

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	Release of Security Interest in Intellectual Property

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
The Bank of New York Trust Company, N.A. as successor to General Electric Capital Corporation		07/31/2007	CORPORATION: DELAWARE

**RECEIVING PARTY DATA**

<b>Name:</b>	Interstate Fibernet, Inc.
<b>Street Address:</b>	7037 Old Madison Pike, Suite 400
<b>City:</b>	Huntsville
<b>State/Country:</b>	ALABAMA
<b>Postal Code:</b>	35806
<b>Entity Type:</b>	CORPORATION: DELAWARE

<b>Name:</b>	ITC^Deltacom, Inc.
<b>Street Address:</b>	7037 Old Madison Pike, Suite 400
<b>City:</b>	Huntsville
<b>State/Country:</b>	ALABAMA
<b>Postal Code:</b>	35806
<b>Entity Type:</b>	CORPORATION: DELAWARE

<b>Name:</b>	Business Telecom, Inc.
<b>Street Address:</b>	7037 Old Madison Pike, Suite 400
<b>City:</b>	Huntsville
<b>State/Country:</b>	ALABAMA
<b>Postal Code:</b>	35806
<b>Entity Type:</b>	CORPORATION: NORTH CAROLINA

<b>Name:</b>	BTI Telecom Corp.
<b>Street Address:</b>	7037 Old Madison Pike, Suite 400
<b>City:</b>	Huntsville

CH \$565.00 2071650

State/Country:	ALABAMA
Postal Code:	35806
Entity Type:	CORPORATION: NORTH CAROLINA

Name:	Business Telecom of Virginia, Inc.
Street Address:	7037 Old Madison Pike, Suite 400
City:	Huntsville
State/Country:	ALABAMA
Postal Code:	35806
Entity Type:	CORPORATION: VIRGINIA

Name:	ITC^Deltacom Communications Inc.
Street Address:	7037 Old Madison Pike, Suite 400
City:	Huntsville
State/Country:	ALABAMA
Postal Code:	35806
Entity Type:	CORPORATION: ALABAMA

PROPERTY NUMBERS Total: 22

Property Type	Number	Word Mark
Registration Number:	2071650	DELTACOM
Registration Number:	2071715	DELTACOM
Registration Number:	2405331	ITC^DELTACOM
Registration Number:	2405335	ITC^DELTACOM
Registration Number:	2407859	ITC DELTACOM
Registration Number:	2407860	ITC DELTACOM
Serial Number:	76010576	E^COM
Registration Number:	2528538	E^DELTACOM
Registration Number:	2900348	EVERYBODY'S TALKING
Registration Number:	2461862	BTI TELECOMMUNICATIONS SERVICES
Registration Number:	2426407	BTINET
Registration Number:	2429877	D.S. LYNX
Registration Number:	2533513	D.S.LYNX
Registration Number:	2577608	INVOICE ONLINE
Registration Number:	2563320	MAX COMMERCE
Registration Number:	2561449	MAX COMMERCE A BTI COMPANY
Registration Number:	2711255	SIMPLICI-T

Serial Number:	76488925	TELECOM SIMPLIFIED
Registration Number:	2581457	THE FASTEST CAT ON THE NET
Registration Number:	2874175	VOICEPACK
Serial Number:	76614474	THINK OUTSIDE THE BELL
Registration Number:	2427897	BTI

**CORRESPONDENCE DATA**

Fax Number: (917)777-2432  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
Phone: 212 735 2432  
Email: mfagin@skadden.com  
Correspondent Name: Matthew Fagin  
Address Line 1: 4 Times Square  
Address Line 4: New York, NEW YORK 10036

ATTORNEY DOCKET NUMBER:	091450/2
NAME OF SUBMITTER:	Matthew Fagin
Signature:	/Matthew Fagin/
Date:	07/31/2007

**Total Attachments: 9**  
source=Release 3081 0604#page1.tif  
source=Release 3081 0604#page2.tif  
source=Release 3081 0604#page3.tif  
source=Release 3081 0604#page4.tif  
source=Release 3081 0604#page5.tif  
source=Release 3081 0604#page6.tif  
source=Release 3081 0604#page7.tif  
source=Release 3081 0604#page8.tif  
source=Release 3081 0604#page9.tif

## **RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY**

This RELEASE OF SECURITY INTEREST IN INTELLECTUAL PROPERTY ("Release") is given as of this 31 day of July, 2007, by THE BANK OF NEW YORK TRUST COMPANY, N.A., located at 100 Ashford Center North, Suite 520, Atlanta, Georgia 30338 as successor to GENERAL ELECTRIC CAPITAL CORPORATION, a Delaware corporation located at 120 Long Ridge Road, Stamford, Connecticut 06927, in its capacity as Collateral Agent for the Secured Parties (together with its successors in such capacities, the "Assignor"), in favor of INTERSTATE FIBERNET, INC., a Delaware corporation, located at 7037 Old Madison Pike, Suite 400 Huntsville, Alabama 35806, ITC^DELTACOM, INC., a Delaware corporation, located at 7037 Old Madison Pike, Suite 400 Huntsville, Alabama 35806, ITC^DELTACOM COMMUNICATIONS INC., an Alabama corporation, located at 7037 Old Madison Pike, Suite 400 Huntsville, Alabama 35806, BUSINESS TELECOM, INC., a North Carolina corporation, located at 7037 Old Madison Pike, Suite 400 Huntsville, Alabama 35806, BTI TELECOM CORP., a North Carolina corporation, located at 7037 Old Madison Pike, Suite 400 Huntsville, Alabama 35806, and BUSINESS TELECOM OF VIRGINIA, INC., a Virginia corporation, located at 7037 Old Madison Pike, Suite 400 Huntsville, Alabama 35806, (together, "Assignee").

Capitalized terms used in this Release, but not defined herein, shall have the respective meanings ascribed to them in the IP Security Agreement or Credit Agreement referred to below, as applicable.

**WHEREAS**, Assignor, Assignee and the other parties named therein entered into that certain Amended and Restated Credit Agreement, dated as of March 29, 2005 (as at any time amended, the "Credit Agreement"), and Assignor and Assignee entered into an Amended and Restated Intellectual Property Security Agreement, dated as of March 29, 2005 (as at any time amended, the "IP Security Agreement");

**WHEREAS**, the IP Security Agreement was recorded with the U.S. Patent and Trademark Office on May 11, 2005, at Reel 3081/Frame 0604;

**WHEREAS**, pursuant to the Credit Agreement and the IP Security Agreement, Assignee granted to Assignor, for the benefit of itself and Secured Parties, a security interest in and to all of Assignee's right, title and interest in and to the Collateral, including the patents and patent applications, trademark and service mark registrations and applications, and copyright registrations and applications listed on Exhibit A hereto, in each case, whether then existing or thereafter created or acquired;

**WHEREAS**, the Parties desire that Assignor terminate and release its security interest in the Collateral.

**NOW, THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged:

Assignor hereby terminates and releases its continuing security interest in all right, title and interest in and to the Collateral, and reassigns any and all interest that it may have therein to Assignee.

Assignor hereby authorizes Assignee or Assignee's authorized representative to (i) record this Release with the United States Patent and Trademark Office, (ii) file UCC Financing Statement Amendments with the applicable filing office in order to memorialize the release of any security interest of Assignor in the Trademark Collateral, and/or (iii) otherwise file this Release.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, Assignor has caused this RELEASE OF SECURITY INTEREST IN TRADEMARKS to be executed and delivered by its officer thereunto duly authorized as of the date above first written.

**ASSIGNOR:**

THE BANK OF NEW YORK TRUST  
COMPANY, N.A., as Collateral Agent, as  
successor to General Electric Capital  
Corporation

By: Thomas E. Clower

Name: THOMAS E. CLOWER

Title: VICE PRESIDENT



**EXHIBIT A TO RELEASE OF SECURITY INTEREST IN INTELLECTUAL  
PROPERTY**

**COLLATERAL**

**SCHEDULE A**

**PATENT AND PATENT APPLICATIONS**

**NONE**



**SCHEDULE B**

**TRADEMARK AND SERVICE MARKS – REGISTRATIONS AND APPLICATIONS**

<b>Owner</b>	<b>Trademark</b>	<b>Reg. No. / Serial No.</b>	<b>Registration Date/Filing Date</b>	<b>Date Affidavit of Use and/or Renewal is Due; whether the Affidavit of Use and/or Renewal has been filed</b>
ITC^DeltaCom, Inc.	DELTACOM (Classes 38 and 42)	2,071,650	06/17/1997	Renewal and Affidavit of Use due 06/17/2007.
ITC^DeltaCom, Inc.	DELTACOM (& Design) (Classes 38 and 42)	2,071,715	06/17/1997	Renewal and Affidavit of Use due 06/17/2007.
ITC^DeltaCom, Inc.	ITC^DELTACOM (Class 38)	2,405,331	11/21/2000	Affidavit of Use due 11/21/06; Renewal and Affidavit of Use due 11/21/10.
ITC^DeltaCom, Inc.	ITC^DELTACOM (Class 42)	2,405,335	11/21/2000	Affidavit of Use due 11/21/06; Renewal and Affidavit of Use due 11/21/10.
ITC^DeltaCom, Inc.	ITC DELTACOM (& Design) (Class 38)	2,407,859	11/28/2000	Affidavit of Use due 11/28/06; Renewal and Affidavit of Use due 11/28/10.
ITC^DeltaCom, Inc.	ITC DELTACOM (& Design) (Class 42)	2,407,860	11/28/2000	Affidavit of Use due 11/28/06; Renewal and Affidavit of Use due 11/28/10.
ITC^DeltaCom, Inc.	E^COM (Classes 37, 38 and 42)	76/010,576	03/27/2000	Renewal and Affidavit of Use due 09/8/10.
ITC^DeltaCom, Inc.	E^DELTACOM (Classes 37, 38 and 42)	2,528,538	01/08/2002	Affidavit of Use due 01/08/08; Renewal and Affidavit of Use due 01/08/12.
ITC^DeltaCom Communications, Inc.	EVERYBODY'S TALKING (Class 38)	2,900,348	11/01/2004	Renewal and Affidavit of use due 05/02/10.
ITC^DeltaCom Communications, Inc.	GRAPEVINE (Class 38)	76/463,744	11/01/2002	Lost on appeal.
ITC^DeltaCom Communications, Inc.	GRAPEVINE EVERYBODY'S TALKING (Class 38)	76/463,530	11/01/2002	Abandoned.
Interstate FiberNet, Inc.	SCIENTIFIC TELECOM (& Design) (Classes 37, 38 and 42)	1,348,561	07/09/1985	Renewal and Affidavit of Use due 07/09/05.
Interstate FiberNet, Inc.	AVDATA (Class 37)	2,158,977	05/19/1998	Abandoned.
Interstate FiberNet, Inc.	AVDATA (Class 42)	2,202,649	11/10/1998	Abandoned.
Interstate FiberNet, Inc.	AVDATA (& Design) (Class 37)	2,160,578	05/26/1998	Abandoned.

<b>Owner</b>	<b>Trademark</b>	<b>Reg. No. / Serial No.</b>	<b>Registration Date/Filing Date</b>	<b><u>Date Affidavit of Use and/or Renewal is Due; whether the Affidavit of Use and/or Renewal has been filed</u></b>
Interstate FiberNet, Inc.	AVDATA (& Design) (Class 42)	2,203,677	11/17/1998	Abandoned.
Business Telecom, Inc.	BTI (& Design) (Classes 36, 38 and 42)	76/217,203	02/27/2001	Abandoned pursuant to Settlement Agreement with British Telecommunications.
Business Telecom, Inc.	BTI (Classes 36, 38 and 42)	2,427,897	02/13/2001	Affidavit of Use due 02/13/07; Renewal and Affidavit of Use due 02/13/11.
Business Telecom, Inc.	BTI TELECOMMUNICATIONS SERVICES (& Design) (Classes 36, 38 and 42)	2,461,862	06/19/2001	Affidavit of Use due 06/19/07; Renewal and Affidavit of Use due 06/19/11.
Business Telecom, Inc.	BTINET (Classes 38 and 42)	2,426,407	02/06/2001	Affidavit of Use due 02/06/07; Renewal and Affidavit of Use due 02/06/11. Will abandon pursuant to Settlement Agreement with British Telecommunications.
Business Telecom, Inc.	BTINET (& Design) (Classes 38 and 42)	76/135,109	09/25/2000	Abandoned pursuant to Settlement Agreement with British Telecommunications.
Business Telecom, Inc.	CLIENTEL (Class 38)	2,137,742	02/17/1998	Abandoned.
Business Telecom, Inc.	D.S. LYNX (& Design) (Class 38)	2,429,877	02/20/2001	Affidavit of Use due 02/20/07; Renewal and Affidavit of Use due 02/20/11.
Business Telecom, Inc.	D.S. LYNX (Class 38)	2,533,513	01/29/2002	Affidavit of Use due 01/29/08; Renewal and Affidavit of Use due 01/29/12.
Business Telecom, Inc.	FAMILY VALUES (Class 38)	2,134,879	02/03/1998	Abandoned.
Business Telecom, Inc.	FOUNDATIONS (Class 38)	2,137,741	02/17/1998	Abandoned.
Business Telecom, Inc.	HOSPITALITY SUITE (Class 38)	2,134,878	02/03/1998	Abandoned.
Business Telecom, Inc.	INVOICE ONLINE (& Design) (Class 36)	2,577,608	6/11/2002	Affidavit of Use due 06/11/08; Renewal and Affidavit or Use due 06/11/12
Business Telecom, Inc.	MARKET VALUES (Class 38)	2,134,877	02/03/1998	Abandoned.
Business Telecom, Inc.	MAX COMMERCE (Classes 35 and 42)	2,563,320	04/23/2002	Affidavit of Use due 04/23/08; Renewal and Affidavit of Use due

<b>Owner</b>	<b>Trademark</b>	<b>Reg. No. / Serial No.</b>	<b>Registration Date/Filing Date</b>	<b><u>Date Affidavit of Use and/or Renewal is Due; whether the Affidavit of Use and/or Renewal has been filed</u></b>
Business Telecom, Inc.	MAX COMMERCE A BTI COMPANY (& Design) (Classes 35 and 42)	2,561,449	04/16/2002	04/23/12. Affidavit of Use due 04/16/08; Renewal and Affidavit of Use due 04/16/12.
Business Telecom, Inc.	MEXICO EXPRESO (Class 36)	2,224,055	02/16/1999	Abandoned.
Business Telecom, Inc. [Owner in PTO database is listed as Radio Frequency System, Inc.]	OPTIMIZER (Class 9)	2,357,649	06/13/2000	Affidavit of Use due 06/13/06; Renewal and Affidavit of Use due 06/13/10.
Business Telecom, Inc.	SIMPLICI-T (& Design) (Class 38)	2,711,255	04/29/2003	Affidavit of Use due 04/29/09; Renewal and Affidavit of Use due 04/29/13.
Business Telecom, Inc.	SMARTER.FASTER. BETTER.	2,134,895	02/03/1998	Abandoned.
Business Telecom, Inc.	TELECOM SIMPLIFIED	76/488,925	02/10/2003	Petition to revive abandoned application filed March 17, 2005
Business Telecom, Inc.	THE FASTEST CAT ON THE NET	2,581,457	06/18/2002	Affidavit of Use due between 06/18/07 and 06/18/08; Renewal and Affidavit of Use due 06/18/12.
Business Telecom, Inc.	US DATACOM (Stylized)	76/135,122	09/25/2000	Abandoned.
Business Telecom, Inc.	VOICEPACK	2,874,175	08/17/2004	Affidavit of Use due 2/7/10.
ITC^DeltaCom Communications, Inc.	THINK OUTSIDE THE BELL	76614474	10/01/04	Pending.

**SCHEDULE C**

**COPYRIGHT REGISTRATIONS AND APPLICATION**

<u>Author/Claimant</u>	<u>Titles</u>	<u>Registration Number</u>	<u>Date Created Published Registration</u>
Interstate FiberNet, Inc.  * Acquired by merger with AvData Systems in 1999	ADVANCED wireless solutions	TX4680412	1997  03/01/1997  06/09/1997
Interstate FiberNet, Inc.  * Acquired by merger with AvData Systems in 1999	Advanced enterprise solutions: AvData's levels of network management services.	TX4643784	1997  07/01/1997  07/21/1997
Interstate FiberNet, Inc.  * Acquired by merger with AvData Systems in 1999	Frame relay: Know the right questions before making the investment.	TX4583918	1997  03/01/1997  06/09/1997
Interstate FiberNet, Inc.  * Acquired by merger with AvData Systems in 1999	The NPCS Network Challenge	TX4601538	1997  02/01/1997  06/09/1997