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# TRADEMARK ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	MERGER	
EFFECTIVE DATE:	10/31/2009	

# **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Superior Modular Products Incorporated		12/30/2009	CORPORATION: DELAWARE

### **RECEIVING PARTY DATA**

Name:	Optical Cable Corporation	
Street Address:	5290 Concourse Drive	
City:	Roanoke	
State/Country:	VIRGINIA	
Postal Code:	24019	
Entity Type:	Entity Type: CORPORATION: VIRGINIA	

# PROPERTY NUMBERS Total: 9

Property Type	Number	Word Mark
Registration Number:	3287990	RACK TECHNOLOGIES
Registration Number:	3153033	CONNECT WITH SUPERIOR INNOVATION
Registration Number:	3646554	CELLULAR DISTRIBUTION SYSTEM
Registration Number:	2604105	HOME AXCESS
Registration Number:	2665168	FIBEROPTICX
Registration Number:	3047575	CONNECTING YOUR LIFE
Registration Number:	2781408	THE ROCC
Registration Number:	2442758	MSDE
Registration Number:	2193201	SUPERIOR MODULAR PRODUCTS

# CORRESPONDENCE DATA

Fax Number: (540)983-7711

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

TRADEMARK REEL: 004161 FRAME: 0984

900156393

Phone: 540-983-7611 Email: mhertz@woodsrogers.com Correspondent Name: Michael J. Hertz Address Line 1: 10 South Jefferson Street Address Line 2: Suite 1400 Address Line 4: Roanoke, VIRGINIA 24011 NAME OF SUBMITTER: Michael J. Hertz Signature: /Michael J. Hertz/ Date: 03/05/2010

Total Attachments: 3

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TRADEMARK REEL: 004161 FRAME: 0985

# ASSIGNMENT OF TRADEMARK REGISTRATIONS

# **EFFECTIVE AS OF OCTOBER 31, 2009**

WHEREAS, Superior Modular Products Incorporated ("SMP") owns and uses certain trademarks and service marks in its business including but not limited to those certain trademarks (the "Marks") set forth on Exhibit A for which registrations have been previously issued by the United States Patent & Trademark Office or the Instituto Mexicano de la Propiedad Industrial, as applicable.

WHEREAS, SMP is the wholly-owned subsidiary or Optical Cable Corporation ("OCC");

WHEREAS, pursuant to the Articles of Merger filed with the Virginia State Corporation Commission and the Certificate of Ownership filed with the Delaware Secretary of State, both effective as of the date hereof, SMP has merged with and into OCC and, as a result of such merger, the separate legal existence of SMP terminated by operation of law; and

WHEREAS, to more fully document and record the transfer of ownership interest of the Marks by operation of law with the United States Patent & Trademark Office or the Instituto Mexicano de la Propiedad Industrial, as applicable, SMP wishes to assign, and OCC is willing to accept, the Marks and the registrations thereof, together with the goodwill of the business symbolized by the Marks, subject to the terms hereof.

NOW, THEREFORE, effective as of October 31, 2009 at 11:59 p.m., for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, SMP hereby assigns and transfers unto the Company, all right, title and interest in the Marks, including the right to sue for past and future damages and other remedies in respect of any infringement of the Marks which may have occurred before or after the date of this assignment, together with all of the goodwill of the business symbolized by the Marks.

[SIGNATURE PAGE FOLLOWS]

{#1299013-1,070640-00046-01}

TRADEMARK
REEL: 004161 FRAME: 0986

OPTICAL CABLE CORPORATION, successor by merger to, SUPERIOR MODULAR PRODUCTS INCORPORATED

By:

Name: Neil D. Wilkin, Jr.

Title: Chairman of the Board of Directors,

Chief Executive Officer

STATE OF VIRGINL	A	)	
	0 15	)	to-wit
CITY/COUNTY OF	TYSAMBLE	Ś	

The foregoing Assignment of Trademark Registrations was acknowledged before me this day of December, 2009 by Neil D. Wilkin, Jr., the CEO of Superior Modular Products

Incorporated, on behalf of the corporation.

Notary Public

My commission expires Convary 31, 2010

Registration No.: 38673



# **EXHIBIT A**

1. Trademarks Registered with United States Patent and Trademark Office:

	Serial Number	Registration Number	Word Mark
1	78832173	3287990	RACK TECHNOLOGIES
2	78587426	3153033	CONNECT WITH SUPERIOR INNOVATION
3 -	77613386	3646554	CELLULAR DISTRIBUTION SYSTEM
4	76211121	2604105	HOME AXCESS
5	76061215	2665168	FIBEROPTICX
6	76583524	3047575	CONNECTING YOUR LIFE
7	76425482	2781408	THE ROCC
8	76038421	2442758	MSDE
9	75248254	2193201	SUPERIOR MODULAR PRODUCTS

2. Trademark Registered with the Instituto Mexicano de la Propiedad Industrial:

Secretary National Control	Registration Number	Word Mark
1	655704	SUPERIOR MODULAR PRODUCTS

{#1299013-1,070640-00046-01}

**RECORDED: 03/05/2010** 

TRADEMARK
REEL: 004161 FRAME: 0988