

## TRADEMARK ASSIGNMENT

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	MERGER		
EFFECTIVE DATE:	06/18/2010		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Breach Security, Inc.		06/18/2010	CORPORATION: DELAWARE
RECEIVING PARTY DATA			
Name:	Trustwave Holdings, Inc.		
Street Address:	70 W. Madison St., Suite 1050		
City:	Chicago		
State/Country:	ILLINOIS		
Postal Code:	60602		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 7			
Property Type	Number	Word Mark	
Registration Number:	3173826	MODSECURITY	
Registration Number:	3541843	WEBDEFEND	
Registration Number:	3592989	BREACHVIEW	
Registration Number:	3872102	BREACH	
Registration Number:	3872101	BREACH	
Registration Number:	3924293	BREACH SECURITY	
Registration Number:	3960007	BREACH SECURITY	
CORRESPONDENCE DATA			
Fax Number:	(443)782-0470		
Phone:	781-419-6349		
Email:	legal@trustwave.com		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>			
Correspondent Name:	Annabel Lewis		

OP \$190.00 3173826

Address Line 1: 70 W. Madison St., Suite 1050  
Address Line 4: Chicago, ILLINOIS 60602

NAME OF SUBMITTER:	Annabel Lewis
Signature:	/annabel lewis/
Date:	01/03/2012

Total Attachments: 1  
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## AGREEMENT AND PLAN OF MERGER AND REORGANIZATION

This AGREEMENT AND PLAN OF MERGER AND REORGANIZATION (this "Agreement") is made and entered into as of June 18, 2010, by and among TrustWave Holdings, Inc., a Delaware corporation ("Purchaser"), TrustWave Acquisition Corp., a Delaware corporation and wholly-owned subsidiary of Purchaser ("Merger Sub"), Breach Security, Inc., a Delaware corporation ("Target"), SRBA #5, L.P. ("SRBA"), Evergreen Partners US Direct Fund III, L.P. ("Fund III"), Evergreen Partners Direct Fund III (Israel) L.P. ("Evergreen") and Evergreen Partners Direct Fund III (Israel I) L.P. ("Evergreen I" and, together with SRBA, Fund III and Evergreen, the "Sellers"). Capitalized terms used in this Agreement are referenced in the attached Exhibit A.

### RECITALS

- A. Target owns all of the issued and outstanding capital stock of Breach Security LTD, an Israel corporation ("BSI"), and Breach Security (UK) LTD, a United Kingdom corporation ("BSUK" and, together with Target and BSI, individually a "Company" and, collectively, the "Companies").
- B. The Companies are engaged in the business of providing its customers web application integrity, security and Payment Card Industry (PCI) compliance products and services (as conducted during the six months ending on the date hereof, the "Business").
- C. The stockholders of Target listed on the attached Schedule A (individually a "Stockholder" and collectively, the "Stockholders"), in the aggregate, own all of the issued and outstanding capital stock of Target.
- D. The Sellers own, in the aggregate, over ninety-four percent (94%) of the issued and outstanding capital stock of Target, on a fully-diluted basis, and one hundred percent (100%) of the Target Preferred Stock, in each case as of the date hereof.
- E. The Boards of Directors of Target and Purchaser believe it is in the best interests of their respective companies and the stockholders of their respective companies that Purchaser acquire Target by the merger of Merger Sub with and into Target (the "Merger"), with Target being the surviving corporation and a wholly-owned subsidiary of Purchaser in accordance with the Delaware General Corporation Law (the "Delaware Law"), and that Target, Merger Sub, Purchaser and Sellers enter into this Agreement and consummate the Merger and the other transactions contemplated hereby on the terms and subject to the conditions provided for in this Agreement.
- F. Pursuant to the Merger, among other things, all of the issued and outstanding shares of Target Preferred Stock shall be converted into shares of the Class A Voting Common Stock, \$0.0001 par value, of Purchaser (the "Purchaser Common Stock"), as set forth herein.
- G. Target, Merger Sub, Purchaser and Sellers desire to make certain representations and warranties and other agreements in connection with the Merger.

TRADEMARK