

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

|                                  |  |                       |                       |
|----------------------------------|--|-----------------------|-----------------------|
| <b>SUBMISSION TYPE:</b>          | NEW ASSIGNMENT   |                       |                       |
| <b>NATURE OF CONVEYANCE:</b>     | CHANGE OF NAME   |                       |                       |
| <b>CONVEYING PARTY DATA</b>      |  |                       |                       |
| <b>Name</b>                      | <b>Formerly</b>  | <b>Execution Date</b> | <b>Entity Type</b>    |
| FPD Acquisition Corporation      |  | 08/04/2006            | CORPORATION: DELAWARE |
| <b>RECEIVING PARTY DATA</b>      |  |                       |                       |
| <b>Name:</b>                     | Front Porch Digital, Inc.  |                       |                       |
| <b>Street Address:</b>           | 2711 Centerville Road  |                       |                       |
| <b>Internal Address:</b>         | Suite 400  |                       |                       |
| <b>City:</b>                     | Wilmington   |                       |                       |
| <b>State/Country:</b>            | DELAWARE   |                       |                       |
| <b>Postal Code:</b>              | 19808  |                       |                       |
| <b>Entity Type:</b>              | CORPORATION: DELAWARE  |                       |                       |
| <b>PROPERTY NUMBERS Total: 2</b> |  |                       |                       |
| <b>Property Type</b>             | <b>Number</b>  | <b>Word Mark</b>      |                       |
| Registration Number:             | 2687274  | BITSCREAM             |                       |
| Registration Number:             | 2864097  | DIVARCHIVE            |                       |
| <b>CORRESPONDENCE DATA</b>       |  |                       |                       |
| <b>Fax Number:</b>               | (404)541-4753  |                       |                       |
|                                  | <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> |                       |                       |
| <b>Phone:</b>                    | 404-815-6166   |                       |                       |
| <b>Email:</b>                    | miskowitz@kilstock.com   |                       |                       |
| <b>Correspondent Name:</b>       | Christine James / Kilpatrick Stockton  |                       |                       |
| <b>Address Line 1:</b>           | 1100 Peachtree Street  |                       |                       |
| <b>Address Line 2:</b>           | Suite 2800   |                       |                       |
| <b>Address Line 4:</b>           | Atlanta, GEORGIA 30309-4530  |                       |                       |
| <b>ATTORNEY DOCKET NUMBER:</b>   | 57348/331485   |                       |                       |
| <b>NAME OF SUBMITTER:</b>        | Christine P. James   |                       |                       |

OP \$65.00 2687274

|  |            |
|--|------------|
| Signature:   | /cpj/      |
| Date:  | 08/21/2006 |
| <b>Total Attachments: 3</b><br>source=Delaware Name Change FPD Acquisition Corporation to Front Porch Digital, Inc#page1.tif<br>source=Delaware Name Change FPD Acquisition Corporation to Front Porch Digital, Inc#page2.tif<br>source=Delaware Name Change FPD Acquisition Corporation to Front Porch Digital, Inc#page3.tif |            |

# 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 AMENDMENT OF "FPD ACQUISITION CORPORATION", CHANGING ITS NAME FROM "FPD ACQUISITION CORPORATION" TO "FRONT PORCH DIGITAL, INC.", FILED IN THIS OFFICE ON THE FOURTH DAY OF AUGUST, A.D. 2006, AT 12:41 O'CLOCK P.M.

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



4193149 8100

060733136

*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 4952006

DATE: 08-04-06

TRADEMARK  
REEL: 003373 FRAME: 0568

State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 12:44 PM 08/04/2006  
FILED 12:41 PM 08/04/2006  
SRV 060733136 - 4193149 FILE

**CERTIFICATE OF AMENDMENT  
TO THE  
CERTIFICATE OF INCORPORATION  
OF  
FPD ACQUISITION CORPORATION**

Pursuant to the provisions of Section 242 of the Delaware General Corporation Law, the undersigned, FPD Acquisition Corporation, a Delaware corporation (the "Corporation"), does hereby certify that:

**FIRST:** The name of the Corporation is FPD Acquisition Corporation.

**SECOND:** This Amendment to the Certificate of Incorporation has been duly adopted and a written consent has been given in accordance with the provisions of Sections 228 and 242 of the General Corporation Law of the State of Delaware.

**THIRD:** The Certificate of Incorporation of the Corporation is hereby amended by deleting Article First in its entirety and replacing it with the following:

**"First: The name of the corporation is Front Porch Digital, Inc.  
(hereinafter the "Corporation")."**

**FOURTH:** This Amendment to the Certificate of Incorporation shall become effective upon filing with the Secretary of State of the State of Delaware.

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Amendment to the Certificate of Incorporation of FPD Acquisition Corporation this 4<sup>th</sup> day of August, 2006.

**FPD ACQUISITION CORPORATION**

By: Michael Knatsch  
Michael Knatsch, President

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