

## TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:

NEW ASSIGNMENT

NATURE OF CONVEYANCE:

Termination of Security Interest

## CONVEYING PARTY DATA

| Name  | Formerly | Execution Date | Entity Type                                 |
|---|----------|----------------|---|
| KeyBank National Association, as Administrative Agent |          | 11/03/2006     | national banking association: UNITED STATES |

## RECEIVING PARTY DATA

|                   |                                     |
|-------------------|-------------------------------------|
| Name:             | Utilx Corporation                   |
| Street Address:   | 1155 Park Avenue                    |
| Internal Address: | c/o Tenaska Capital Management, LLC |
| City:             | New York                            |
| State/Country:    | NEW YORK                            |
| Postal Code:      | 10128                               |
| Entity Type:      | CORPORATION: DELAWARE               |

## PROPERTY NUMBERS Total: 10

| Property Type        | Number  | Word Mark                      |
|----------------------|---------|--------------------------------|
| Registration Number: | 2776417 | WIRE DYNAMIX                   |
| Registration Number: | 1827730 | CABLECURE                      |
| Registration Number: | 1760783 | CABLECURE                      |
| Registration Number: | 1739206 | UTILX                          |
| Registration Number: | 1831785 | CABLECURE                      |
| Registration Number: | 1510416 | THE SERVICE YOU CAN'T SEE      |
| Registration Number: | 1497502 | FLOWCATOR                      |
| Registration Number: | 1506703 | GUIDE DRIL                     |
| Registration Number: | 1584625 | VICTORIAN LACE                 |
| Registration Number: | 2701554 | STRATEGIC RELIABILITY ANALYSIS |

## CORRESPONDENCE DATA

Fax Number:

(919)416-8363

900063744

TRADEMARK  
REEL: 003437 FRAME: 0410

OP \$265.00 2776417

*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

Phone: 9192868041  
Email: pto\_tmconfirmation@mvalaw.com  
Correspondent Name: Moore & Van Allen PLLC  
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Address Line 2: Suite 500  
Address Line 4: Morrisville, NORTH CAROLINA 27560

|                         |                           |
|-------------------------|---------------------------|
| ATTORNEY DOCKET NUMBER: | 032037.7TTUTILXKEYBANKJES |
|-------------------------|---------------------------|

|                    |                   |
|--------------------|-------------------|
| NAME OF SUBMITTER: | John E. Slaughter |
|--------------------|-------------------|

|            |                     |
|------------|---------------------|
| Signature: | /John E. Slaughter/ |
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|       |            |
|-------|------------|
| Date: | 11/29/2006 |
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| Total Attachments: 2<br>source=TSI-T Utilx#page1.tif<br>source=TSI-T Utilx#page2.tif |
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## TERMINATION OF SECURITY INTEREST IN TRADEMARKS

This **TERMINATION OF SECURITY INTEREST IN TRADEMARKS**, dated as of November 3, 2006, is made by KeyBank National Association, as Administrative Agent (the "Secured Party").

**WHEREAS**, Utilx Corporation (the "Grantor") has granted a security interest in certain personal property to the Secured Party, including without limitation a security interest in certain trademarks, trademark applications, and/or trademark licenses ("Trademarks");

**WHEREAS**, the security interest granted to the Secured Party was recorded at the United States Patent and Trademark Office on June 20, 2006 at Reel 3333 and Frame 0975; and

**WHEREAS**, the security interest granted to the Secured Party was recorded at the United States Patent and Trademark Office on June 16, 2006 at Reel 3331 and Frame 0506; and

**WHEREAS**, the Secured Party has agreed to terminate and release its security interest in all of such Trademarks, including, without limitation, the Trademarks identified on Schedule A attached hereto.

**NOW, THEREFORE**, for valuable consideration, the Secured Party hereby terminates and releases all mortgages, liens, and security interests granted to the Secured Party in the following Trademarks:

1. all of the Grantor's Trademarks to which the Grantor is a party including those referred to on Schedule A attached hereto;
2. all goodwill of the business connected with the use of, and symbolized by, each Trademark; and
3. all products and proceeds of the foregoing, including, without limitation, any claim by the Grantor against third parties for past, present or future (i) infringement or dilution of any Trademark or (ii) injury to the goodwill associated with any Trademark.

**IN WITNESS WHEREOF**, the Secured Party has caused this Termination of Security Interest in Trademarks to be duly executed as of the date first set forth above.

Secured Party:

KeyBank National Association, as Administrative Agent

By: 

Name: BRENDAN A. LAWLOR

Title: SENIOR VICE PRESIDENT

**Schedule A****Utilx Corporation  
(Delaware Corporation)****Registered Marks**

| <b>Mark</b>                    | <b>Registration No.</b> | <b>Registration Date</b> |
|--------------------------------|-------------------------|--------------------------|
| WIRE DYNAMIX                   | 2776417                 | 10/21/03                 |
| CABLECURE and Design           | 1827730                 | 03/22/94                 |
| CABLECURE                      | 1760783                 | 03/23/93                 |
| UTILX                          | 1739206                 | 12/08/92                 |
| CABLECURE                      | 1831785                 | 04/19/94                 |
| THE SERVICE YOU CAN'T SEE      | 1510416                 | 10/25/88                 |
| FLOWCATOR                      | 1497502                 | 07/26/88                 |
| GUIDE DRIL                     | 1506703                 | 09/27/88                 |
| FLOWMOLE                       | 1484625                 | 04/12/88                 |
| STRATEGIC RELIABILITY ANALYSIS | 2701554                 | 03/25/03                 |