

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Photags, Inc.		01/23/2009	CORPORATION: DELAWARE
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Smith Micro Software, Inc		
<b>Street Address:</b>	51 Columbia, Suite 200		
<b>City:</b>	Aliso Viejo		
<b>State/Country:</b>	CALIFORNIA		
<b>Postal Code:</b>	92656		
<b>Entity Type:</b>	CORPORATION: DELAWARE		
<b>PROPERTY NUMBERS Total: 6</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
Registration Number:	3326271	ACTIVE IMAGES	
Registration Number:	3437606	SHOW ME HOW	
Registration Number:	3014012	ACTIVE CAPTION	
Registration Number:	3011749	PHOTAGS	
Registration Number:	2974766	THE MESSAGE IS IN THE PHOTO	
Registration Number:	2867543	JMS	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	(707)578-3133		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
<b>Phone:</b>	(707) 578-9333		
<b>Email:</b>	craig@northbay-iplaw.com		
<b>Correspondent Name:</b>	Craig M. Stainbrook		
<b>Address Line 1:</b>	412 Aviation Blvd., Ste. H		
<b>Address Line 4:</b>	Santa Rosa, CALIFORNIA 95403		
<b>ATTORNEY DOCKET NUMBER:</b>	00946.T,T5-T9 1/ 29/09		

**OP \$165.00 3326271**

NAME OF SUBMITTER:	Craig M. Stainbrook
Signature:	/Craig M. Stainbrook/
Date:	01/29/2009
Total Attachments: 4 source=Photags_Assignmenrt#page1.tif source=Photags_Assignmenrt#page2.tif source=Photags_Assignmenrt#page3.tif source=Photags_Assignmenrt#page4.tif	

## CORPORATE TO CORPORATE ASSIGNMENT OF TRADEMARK RIGHTS

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WHEREAS, PHOTAGS, INC., a Delaware corporation, having its principal place of business at 51 Columbia, Suite 200, Aliso Viejo, California 92656 ("Assignor"), owns all right, title and interest in the United States Trademark Registrations listed in Attachment A.

WHEREAS, SMITH MICRO SOFTWARE, INC., a Delaware corporation, having a principal place of business at 51 Columbia, Suite 200, Aliso Viejo, California 92652 ("Assignee") is desirous of obtaining from Assignor all right, title, and interest in and to the attached Trademark Registrations;

NOW THEREFORE, in consideration for the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged by Assignee, said Assignor does hereby assign, sell, and transfer to Assignee, its successors, assigns and legal representatives, the entire right, title and interest in and to the Trademark Registrations.

Furthermore, Assignor assigns to Assignee all right, title, and interest now owned by Assignor in all causes of action for infringement by third parties of the attached Trademark Registrations, including the right to seek and collect damages for infringement that has occurred at any and all times prior to the date of this Assignment.

Further, Assignor agrees to communicate to said Assignee, or its representatives, any facts known to Assignor respecting said Trademark Registrations and the subject matter thereof, and testify in any legal proceedings, sign all lawful papers, execute all divisions, continuations, substitution, renewal and reissue applications, execute all necessary Assignment papers to cause any and all of said Trademark Registrations to be issued, make all rightful oaths and generally do everything necessary or desirable to aid said Assignee, its successors and assigns, to obtain and enforce proper protection for said trademark in the United States and in any and all foreign countries

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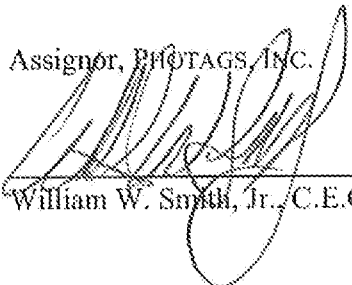
*Corporate to Corporate Trademark Assignment  
Attorney Docket Nos. 00946.T1, 00946.T5, 00946.T6, 00946.T7, 00946.T8 and 00946.T9  
Assignor: Photags, Inc.  
Assignee: Smith Micro Software, Inc.*

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**TRADEMARK**  
**REEL: 003926 FRAME: 0214**

In Testimony Whereof, Assignor has caused these presents to be signed by its officer, thereunto duly authorized and its corporate seal to be hereunto affixed, on this 23 day of January, 2009

Assignor, PHOTAGS, INC.

  
\_\_\_\_\_  
William W. Smith, Jr., C.E.O.

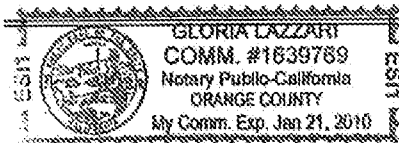
State of California )

County of Orange )

On January 23, 2009, before me, Gloria Lazzari, personally appeared William W. Smith, Jr., President of Smith Micro Software, Inc., personally known to me (or proved to me on the basis of satisfactory evidence) to be the personal whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature Gloria Lazzari



*Corporate to Corporate Trademark Assignment*

*Attorney Docket Nos. 00946.T1, 00946.T5, 00946.T6, 00946.T7, 00946.T8 and 00946.T9*

*Assignor: Photags, Inc.*

*Assignee: Smith Micro Software, Inc.*

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**TRADEMARK**  
**REEL: 003926 FRAME: 0215**

**ATTACHMENT A**

**TRADEMARKS**

**ACTIVE IMAGES** Trademark  
U.S. Trademark Registration No. 3,326,271  
Registration Date: 30 October 2007  
Registrant: Photags, Inc.

**SHOW ME HOW** U.S. Trademark  
U.S. Trademark Registration No. 3,437,606  
Registration Date: 27 May 2008  
Registrant: Photags, Inc.

**ACTIVE CAPTION** U.S. Trademark  
U.S. Trademark Registration No. 3,014,012  
Registration Date: 8 November 2005  
Registrant: Photags, Inc.

**PHOTAGS** U.S. Trademark  
U.S. Trademark Registration No. 3,011,749  
Registration Date: 1 November 2005  
Registrant: Photags, Inc.

**THE MESSAGE IS IN THE PHOTO** U.S. Trademark  
U.S. Trademark Registration No. 2,974,766  
Registration Date: 19 July 2005  
Registrant: Photags, Inc.

**JMS** U.S. Trademark  
U.S. Trademark Registration No. 2,867,543  
Registration Date: 27 July 2004  
Registrant: Photags, Inc.

*Corporate to Corporate Trademark Assignment  
Attorney Docket Nos. 00946.T1, 00946.T3, 00946.T6, 00946.T7, 00946.T8 and 00946.T9  
Assignor: Photags, Inc.  
Assignee: Smith Micro Software, Inc.*



# CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California

County of Orange

On January 23, 2009 before me, Gloria Lazzari  
(Here insert name and title of the officer)

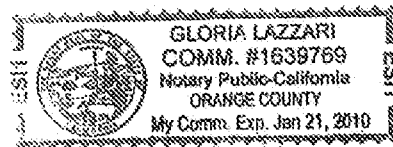
personally appeared William (Bill) W. Smith Jr.

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Gloria Lazzari  
Signature of Notary Public



(Notary Seal)

## ADDITIONAL OPTIONAL INFORMATION

### INSTRUCTIONS FOR COMPLETING THIS FORM

*Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.*

**DESCRIPTION OF THE ATTACHED DOCUMENT**

.....  
(Title or description of attached document)

.....  
(Title or description of attached document continued)

Number of Pages \_\_\_\_\_ Document Date \_\_\_\_\_

.....  
(Additional information)

**CAPACITY CLAIMED BY THE SIGNER**

Individual (s)

Corporate Officer

.....  
(Title)

Partner(s)

Attorney-in-Fact

Trustee(s)

Other \_\_\_\_\_

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/they - is /are ) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
  - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
  - ❖ Indicate title or type of attached document, number of pages and date.
  - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document