# OP \$140.00 2772068

#### TRADEMARK ASSIGNMENT

#### Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	04/01/2009

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
AmeriVault Corp.		03/31/2009	CORPORATION: DELAWARE

#### **RECEIVING PARTY DATA**

Name:	Network Technology Group, Inc.	
Street Address:	c/o PHNS Inc.	
Internal Address:	5400 LBJ Freeway, Suite 200	
City:	Dallas	
State/Country:	TEXAS	
Postal Code:	75240	
Entity Type:	CORPORATION: LOUISIANA	

#### PROPERTY NUMBERS Total: 5

Property Type	Number	Word Mark
Registration Number:	2772068	AMERIVAULT
Registration Number:	3257940	ARCHIVE-COMPLY
Registration Number:	3223550	EXCELLENCE IN DATA PROTECTION
Registration Number:	3180779	REPLIVAULT
Registration Number:	2854377	RESTART IT

#### **CORRESPONDENCE DATA**

Fax Number: (617)951-8736

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

Phone: 6179518000

Email: jennifer.kagan@bingham.com

Correspondent Name: Jennifer Kagan

Address Line 1: Bingham McCutchen LLP
Address Line 2: One Federal Street

TRADEMARK REEL: 004072 FRAME: 0808

900144517 REEI

Address Line 4: BOSTON, MASSACHUSETTS 02110		
ATTORNEY DOCKET NUMBER:	AMERI-000	
NAME OF SUBMITTER:	Jennifer Kagan	
Signature:	/jenniferkagan/	
Date:	10/02/2009	
Total Attachments: 2 source=MERGER AMERIVAULT#page1.tif source=MERGER AMERIVAULT#page2.tif		

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### Delaware

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#### The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF
DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT
COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"AMERIVAULT CORP.", A DELAWARE CORPORATION,

WITH AND INTO "NETWORK TECHNOLOGY GROUP, INC." UNDER THE

NAME OF "NETWORK TECHNOLOGY GROUP, INC.", A CORPORATION

ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF LOUISIANA,

AS RECEIVED AND FILED IN THIS OFFICE THE THIRTY-FIRST DAY OF

MARCH, A.D. 2009, AT 5:41 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF MERGER IS THE FIRST DAY OF APRIL,

A.D. 2009, AT 12:01 O'CLOCK A.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

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You may verify this certificate online at corp.delaware.gov/authver.shtml

Jeffrey W. Bullock, Secretary of State

AUTHENTY CATION: 7222247

DATE: 04-01-09

TRADEMARK
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State of Delaware Secretary of State Division of Corporations Delivered 05:41 PM 03/31/2009 FILED 05:41 PM 03/31/2009 SRV 090323000 - 3376179 FILE

## STATE OF DELAWARE CERTIFICATE OF MERGER OF AMERIVAULT CORP. WITH AND INTO

#### NETWORK TECHNOLOGY GROUP, INC.

Pursuant to Section 252 of the Delaware General Corporation Law (the "DGCL"), the undersigned corporations have executed the following Certificate of Merger:

FIRST: The names of the merging corporations are AmeriVault Corp., a Delaware corporation, and Network Technology Group, Inc., a Louisiana corporation.

SECOND: The Agreement and Plan of Merger has been approved, adopted, certified, executed and acknowledged by each of the merging corporations pursuant to Section 252 of the DGCL.

THIRD: The name of the surviving corporation is Network Technology Group, Inc., a Louisiana corporation.

FOURTH: The merger is to become effective at 12:01 a.m. on April 1, 2009.

FIFTH: The Agreement and Plan of Merger is on file at Network Technology Group, Inc., care of PHNS Inc., 5400 LBJ Freeway, Suite 200, Dallas, Texas 75240, the place of business of the surviving corporation.

SIXTH: A copy of the Agreement and Plan of Merger will be furnished by the surviving corporation on request, without cost, to any stockholder of either of the merging corporations.

SEVENTH: The surviving corporation agrees that it may be served with process in the State of Delaware in any proceeding for enforcement of any obligation of the surviving corporation arising from this merger, including any suit or other proceeding to enforce the rights of any stockholders as determined in appraisal proceedings pursuant to the provisions of Section 262 of the DGCL and irrevocably appoints the Secretary of State of Delaware as its agent to accept services of process in any such suit or proceeding. The Secretary of State shall mail any such process to the surviving corporation at 5400 LBJ Freeway, Suite 200, Dallas, Texas 75240.

IN WITNESS WHEREOF, each of the merging corporations has caused this certificate to be signed by an authorized person on the 31<sup>st</sup> day of March, 2009, to be effective as of 12:01 a.m. on the 1<sup>st</sup> day of April, 2009.

NETWORK TECHNOLOGY GROUP, INC.

AMERIVAULT CORP.

Visa President

**Le President** 

Vice President

TRADEMARK REEL: 004072 FRAME: 0811

**RECORDED: 10/02/2009**