

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	MERGER		
EFFECTIVE DATE:	10/04/2001		
<b>CONVEYING PARTY DATA</b>			
Name	Formerly	Execution Date	Entity Type
Surflite, Inc.		10/04/2001	CORPORATION: DELAWARE
<b>RECEIVING PARTY DATA</b>			
Name:	Swell, Inc.		
Street Address:	717 N. Harwood		
Internal Address:	Suite 3400		
City:	Dallas		
State/Country:	TEXAS		
Postal Code:	75201		
Entity Type:	CORPORATION: DELAWARE		
<b>PROPERTY NUMBERS Total: 1</b>			
Property Type	Number	Word Mark	
Registration Number:	2315667	SURF ALERT	
<b>CORRESPONDENCE DATA</b>			
Fax Number:	(214)981-3400		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	214-981-3300		
Email:	jchester@sidley.com		
Correspondent Name:	Sidley Austin LLC c/o Julia Chester		
Address Line 1:	717 N. Harwood		
Address Line 2:	Suite 3400		
Address Line 4:	Dallas, TEXAS 75201		
ATTORNEY DOCKET NUMBER:	32046-01401		
NAME OF SUBMITTER:	Julia M. Chester		

CH \$40.00 2315667

**900144123**

**TRADEMARK  
 REEL: 004069 FRAME: 0814**

Signature:	/Julia M. Chester/
Date:	09/28/2009
Total Attachments: 2 source=Surfline Inc merger#page1.tif source=Surfline Inc merger#page2.tif	

State of Delaware  
Office of the Secretary of State

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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 OWNERSHIP, WHICH MERGES:

"SURFLINE, INC.", A DELAWARE CORPORATION,  
WITH AND INTO "SWELL, INC." UNDER THE NAME OF "SWELL, INC.",  
A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE FIFTH DAY OF OCTOBER, A.D. 2001, AT 6 O'CLOCK P.M.



*Harriet Smith Windsor*  
Harriet Smith Windsor, Secretary of State

3040943 8100M

AUTHENTICATION: 1418913

010545484

DATE: 10-30-01

STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
10 06:00 PM 10/05/2001  
120498535 - 3080943

**CERTIFICATE OF OWNERSHIP AND MERGER**

Merging  
**SURFLINE, INC.**  
(a Delaware corporation)  
with and into  
**SWELL, INC.**  
(a Delaware corporation)

Swell, Inc., a Delaware corporation (this "Corporation"), hereby certifies that:

1. This Corporation is incorporated pursuant to the Delaware General Corporation Law (the "DGCL").
2. This Corporation is the owner of all of the outstanding shares of stock of Surfline, Inc., a Delaware corporation ("Surfline").
3. This Corporation hereby merges Surfline with and into the Corporation pursuant to Section 253 of the DGCL.
4. The following is a true and correct copy of the resolutions adopted on October 3, 2001 by the board of directors of this Corporation to merge Surfline into this Corporation:

"RESOLVED, that Surfline be merged with and into this Corporation, and that all of the estate, property rights, privileges, powers, and franchises of Surfline be vested in and held and enjoyed by this Corporation, as the surviving corporation, as fully and entirely and without change or diminution as the same were before held and enjoyed by Surfline in its name;

RESOLVED FURTHER, that this Corporation assume all of the obligations of Surfline; and

RESOLVED FURTHER, that this Corporation shall cause to be executed, filed and recorded the documents prescribed by the laws of the State of Delaware and any other appropriate jurisdiction and will cause to be performed all necessary acts prescribed by the laws of those jurisdictions."

IN WITNESS WHEREOF, this Corporation has caused this Certificate of Ownership and Merger to be executed by its duly authorized officer this 4th day of October, 2001.

Swell, Inc.,  
a Delaware corporation

By: /s/ Nicholas Nathanson  
Nicholas Nathanson  
President

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