

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
COMERICA BANK		07/24/2012	Texas banking association: TEXAS
RECEIVING PARTY DATA			
Name:	BREAKINGPOINT SYSTEMS, INC.		
Street Address:	10535 Boyer Blvd.		
Internal Address:	Suite 300		
City:	Austin		
State/Country:	TEXAS		
Postal Code:	78758		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Registration Number:	3607653	BREAKINGPOINT	
Serial Number:	77777237	RESILIENCY TESTING	
CORRESPONDENCE DATA			
Fax Number:	8585506420		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>			
Phone:	858-550-6403		
Email:	erin.obrien@cooley.com		
Correspondent Name:	Erin O'Brien		
Address Line 1:	c/o Cooley LLP		
Address Line 2:	4401 Eastgate Mall		
Address Line 4:	San Diego, CALIFORNIA 92121		
ATTORNEY DOCKET NUMBER:	036703-1181 BREAKINGPOINT		
NAME OF SUBMITTER:	Erin O'Brien		

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Signature:	/Erin O'Brien/
Date:	07/25/2012
Total Attachments: 3 source=Breakingpoint signed IP release#page1.tif source=Breakingpoint signed IP release#page2.tif source=Breakingpoint signed IP release#page3.tif	

RELEASE OF SECURITY INTEREST

This Release of Security Interest is made as of July 24 2012, by COMERICA BANK, a Texas banking association ("Lender") in favor of BREAKINGPOINT SYSTEMS, INC., a Delaware corporation ("Company") with its principal place of business located at 10535 Boyer Blvd., Suite 300, Austin, TX 78758.

Recital

WHEREAS Company granted to Lender a security interest in the patents and trademarks described on Exhibits A and B attached hereto (collectively, the "Intellectual Property") under an Intellectual Property Security Agreement dated as of December 16, 2005 as amended from time to time (the "Security Agreement") and recorded with the US Patent and Trademark Office as set forth on Exhibits A and B.

WHEREAS Company has no outstanding obligations to Lender under the terms of the Security Agreement, Lender agrees to release its security interest in the Intellectual Property.

Agreement

Now therefore, Lender agrees that it terminates and releases its security interest in the Intellectual Property and reassigns to Company, without warranty or recourse, all interest of Lender in the Intellectual Property.

LENDER:

COMERICA BANK

Steph B Bitter
Name: Stephen Bitter
Title: Vice President

39200 Six Mile Road
Livonia, MI 48152

EXHIBIT A

Patents

<u>Title</u>	<u>Application Number</u>	<u>Application Date</u>
System and Method for Storing and/or Trasmitting Emulated Network Flows	11/388,805	03/24/06
Focused Function Network Processor	11/560,710	11/16/06

Lender's security interest recorded at the US Patent and Trademark Office on January 9, 2007 at Reel Number 018733 and Frame Number 0244.

EXHIBIT B

Trademarks

Trademark	Serial /Registration Number	Application/Issue Date
BREAKINGPOINT*	3,607,653	04/14/09
RESILIENCY TESTING**	77/777,237	07/09/09

*Lender's security interest recorded at the US Patent and Trademark Office on December 21, 2005 at Reel and Frame Number 3215/0088; on March 9, 2006 at Reel and Frame Number 3263/0908; and on December 27, 2006 at Reel and Frame Number 3451/0245.

**Lender's security interest recorded at the US Patent and Trademark Office on January 28, 2010 at Reel and Frame Number 4139/0896.