

TRADEMARK ASSIGNMENT

Electronic Version v1.1
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SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Release of Security Interest Agreement

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Intersouth Partners V, L.P.		05/30/2006	LIMITED PARTNERSHIP: DELAWARE

RECEIVING PARTY DATA

Name:	Overture Networks, Inc.
Street Address:	507 Airport Boulevard, Building 111
City:	Morrisville
State/Country:	NORTH CAROLINA
Postal Code:	27560
Entity Type:	CORPORATION: NORTH CAROLINA

PROPERTY NUMBERS Total: 7

Property Type	Number	Word Mark
Serial Number:	76567104	OVERTURE NETWORKS
Serial Number:	76571353	ALL SERVICES. ANY WIRE.
Serial Number:	78715932	EDGEAWARE
Registration Number:	3061572	OVERTURE NETWORKS
Registration Number:	3022461	OVERTURE NETWORKS
Registration Number:	2987898	ISG
Serial Number:	76567101	OVERTURE NETWORKS

CORRESPONDENCE DATA

Fax Number: (919)544-5920
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
Phone: 919 544 5444
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Correspondent Name: Caroline H. Rockafellow
Address Line 1: 1822 N.C. Highway 54 East, Suite 200

OP \$190.00 76567104

Address Line 4: Durham, NORTH CAROLINA 27713

ATTORNEY DOCKET NUMBER:

0396-027

NAME OF SUBMITTER:

Caroline H. Rockafellow

Signature:

/crockafellow/

Date:

06/01/2006

Total Attachments: 3

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RELEASE OF SECURITY INTEREST AGREEMENT

This Release of Security Interest Agreement (this "*Agreement*") is entered into this ~~30~~³¹th day of May, 2006 by and between Overture Networks, Inc., a North Carolina corporation (the "*Borrower*"), the purchasers set forth on Exhibit A to that certain Note and Warrant Purchase Agreement dated November 2, 2005 (the "*Lenders*") and Intersouth Partners V, L.P., as representative of the Lenders (the "*Lender Representative*" and collectively the "*Parties.*")

WHEREAS, the Parties entered into an Intellectual Property Security Agreement (the "*Security Agreement*") dated November 2, 2005, which Security Agreement secured the patents and trademarks listed on Schedule A attached hereto (the "*Intellectual Property*"); and

WHEREAS, the Security Agreement was recorded in the Assignment Division of the United States Patent and Trademark Office on November 2, 2005 at Reel 003185, Frame 0983 and November 3, 2005 at Reel 016722, Frame 0211; and

WHEREAS, pursuant to Section 3 of the Security Agreement, the Lenders through the Lender Representative now wish to release the security interest in the Intellectual Property;

NOW, THEREFORE, pursuant to the terms of Section 3 of the Security Agreement, Lender Representative acting on behalf of the Lenders does hereby terminate and release the security interest in the Intellectual Property previously recorded in the United States Patent and Trademark Office; and

FURTHER, the Lender Representative does hereby authorize the Borrower to take such actions as are necessary or appropriate to effect this release of the Lender and Lender Representative security interest in the Intellectual Property.

This Agreement is hereby executed as of the year and date first above written.

OVERTURE NETWORKS, INC.

By: Jeff Reedy
Name: Jeff Reedy
Title: President

INTERSOUTH PARTNERS V, L.P

By: _____
Name:
Title:

RELEASE OF SECURITY INTEREST AGREEMENT

This Release of Security Interest Agreement (this "*Agreement*") is entered into this 30th day of May, 2006 by and between Overture Networks, Inc., a North Carolina corporation (the "*Borrower*"), the purchasers set forth on Exhibit A to that certain Note and Warrant Purchase Agreement dated November 2, 2005 (the "*Lenders*") and Intersouth Partners V, L.P., as representative of the Lenders (the "*Lender Representative*" and collectively the "*Parties.*")

WHEREAS, the Parties entered into an Intellectual Property Security Agreement (the "*Security Agreement*") dated November 2, 2005, which Security Agreement secured the patents and trademarks listed on Schedule A attached hereto (the "*Intellectual Property*"); and

WHEREAS, the Security Agreement was recorded in the Assignment Division of the United States Patent and Trademark Office on November 2, 2005 at Reel 003185, Frame 0983 and November 3, 2005 at Reel 016722, Frame 0211; and

WHEREAS, pursuant to Section 3 of the Security Agreement, the Lenders through the Lender Representative now wish to release the security interest in the Intellectual Property;

NOW, THEREFORE, pursuant to the terms of Section 3 of the Security Agreement, Lender Representative acting on behalf of the Lenders does hereby terminate and release the security interest in the Intellectual Property previously recorded in the United States Patent and Trademark Office; and

FURTHER, the Lender Representative does hereby authorize the Borrower to take such actions as are necessary or appropriate to effect this release of the Lender and Lender Representative security interest in the Intellectual Property.

This Agreement is hereby executed as of the year and date first above written.

OVERTURE NETWORKS, INC.

By: _____
Name: Jeff Reedy
Title: President

INTERSOUTH PARTNERS V, L.P.

By: Intersouth Associates V, LLC
Its General Partner

By: J. J. Glushik
Name: John Glushik
Title: Member, acting pursuant to Power of Attorney

SCHEDULE A

INTELLECTUAL PROPERTY

Trademarks and Service Marks:

(Trademark Registration. No. 3,061,572) Application No. 76/567,100 - **Overture Networks** – in Class 9
Application No. 76/567,101 - **Overture Networks** – in Class 42
(Trademark Registration. No. 3,022,461) Application No. 76/567,649 - **Overture Networks** – in Class 9
Application No. 76/567,104 - **Overture Networks** – in Class 42
Application No. 76/571,353 - **All Services. Any Wire.** – in Class 38 and Class 42
Application No. 78/715,932 - **EDGEAware** – in Class 9
Registration No. 2,987,898 - **ISG** – in Class 9

Patents:

- “**Automatic Adjustment of Buffer Depth for the Correction of Packet Delay Variation**”
U.S. Patent Number 6,757,292 issued June 29, 2004.
- “**Use of a Circular Buffer to Assure In-Order Delivery of Packets**”
U.S. Patent Number 6,741,603 issued May 25, 2004.
- “**Measurement of Packet Delay Variation**”
U.S. Patent Number 6,728,209 issued April 27, 2004.
- “**Flexible Mapping of Circuits Into Packets**”
U.S. Patent Number 6,768,748 issued July 27, 2004.
- “**Dynamic Control of a Phase-Locked Loop**”
U.S. Patent Number 6,531,926 issued March 11, 2003.
- “**Command Line Interface with Indications of Network Element Status**”
U.S. Patent Application Serial Number 10/266,909 filed on October 8, 2002, and published April 8, 2004.
- “**Protected Switching Ring**”
U.S. Patent Number 6,928,050 issued August 9, 2005.
- “**Apparatus and Method for Rapid Detection of Unidirectional Breaks in a Network Ring**”
U.S. Patent Application Serial No. 11/125,683 filed May 10, 2005, published September 15, 2005. (Continuation In Part (CIP) of U.S. Patent Number 6,928,050).
- “**Multipoint Protected Switching Ring**”
U.S. Patent Application Serial No. 11/180,192 filed July 13, 2005. (Continuation In Part (CIP) of U.S. Patent Number 6,928,050).

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