

TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:

NEW ASSIGNMENT

NATURE OF CONVEYANCE:

ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

CONVEYING PARTY DATA

| Name | Formerly | Execution Date | Entity Type |
|-----------------------------------|----------|----------------|-----------------------|
| Diligent Technologies Corporation | | 06/18/2008 | CORPORATION: DELAWARE |

RECEIVING PARTY DATA

| | |
|-----------------|---|
| Name: | International Business Machines Corporation |
| Also Known As: | AKA IBM Corporation |
| Street Address: | New Orchard Road |
| City: | Armonk |
| State/Country: | NEW YORK |
| Postal Code: | 10504 |
| Entity Type: | CORPORATION: NEW YORK |

PROPERTY NUMBERS Total: 8

| Property Type | Number | Word Mark |
|----------------|----------|---------------------------|
| Serial Number: | 78319998 | DILIGENT |
| Serial Number: | 76484914 | DILIGENT TECHNOLOGIES |
| Serial Number: | 78319996 | DILIGENT TECHNOLOGIES |
| Serial Number: | 77018484 | HYPERFACTOR |
| Serial Number: | 78578091 | HYPERFACTOR TECHNOLOGY |
| Serial Number: | 77290818 | PROTECT MORE. STORE LESS. |
| Serial Number: | 78675925 | PROTECTIER |
| Serial Number: | 78209499 | VTF |

CORRESPONDENCE DATA

Fax Number: (914)765-4370

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

Phone: 914-765-4353

Email: ibmtm@us.ibm.com

Correspondent Name: Leonora Hoicka

TRADEMARK

REEL: 003849 FRAME: 0435

900115585

CH \$215.00 78319998

| | |
|-----------------|------------------------|
| Address Line 1: | North Castle Drive |
| Address Line 4: | Armonk, NEW YORK 10504 |

| | |
|--------------------|--------------------|
| NAME OF SUBMITTER: | Grazia T. Micewicz |
|--------------------|--------------------|

| | |
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| Signature: | /Grazia T Micewicz/ |
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|-------|------------|
| Date: | 09/09/2008 |
|-------|------------|

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| Total Attachments: 3 source=Diligent US Assignment#page1.tif source=Diligent US Assignment#page2.tif source=Diligent US Assignment#page3.tif |
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ASSIGNMENT OF TRADEMARKS

WHEREAS, DILIGENT TECHNOLOGIES CORPORATION, a Delaware corporation, having an address at 175 Crossing Boulevard, Framingham, MA 01702 ("Diligent"), owns, has adopted, is using or intends to use the U.S. trademarks listed in Schedule A (the "Marks");

WHEREAS, Diligent Technologies Corporation is the owner of the trademark registrations and applications for registration associated with the Marks listed in Schedule A (the "Registrations");

WHEREAS, International Business Machines Corporation, a New York corporation, having an address at New Orchard Road, Armonk, New York 10504, desires to acquire the Marks and the Registrations as successor to the business of Diligent Technologies Corporation to which the Marks relate;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, DILIGENT TECHNOLOGIES CORPORATION a Delaware corporation, assigns to International Business Machines Corporation, a New York corporation, all right, title and interest in the United States in and to the Marks and the Registrations, together with the goodwill of the business symbolized by the Marks and the Registrations.

Dated June 18, 2008.

DILIGENT TECHNOLOGIES CORPORATION

By:

Name: Christina Montgomery

Title: Secretary

STATE OF)

) ss:

COUNTY OF)

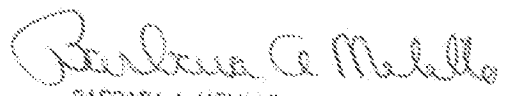
On this 18 day of June, 2008

before me, the undersigned Notary Public, personally appeared

Christina Montgomery, personally known to me, to be the person whose name is signed on the preceding or attached document in my presence.

Name: _____
Notary Public

My Commission Expires: _____


BARBARA A. MELILLO
Notary Public, State of New York
No. 5002075
Qualified in Putnam County
Commission Expires 9/21/2010

DILIGENT TECHNOLOGIES CORPORATION

U.S. Applications and Registrations

Schedule A

| Trademark | Application Serial No. | Registration No. |
|------------------------------|---------------------------|---------------------|
| DILIGENT | 78319998 | |
| DILIGENT TECHNOLOGIES | 76484914 | |
| DILIGENT TECHNOLOGIES | 78319996 | |
| HYPERFACTOR | 77018484 | |
| HYPERFACTOR TECHNOLOGY | 78578091 | |
| PROTECT MORE. STORE LESS. | 77290818 | |
| PROTECTIER | 78675925 | |
| VTF | 78209499 | |