

Form PTO-1594 (Rev. 12-11)
OMB Collection 0651-0027 (exp. 04/30/2015)

U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

TriplePoint Capital LLC, a Delaware limited liability company, and
Silicon Valley Bank, a California chartered bank

- Individual(s)
- Partnership
- Corporation- State: _____
- Other _____
- Association
- Limited Partnership

Citizenship (see guidelines) _____

Additional names of conveying parties attached? Yes No

3. Nature of conveyance/Execution Date(s) :

Execution Date(s) May 2, 2012

- Assignment
- Security Agreement
- Other Transfer Statement
- Merger
- Change of Name

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: Crosspoint Solutions, LLC

Street Address: 2601 Fortune Circle East Drive, # 300C

City: Indianapolis

State: IN

Country: US Zip: 46204

- Individual(s) Citizenship _____
- Association Citizenship _____
- Partnership Citizenship _____
- Limited Partnership Citizenship _____
- Corporation Citizenship _____
- Other Indiana LLC Citizenship US

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designations must be a separate document from assignment)

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s) _____ Text _____

B. Trademark Registration No.(s)

Reg. No. 3,770,917 and Reg. No. 3,432,208

Additional sheet(s) attached? Yes No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

CLIMA-CAB 3,770,917
CLIMA-CAB 3,432,208

5. Name & address of party to whom correspondence concerning document should be mailed:

Name: Jason A. Houdek

Internal Address: Krieg DeVault LLP

Street Address: One Indiana Square, Suite 2800

City: Indianapolis

State: IN Zip: 46204

Phone Number: (317) 238-6265

Docket Number: CUM-18

Email Address: ipdocketing@kdlegal.com

6. Total number of applications and registrations involved:

2

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$80.00

- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

Deposit Account Number _____

Authorized User Name _____

9. Signature:



May 3, 2012

Date

Jason A. Houdek

Name of Person Signing

Total number of pages including cover sheet, attachments, and document:

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:
Mail Stop Assignment Recordation Branch, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

OP \$65.00 377091

**TRANSFER STATEMENT
PURSUANT TO SECTION 9619 OF UNIFORM COMMERCIAL CODE**

**DATED AND CLOSED AS OF MAY 2, 2012
EFFECTIVE AS OF APRIL 30, 2012**

1. Secured Obligations. TriplePoint Capital LLC, a Delaware limited liability company ("TPC"), and Glacier Bay, Inc., a Delaware corporation ("Debtor"), entered into that certain Plain English Growth Capital Loan and Security Agreement, dated April 14, 2010 (as may have been amended, restated or modified from time to time, the "TPC Loan Agreement"). Silicon Valley Bank, a California chartered bank ("SVB" and, together with TPC, "Secured Parties"), and Debtor entered into that certain Loan and Security Agreement, dated December 22, 2008, (as may have been amended, restated or modified from time to time, the "SVB Loan Agreement"). The TPC Loan Agreement, the SVB Loan Agreement and all other agreements, amendments, documents, financing statements and instruments executed in connection therewith, respectively, shall be collectively referred to as the "Credit Documents." To secure performance of all obligations owing to Secured Parties, respectively, under the Credit Documents, Debtor granted to Secured Parties, respectively, a security interest in substantially all of Debtor's assets, including, without limitation, all patents, patent applications, trademarks and trademark applications filed with the United States Patent and Trademark Office, including, without limitation, those more specifically identified on Exhibit A (the "Transferred Patents and Trademarks")

2. Default. Debtor defaulted on its obligations to the Secured Parties, respectively, with respect to the Credit Documents.

3. Exercise of Post-Default Remedies. Secured Parties have jointly exercised their respective postdefault remedies with respect to, among other things, the Transferred Patents and Trademarks, by a disposition thereof pursuant to Section 9610 of the California Uniform Commercial Code (as from time to time amended, the "UCC") to Crosspoint Solutions, LLC, an Indiana limited liability company ("Transferee") (that disposition, the "Foreclosure Sale").

4. Transferee's Rights in the Transferred Patents and Trademarks. As a result of the Foreclosure Sale, Transferee has acquired all of Debtor's rights, titles and interests in, among other things, the Transferred Patents and Trademarks.

5. Discharge of Security Interests of Secured Parties. Upon the closing of the Foreclosure Sale, as provided by Section 9617 of the UCC, the disposition of the Transferred Patents and Trademarks shall discharge the security interests of Secured Parties and any subordinate security interest or other subordinate lien in and to the Transferred Patents and Trademarks.

6. Names; Mailing Addresses. The respective names and mailing addresses of Debtor, Secured Parties, and Transferee are as follows:

Secured Parties:

TriplePoint Capital LLC
2755 Sand Hill Road, Suite 150
Menlo Park, CA 94025

Silicon Valley Bank
899 Adams Street, Suite G-2,
St. Helena, CA 94574

Debtor:

Glacier Bay, Inc.
2930 Faber Street
Union City, CA 94587

Transferee:

Crosspoint Solutions, LLC
2601 Fortune Circle East Drive, Suite 300C
Indianapolis, IN 46241

[Signature Page Follows]

IN WITNESS WHEREOF, the Secured Parties have executed this Transfer Statement as of the date first indicated above.

TRIPLEPOINT CAPITAL LLC

By: _____

Name: JIM LAGE

Title: CEO

SILICON VALLEY BANK

By: _____

Name: _____

Title: _____

IN WITNESS WHEREOF, the Secured Parties have executed this Transfer Statement as of the date first indicated above.

TRIPLEPOINT CAPITAL LLC

By: _____

Name: _____

Title: _____

SILICON VALLEY BANK

By: Brian Bell _____

Name: BRIAN BELL _____

Title: SR. ADVISOR _____

Exhibit A

Transferred Patents and Trademarks

(See attached)

Patents and Trademarks

Intellectual property:

All intellectual property previously owned by Glacier Bay, Inc. ("Glacier Bay"), and all rights thereunder with the sole exception of the "Excluded Intellectual Property" specified below, including, without limitation, all rights to any Glacier Bay's patents, patent applications, inventions, copyrights, trade secrets, know-how, computer software, license rights and any other intellectual property rights, and specifically including, without limitation, the properties listed in Table 1 below along with any continuation, continuation in part, divisional, foreign counterpart, international counterpart, reissue, reexamination, parent application, or other application claiming the benefit of or priority to any of the properties listed in Table 1 below or their respective parent applications:

<u>Table 1: Non-Limiting List of Assigned Intellectual Property</u>			
Patent No. / Application No.	<u>Title</u>	Filing Date	Attorney Docket No.
U.S. 8,030,880	Truck HVAC - Battery Management System	4/25/2008	075397-0126 / 075397-0160
U.S. 7,893,559	Protection Device for Power Circuit (Chopper Circuit)	2/25/2009	075397-0135 / 075397-0149
U.S. 7,797,958	Truck HVAC System	11/15/2006	075397-0105
U.S. 7,615,896	Integrated Permanent Magnet Motor and Blower	10/27/2006	075397-0102
U.S. 5,507,340	Multiple circuit cross-feed refrigerant evaporator for static solutions	5/19/1995	075397-0122
U.S. 5,237,832	Combined marine refrigerating and air conditioning system using thermal storage	6/11/1992	075397-0123
U.S. 11/812,239	HVAC Air Distribution System	6/15/2007	075397-0111
U.S. 11/892,021	Environmental Control and Power System (ECAPS)	8/17/2007	075397-0115
U.S. 12/216,175	Truck Heating System	6/30/2008	075397-0132 / 075397-0141
U.S. 12/320,213	Integrated Truck HVAC System	1/21/2009	075397-0137

Patent No. / Application No.	Title	Filing Date	Attorney Docket No.
U.S. 12/320,372	ECAPS Update	1/23/2009	075397-0147
U.S. 12/382,195	Solar Powered HVAC System	3/10/2009	075397-0152 / 075397-0134
U.S. 12/382,565	Truck HVAC Update - Data Logging	3/18/2009	075397-0154
U.S. 12/591,902	Variable Speed Air Compressing System	12/3/2009	075397-0148 / 075397-0175
U.S. 12/659,704	Waste Heat - Phase Change Heating System	3/17/2010	075397-0153 / 075397-0181

CLIMA-CAB Trade Marks, Service Marks, and Trade Dress

All rights to the CLIMA-CAB trademarks, service marks and trade dress along with the goodwill of the business associated therewith, including but not limited to U.S. Registration No. 3,770,917 and U.S. Registration No. 3,432,208, and all state or common law rights in the CLIMA-CAB trademarks, service marks and trade dress.

Excluded Intellectual Property

The following intellectual property expressly is excluded from this Transfer Statement: (a) all trademarks, service marks and trade dress, *with the exception* of the trademarks, service marks and trade dress described in the "**CLIMA-CAB Trade Marks, Service Marks, and Trade Dress**" description set forth above, (b) all intellectual property related to any assets pertaining to the development, manufacturing, sales or distribution of Glacier Bay's load following power generation products, and (c) the properties listed in Table 2 below:

Patent No. / Application No.	Title	Filing Date	Attorney Docket No.
U.S. 11/498,159	Acoustic Insulation	8/3/2006	075397-0107
U.S. 12/382,060	Acoustic Insulation	3/6/2009	075397-0151
U.S. 61/469,305	Load Following Generator	3/28/2012	075397-0198

Table 2: Excluded Intellectual Property			
Patent No. / Application No.	Title	Filing Date	Attorney Docket No.
U.S. 12/379,125	System for Controlling an Electric Propulsion Motor	2/12/2009	075397-0131 / 075397-0136
U.S. 12/450,809	Marine Power Generation System	10/14/2009	075397-0104 / 075397-0167
U.S. 12/588,754	Real-Time Efficiency Monitoring for Marine Vessel	10/27/2009	075397-0129 / 075397-0170