 94304-1005  
Attn: Jeff Bird**

**SUTTER HILL ASSOCIATES, L.P.  
c/o Sutter Hill Ventures  
755 Page Mill Road, Suite A-200  
Palo Alto, CA 94304-1005  
Attn: Jeff Bird**

**WILLIAM J. RUTTER, AS TRUSTEE OR SUCCESSOR  
TRUSTEES, OF THE WILLIAM J. RUTTER  
REVOCABLE TRUST U/A/D 4/11/82  
One Market, Suite 1475  
Steuart Tower,  
San Francisco, CA 94105**

**RATEMANN FAMILY FOUNDATION  
c/o WindCrest Mgmt. LLC  
2045 Maldstone Farm Road  
Annapolis, MD 21401**

**JAMES N. WILSON AND PAMELA D. WILSON  
TRUSTEES FOR THE JAMES N. WILSON AND  
PAMELA D. WILSON TRUST, UTD 9/27/83  
26045 Bentley Ct.  
Los Altos Hills, CA 94022**

**WILSON FAMILY PARTNERSHIP  
26045 Bentley Ct.  
Los Altos Hills, CA 94022**

**DAVID K. ARTERBURN AND EDITH A. ARTERBURN,  
TRUSTEES OF THE ARTERBURN/WATTES 1996  
TRUST DATED JUNE 11, 1996  
7020 Koll Center Parkway, Suite 146  
Pleasanton, CA 94566  
Attn: David Arterburn**

A-1

70003942v2

**PEQUOT PRIVATE EQUITY FUND III, L.P.**

c/o Pequot Capital Management, Inc.  
500 Nyaln Farm Road  
Westport, CT 06880  
Attn: Aryeh Davis and Amber Tencic

**PEQUOT OFFSHORE PRIVATE EQUITY  
PARTNERS III, L.P.**

c/o Pequot Capital Management, Inc.  
500 Nyaln Farm Road  
Westport, CT 06880  
Attn: Aryeh Davis and Amber Tencic

**BAND OF ANGELS FUND, L.P.**

275 Middlefield Rd.  
Menlo Park, CA 94025

**THE CASILLI REVOCABLE TRUST**

c/o Gerald S. Casilli  
2905 Woodside Road  
Woodside, CA 94062

**CASILLI INVESTMENT PARTNERS**

c/o Gerald S. Casilli  
2905 Woodside Road  
Woodside, CA 94062

**THE GERALD A. CASILLI TRUST**

c/o Gerald S. Casilli  
2905 Woodside Road  
Woodside, CA 94062

**THE MICHELLE A. CASILLI TRUST**

c/o Gerald S. Casilli  
2905 Woodside Road  
Woodside, CA 94062

**ELIZABETH AND JUAN DAVILA**

897 Norfolk Pine Ave.  
Sunnyvale, CA 94087

## EXHIBIT B

## LIST OF COLLATERAL

## PATENTS

6,251,639	09660877	06/26/2001	METHODS AND COMPOSITIONS FOR LINEAR ISOTHERMAL AMPLIFICATION OF POLYNUCLEOTIDE SEQUENCES USING A RNA-DNA COMPOSITE PRIMER
6,692,918	09990531	02/17/2004	METHODS AND COMPOSITIONS FOR LINEAR ISOTHERMAL AMPLIFICATION OF POLYNUCLEOTIDE SEQUENCES
6,686,156	09893191	02/03/2004	METHODS AND COMPOSITIONS FOR TRANSCRIPTION-BASED NUCLEIC ACID AMPLIFICATION
6,815,164	09974756	11/09/2004	METHODS AND PROBES FOR DETECTION AND/OR QUANTIFICATION OF NUCLEIC ACID SEQUENCES
6,858,413	10017880	02/22/2005	METHODS AND COMPOSITIONS FOR GENERATION OF MULTIPLE COPIES OF NUCLEIC ACID SEQUENCES AND METHODS OF DETECTION THEREOF
None	10096221		METHODS AND COMPOSITIONS FOR AMPLIFICATION OF RNA SEQUENCES
6,946,251	10100321	09/20/2005	METHODS AND COMPOSITIONS FOR AMPLIFICATION OF RNA SEQUENCES
None	10386623		Methods for generating double stranded DNA comprising a 3' single stranded portion and uses of these complexes for recombination
None	10404895		Single primer isothermal nucleic acid amplification-enhanced analyte detection and quantification
None	10441663		Methods for fragmentation, labeling and immobilization of nucleic acids
None	10686466		Methods and compositions for transcription-based nucleic acid amplification
None	10713696		Methods and compositions for linear isothermal amplification of polynucleotide sequences using a RNA DNA composite primer
None	10824829		Global amplification using a randomly primed composite primer

**TRADEMARKS**

76/254,422	None	05/08/2001	SPIA
76/976,224	2830699	05/08/2001	SPIA
76/254,430	None	05/08/2001	NUGEN
76/976,766	2882764	05/08/2001	NUGEN
78/195,935	None	12/18/2002	OVATION
78/236,156	None	04/10/2003	RIBO-SPIA
78/425,270	None	05/26/2004	RNA IMMORTALIZATION