

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

ETAS ID: TM358310

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Release of Security Interest		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Wells Fargo Capital Finance, LLC (formerly known as Wells Fargo Capital Finance, Inc. and Wells Fargo Foothill, Inc.)		10/09/2015	LIMITED LIABILITY COMPANY: CALIFORNIA
RECEIVING PARTY DATA			
Name:	Embarcadero Technologies, Inc.		
Street Address:	275 Battery Street, Suite 1000		
City:	San Francisco		
State/Country:	CALIFORNIA		
Postal Code:	94111		
Entity Type:	CORPORATION: DELAWARE		
Name:	EMB Holding Corp., a Delaware Corporation		
Street Address:	100 California Street, 12th Floor		
City:	San Francisco		
State/Country:	CALIFORNIA		
Postal Code:	94111		
Entity Type:	CORPORATION: DELAWARE		
Name:	SHC Ambeo Acquisition Corp., a Delaware Corporation		
Street Address:	100 California Street, 12th Floor		
City:	San Francisco		
State/Country:	CALIFORNIA		
Postal Code:	94111		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 22			
Property Type	Number	Word Mark	
Registration Number:	2644135	DATA VOYAGER	
Registration Number:	1898740	DBARTISAN	
Registration Number:	2568453	DESCRIBE	
Serial Number:	78925678	DSAUDITOR	
Registration Number:	2636451	DT/STUDIO	

OP \$565.00 2644135

Property Type	Number	Word Mark
Serial Number:	77118212	EA/STUDIO
Registration Number:	2705249	EMBARCADERO
Registration Number:	2504535	
Registration Number:	2203227	ER/STUDIO
Registration Number:	2970966	EXTREME TEST
Registration Number:	1900443	RAPID SQL
Registration Number:	2428510	EMBARCADERO TECHNOLOGIES DO MORE NOW
Serial Number:	78947828	WE MAKE DATA WORK
Registration Number:	2602159	AMBEO
Registration Number:	2711749	IONWHY
Registration Number:	4150703	APPWAVE
Registration Number:	4127033	RADPHP
Registration Number:	4092301	FIREMONKEY
Registration Number:	4002532	POWERSTUDIO
Registration Number:	3958358	EMBARCADERO ALL-ACCESS
Registration Number:	3975043	J OPTIMIZER
Registration Number:	4164940	EMBARCADERO TOOLCLOUD

CORRESPONDENCE DATA

Fax Number:

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.

Email: michael.barys@thomsonreuters.com

Correspondent Name: Elaine Carrera, Legal Assistant

Address Line 1: 80 Pine Street

Address Line 2: c/o Cahill Gordon & Reindal LLP

Address Line 4: New York, NEW YORK 10005

NAME OF SUBMITTER:	Elaine Carrera
SIGNATURE:	/Michael Barys/
DATE SIGNED:	10/12/2015

Total Attachments: 6

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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):

Wells Fargo Capital Finance, LLC (formerly known as Wells
Fargo Capital Finance, Inc. and Wells Fargo Foothill, Inc.)

- ☐ Individual(s) ☐ Association
☐ Partnership ☐ Limited Partnership
☐ Corporation- State: _____
☒ Other LLC-CA

Citizenship (see guidelines) USA

Additional names of conveying parties attached? ☐ Yes ☒ No

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

Execution Date(s) October 9, 2015

- ☐ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other Release of Security Interest

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? ☒ Yes ☐ No

Name: Embarcadero Technologies, Inc.

Street Address: 275 Battery Street, Suite 1000

City: San Francisco

State: CA

Country: USA Zip: 94111

- ☐ Individual(s) Citizenship _____
☐ Association Citizenship _____
☐ Partnership Citizenship _____
☐ Limited Partnership Citizenship _____
☒ Corporation Citizenship USA-DE
☐ Other _____ Citizenship _____

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

See Schedule 1

B. Trademark Registration No.(s)

See Schedule 1

Additional sheet(s) attached? ☒ Yes ☐ No

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

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

Name: Elaine Carrera, Legal Assistant

Internal Address: _____

Street Address: c/o Cahill Gordon & Reindel LLP
80 Pine Street

City: New York

State: NY Zip: 10005

Phone Number: (212) 701-3365

Docket Number: _____

Email Address: ecarrera@cahill.com

6. Total number of applications and
registrations involved:

22

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

- ☐ Authorized to be charged to deposit account
☐ Enclosed

8. Payment Information:

Deposit Account Number _____

Authorized User Name _____

9. Signature:

Elaine Carrera
Signature

October 9, 2015

Date

Elaine Carrera

Name of Person Signing

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

6

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

Addendum to Cover Page of Trademarks Form Cover Sheet

2. Name and address of conveying party(ies)

EMB Holding Corp., a Delaware Corporation
100 California Street, 12th Floor
San Francisco, CA 94111
Citizenship – USA – DE

SHC Ambeo Acquisition Corp., a Delaware Corporation
100 California Street, 12th Floor
San Francisco, CA 94111
Citizenship – USA – DE

**TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARK
COLLATERAL**

This **TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARK COLLATERAL** (this "Release") is made as of October 9, 2015 ("Effective Date") by **WELLS FARGO CAPITAL FINANCE, LLC** (formerly known as Wells Fargo Capital Finance, Inc. and Wells Fargo Foothill, Inc.), a California limited liability company ("WFCF"), in its capacity as administrative agent for the Lender Group and the Bank Product Providers, as such terms are defined in the below-defined Credit Agreement (together with its successors and assigns in such capacity, "Grantee"), in favor of **EMB HOLDING CORP.**, a Delaware corporation ("Parent"), **EMBARCADERO TECHNOLOGIES, INC.**, a Delaware corporation ("Borrower"), and **SHC AMBEO ACQUISITION CORP.**, a Delaware corporation ("SHC Ambeo" and, together with Parent and Borrower, collectively, the "Grantors").

WHEREAS, reference is made to that certain Amended and Restated Credit Agreement dated as of December 28, 2012 (as amended, restated, supplemented, or otherwise modified from time to time, the "Credit Agreement"), by and among the lenders identified on the signature pages thereof, Grantee, Parent and Borrower;

WHEREAS, pursuant to the terms and conditions of that certain First Lien Trademark Security Agreement dated as of June 25, 2007 and recorded with the United States Patent and Trademark Office on June 26, 2007 at Reel 003568, Frame 0722 (as amended by that certain Amendment Number One to First Lien Trademark Security Agreement dated as of December 28, 2012 and recorded with the United States Patent and Trademark Office on December 28, 2012 at Reel 004931, Frame 0424, as further amended by that certain Omnibus Amendment, Ratification and Reaffirmation Agreement dated as of December 28, 2012, and as further amended by that certain Corrective Assignment recorded with the United States Patent and Trademark Office on March 27, 2013 at Reel 004991, Frame 0854, the "Trademark Security Agreement"), by and among the Grantors and Grantee, the Grantors granted to Grantee a security interest in all of the Grantors' right, title and interest in and to the Trademark Collateral (as such term is defined in the Trademark Security Agreement); and

WHEREAS, Grantee now desires to release its security interest in the Trademark Collateral, including, without limitation, the trademarks and trademark applications listed on Schedule 1 hereto.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantee hereby covenants and agrees as follows:

1. Without representation or warranty of any kind or nature, Grantee hereby terminates, releases, and discharges its security interest in the Trademark Collateral granted pursuant to the Trademark Security Agreement (and any other document made pursuant to the transactions under the Credit Agreement), and reassigns to the Grantors all right, title, and interest of Grantee in the Trademark Collateral.

2. Grantee hereby agrees to duly execute, acknowledge, procure and deliver any further documents and to do such other acts, in each case at the Grantors' expense, as may be reasonably necessary to effect the release of the security interest in the Trademark Collateral contemplated hereby.

[Signature Page Follows]

IN WITNESS WHEREOF, Grantee has caused this Release to be executed by its duly authorized representative as of the Effective Date.

WELLS FARGO CAPITAL FINANCE, LLC,
formerly known as Wells Fargo Capital Finance, Inc.
and Wells Fargo Foothill, Inc., a California limited
liability company, as Grantee


By: 
Name: Chris Parker
Title: Director

SCHEDULE 1
to
TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARK
COLLATERAL

United States Trademarks and Trademark Applications

Embarcadero Technologies, Inc.

Trademark	Country	Filing Date	Application No.	Registration Date	Registration No.	Renewal Date	Status
DATA VOYAGER	United States	2/6/2001	76/206,927	10/29/2002	2,644,135	10/29/2007	Registered
DBARTISAN	United States	5/25/1994	74/529,565	6/13/1995	1,898,740	6/7/2015	Registered
DESCRIBE	United States	3/8/2001	76/221,930	5/7/2002	2,568,453	5/7/2007	Registered
DS AUDITOR	United States	7/10/2006	78/925,678				Pending
DT/STUDIO	United States	5/24/2000	76/055,602	10/15/2002	2,636,451	10/15/2007	Registered
EA/STUDIO	United States	2/28/2007	77/118,212				Pending
EMBARCADERO	United States	3/26/2001	76/230,882	4/8/2003	2,705,249	4/8/2009	Registered
EMBARCADERO LOGO	United States	1/30/2001	76/203,320	11/6/2001	2,504,535	11/6/2007	Registered
ER/STUDIO	United States	12/31/1996	75/220,219	11/10/1998	2,203,227	11/10/2008	Registered
EXTREME TEST	United States	5/24/2000	76/055,618	7/19/2005	2970966	7/19/2010	Registered
RAPID SQL	United States	3/31/1994	74/507,339	6/20/1995	1,900,443	6/20/2015	Registered

Trademark	Country	Status	App. No./ Reg. No.	App./Reg. Date	Owner
EMBARCADERO TECHNOLOGIES DO MORE NOW  do more now	U.S.	Registered	2428510	2/13/01	Embarcadero Technologies, Inc.
WE MAKE DATA WORK	U.S.	Pending	78947828	8/8/06	Embarcadero Technologies, Inc.
AMBEO	U.S.	Registered	2602159	7/30/02	SHC Ambeo Acquisition Corp.

IONWHY	U.S.	Registered	2711749	4/29/03	SHC Ambco Acquisition Corp.
AUCTIONMASTER	U.S.	Pending	76899266	6/2/06	Advanced Software Technology, Inc. P.O. Box 7144 Huntsville, AL 35807

Trademark Registrations/Applications

Grantor	Title/Mark	Country	Status	Registration/Serial No.	Registration Date
Embarcadero Technologies, Inc.	APPWAVE	U.S.A	Registered	85/040,835; 4,150,703	05/17/2010; 05/29/2012
Embarcadero Technologies, Inc.	RADPHP	U.S.A	Registered	85/086,012; 4,127,033	07/15/2010; 04/10/2012
Embarcadero Technologies, Inc.	FIREMONKEY	U.S.A	Registered	85/268,916; 4,092,301	03/16/2011; 01/24/2012
Embarcadero Technologies, Inc.	POWERSTUDIO	U.S.A	Registered	85/213,624; 4,002,532	01/09/2011; 07/26/2011
Embarcadero Technologies, Inc.	EMBARCADERO ALL-ACCESS	U.S.A	Registered	77/675,586; 3,958,358	02/22/2009; 05/10/2011
Embarcadero Technologies, Inc.	J OPTIMIZER	U.S.A	Registered	77/683,488; 3,975,043	03/04/2009; 06/07/2011
Embarcadero Technologies, Inc.	EMBARCADERO TOOLCLOUD	U.S.A	Registered	77/871,696; 4,164,940	12/12/2009; 06/26/2012