



Form **PTO-1594** (Rev. 07/05)
OMB Collection 0651-0027 (exp. 6/30/2008)

02-03-2006

2316
DEPARTMENT OF COMMERCE
Patent and Trademark Office



RECORDATION
TRAD

103172290

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

1. Name of conveying party(ies):

CISCO SYSTEMS CAPITAL CORPORATION

- Individual(s)
- General Partnership
- Corporation- State: DE
- 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) August 8, 2005

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

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: COGENT COMMUNICATIONS, INC. successor in

Internal

Address: interest by merger to PN Acquisition Corp.

Street Address: 1015 31st St. NW

City: WASHINGTON

State: DC

Country: USA Zip: 20007

- Association Citizenship _____
- General Partnership Citizenship _____
- Limited Partnership Citizenship _____
- Corporation Citizenship American -- DE
- 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)

B. Trademark Registration No.(s)

1647679 and 27 other items listed on Exhibit A to Assignment & Release of Trademark Security Agmt

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: Ried Zulager

Internal Address: _____

Street Address: 1015 31st St. NW

City: WASHINGTON

State: DC Zip: 20007

Phone Number: 202-295-4274

Fax Number: 202-338-8798

Email Address: info@cogetco.com

6. Total number of applications and registrations involved:

28

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ ~~500.00~~ 715

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed 580 + 135

8. Payment Information:

a. Credit Card Last 4 Numbers _____

Expiration Date 01/27/2006 LNDELLER 00000004 1547679

b. Deposit Account Number _____

Authorized User Name _____ 48.00 675.00

9. Signature:

Signature

November 30, 2005

Date

Dave Schaeffer, CEO of Cogent Communications, Inc.

Name of Person Signing

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

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: 003298 FRAME: 0889

EXHIBIT A

Trademark

Details

Total properties: 28

1	Serial #: <u>74055668</u> Mark: PSINET	Filing Dt: 05/04/1990	Reg #: <u>1647679</u>	Reg. Dt: 06/11/1991
2	Serial #: <u>74329288</u> Mark: INTERFRAME	Filing Dt: 11/06/1992	Reg #: <u>1793886</u>	Reg. Dt: 09/21/1993
3	Serial #: <u>74462778</u> Mark: PSICABLE	Filing Dt: 11/24/1993	Reg #: <u>2057702</u>	Reg. Dt: 04/29/1997
4	Serial #: <u>74557447</u> Mark: INTERNET WAREHOUSE	Filing Dt: 08/04/1994	Reg #: <u>2163013</u>	Reg. Dt: 06/09/1998
5	Serial #: <u>74604748</u> Mark: LAN DIAL	Filing Dt: 11/30/1994	Reg #: <u>1972454</u>	Reg. Dt: 05/07/1996
6	Serial #: <u>74604749</u> Mark: LAN-DIAL	Filing Dt: 11/30/1994	Reg #: <u>1969537</u>	Reg. Dt: 04/23/1996
7	Serial #: <u>74604751</u> Mark: LAN ISDN	Filing Dt: 11/30/1994	Reg #: <u>1956927</u>	Reg. Dt: 02/13/1996
8	Serial #: <u>74608264</u> Mark: PSI INTRANET	Filing Dt: 12/08/1994	Reg #: <u>2034253</u>	Reg. Dt: 01/28/1997
9	Serial #: <u>74616367</u> Mark: INSTANT INTERRAMP	Filing Dt: 12/29/1994	Reg #: <u>1939909</u>	Reg. Dt: 12/05/1995
10	Serial #: <u>74649924</u> Mark: INTERMAN	Filing Dt: 03/21/1995	Reg #: <u>1954943</u>	Reg. Dt: 02/06/1996
11	Serial #: <u>74650233</u> Mark: PSIWEB	Filing Dt: 03/22/1995	Reg #: <u>1958786</u>	Reg. Dt: 02/27/1996
12	Serial #: <u>75002888</u> Mark: WEBSTART	Filing Dt: 10/10/1995	Reg #: <u>2066346</u>	Reg. Dt: 06/03/1997
13	Serial #: <u>75002889</u> Mark: WEBSTART	Filing Dt: 10/10/1995	Reg #: <u>2066347</u>	Reg. Dt: 06/03/1997
14	Serial #: <u>75050152</u> Mark: YOUR INTERNET BUSINESS PARTNER	Filing Dt: 01/30/1996	Reg #: <u>2241733</u>	Reg. Dt: 04/27/1999
15	Serial #: <u>75051342</u> Mark: PSINET	Filing Dt: 01/31/1996	Reg #: <u>2178936</u>	Reg. Dt: 08/04/1998

16	Serial #: <u>75059064</u> Mark: SECUREENTERPRISE	Filing Dt: 02/16/1996	Reg #: <u>2065963</u>	Reg. Dt: 05/27/1997
17	Serial #: <u>75059065</u> Mark: THE INTERNET STARTS HERE	Filing Dt: 02/16/1996	Reg #: <u>2145655</u>	Reg. Dt: 03/24/1998
18	Serial #: <u>75084601</u> Mark: COMMANDER	Filing Dt: 04/05/1996	Reg #: <u>2050721</u>	Reg. Dt: 04/08/1997
19	Serial #: <u>75139631</u> Mark: ROUTEWALLER	Filing Dt: 07/25/1996	Reg #: <u>2113060</u>	Reg. Dt: 11/11/1997
20	Serial #: <u>75328328</u> Mark: TELALINK	Filing Dt: 07/21/1997	Reg #: <u>2252539</u>	Reg. Dt: 06/15/1999
21	Serial #: <u>75336535</u> Mark: PSINET INTERNETPAPER	Filing Dt: 08/06/1997	Reg #: <u>2231611</u>	Reg. Dt: 03/16/1999
22	Serial #: <u>75395914</u> Mark: PSIMAIL	Filing Dt: 11/25/1997	Reg #: <u>2251996</u>	Reg. Dt: 06/08/1999
23	Serial #: <u>75538484</u> Mark:	Filing Dt: 08/18/1998	Reg #: <u>2285234</u>	Reg. Dt: 10/12/1999
24	Serial #: <u>75804020</u> Mark: PSINET VOICE	Filing Dt: 09/21/1999	Reg #: <u>2478531</u>	Reg. Dt: 08/14/2001
25	Serial #: <u>75804697</u> Mark: PSINET VISP	Filing Dt: 09/21/1999	Reg #: NONE	Reg. Dt:
26	Serial #: <u>75908594</u> Mark: PSINET ISDN PRIME	Filing Dt: 02/02/2000	Reg #: NONE	Reg. Dt:
27	Serial #: <u>76051018</u> Mark: PSINET	Filing Dt: 05/18/2000	Reg #: NONE	Reg. Dt:
28	Serial #: <u>76133983</u> Mark: PSINET	Filing Dt: 09/22/2000	Reg #: NONE	Reg. Dt:

**ASSIGNMENT AND RELEASE OF
PATENT AND TRADEMARK SECURITY AGREEMENT**

(TRADEMARKS)

RECITALS

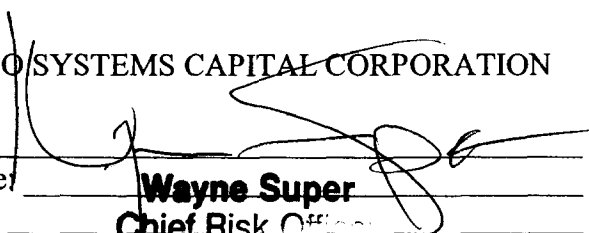
A. PN Acquisition Corp., a Delaware corporation ("Grantor"), and Cisco Systems Capital Corporation, a Nevada corporation ("Lender"), entered into that certain Patent and Trademark Security Agreement dated as of April 17, 2002, and recorded with the U.S. Patent and Trademark Office on July 19, 2002, at Reel 2550, Frame 0182 with respect to Trademarks, pursuant to which Grantor granted to Lender a security interest in and lien on all of its interest in and to the Intellectual Property Collateral (as defined therein).

B. Lender desires to release its security interest in and lien on the Intellectual Property Collateral.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lender hereby releases its security interest in and lien on the Intellectual Property Collateral including, without limitation, the Trademarks set forth on the attached Exhibit A, and reassigns to Grantor, without representation or warranty, express or implied, and without recourse, all right, title and interest of Lender in and to Grantor's interest in such Intellectual Property Collateral.

Dated: Aug 8, 2005

CISCO/SYSTEMS CAPITAL CORPORATION

By: 
Name: Wayne Super
Title: Chief Risk Officer

Delaware

PAGE 1

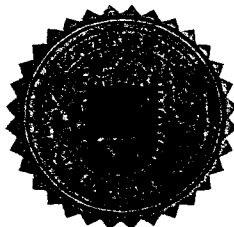
The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"PN ACQUISITION CORP.", A DELAWARE CORPORATION,

WITH AND INTO "COGENT COMMUNICATIONS, INC." UNDER THE NAME OF "COGENT COMMUNICATIONS, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTIETH DAY OF DECEMBER, A.D. 2002, AT 4:30 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

3079419 8100M

AUTHENTICATION: 2165589

020791066

DATE: 12-23-02

TRADEMARK
REEL: 003298 FRAME: 0893

CERTIFICATE OF OWNERSHIP AND MERGER

of

PN ACQUISITION CORP.
(a Delaware corporation)

into

COGENT COMMUNICATIONS, INC.
(a Delaware corporation)

It is hereby certified that:

1. **COGENT COMMUNICATIONS, INC.** (hereinafter referred to as the "Corporation") is incorporated under the General Corporation Law of the State of Delaware (the "DGCL").
2. The Corporation is the owner of all of the outstanding shares of stock of **PN ACQUISITION CORP.**, which is incorporated under the General Corporation Law of the State of Delaware.
3. The Corporation hereby merges **PN ACQUISITION CORP.** into the Corporation pursuant to Section 253 of the DGCL.
4. The following is a copy of the resolutions adopted on November 15, 2002 by the board of directors of the Corporation to merge the said **PN ACQUISITION CORP.** into the Corporation:

"RESOLVED, that **PN ACQUISITION CORP.**, a Delaware corporation and wholly owned subsidiary of Cogent Communications, Inc., be merged with and into Cogent Communications, Inc., and that all of the estate, property, rights, privileges, powers, and franchises of **PN ACQUISITION CORP.** be vested in and held and enjoyed by Cogent Communications, Inc. as fully and entirely and without change or diminution as the same were before held and enjoyed by **PN ACQUISITION CORP.** in its name;

RESOLVED, that Cogent Communications, Inc. assumes all of the obligations of **PN ACQUISITION CORP.**;

RESOLVED, that Cogent Communications, Inc. shall cause to be executed and filed and/or recorded the documents prescribed by the laws of the State of Delaware and will cause to be performed all necessary acts within the State of Delaware and in any other appropriate jurisdiction; and

RESOLVED, that the Certificate of Ownership and Merger setting forth a copy of these resolutions shall become effective upon filing with the Secretary of State of the State of Delaware."

5. This Certificate of Ownership and Merger shall become effective upon filing.

Executed on December 19, 2002.

COGENT COMMUNICATIONS, INC.


David Schaeffer, President, Chief Executive Officer
and Chairman of the Board