# OP \$90.00 8600595

ETAS ID: TM376028

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2

Stylesheet Version v1.2

SUBMISSION TYPE: NEW ASSIGNMENT

NATURE OF CONVEYANCE: RELEASE OF SECURITY INTEREST

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Wells Fargo Bank, National Association, as Agent		03/07/2016	National Banking Association: UNITED STATES

# **RECEIVING PARTY DATA**

Name:	Openwave Messaging, Inc.		
Street Address:	eet Address: 2655 Campus Drive		
Internal Address:	ernal Address: Suite 250		
City:	San Mateo		
State/Country:	CALIFORNIA		
Postal Code:	stal Code: 94403		
Entity Type: Corporation: DELAWARE			

# **PROPERTY NUMBERS Total: 3**

Property Type	Number	Word Mark
Serial Number:	86005954	OPENWAVE MESSAGING
Serial Number:	86005950	OPENWAVE MESSAGING
Registration Number:	3117641	EDGE GX

# **CORRESPONDENCE DATA**

**Fax Number:** 8668000282

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.

**Phone:** 2128082700

Email:rizzosd@pepperlaw.comCorrespondent Name:PEPPER HAMILTON LLPAddress Line 1:620 EIGHTH AVENUE

Address Line 2: 37TH FLOOR

Address Line 4: NEW YORK, NEW YORK 10018-1405

ATTORNEY DOCKET NUMBER:	141269.00007	
NAME OF SUBMITTER:	Samantha Rizzo	
SIGNATURE:	/Samantha Rizzo/	
DATE SIGNED:	03/08/2016	

**Total Attachments: 4** 

TRADEMARK
REEL: 005748 FRAME: 0001

source=Release of Security Interest in Trademarks\_OWM\_Wells Fargo#page1.tif source=Release of Security Interest in Trademarks\_OWM\_Wells Fargo#page2.tif source=Release of Security Interest in Trademarks\_OWM\_Wells Fargo#page3.tif source=Release of Security Interest in Trademarks\_OWM\_Wells Fargo#page4.tif

TRADEMARK REEL: 005748 FRAME: 0002

### RELEASE OF SECURITY AGREEMENT IN TRADEMARKS

This RELEASE OF SECURITY AGREEMENT IN TRADEMARKS (this "Release") is dated as of March 7, 2016 by Wells Fargo Bank, National Association, in its capacity as agent for the Lender Group and Bank Product Providers (together with its permitted successors and assigns in such capacity, the "Agent"), in favor of Openwave Messaging, Inc., a Delaware corporation (the "Grantor").

### WITNESSETH:

WHEREAS, pursuant to that certain Credit Agreement, dated November 27, 2013 (as amended, restated, supplemented or otherwise modified from time to time, the "Credit Agreement"), by and among Openwave Messaging Holdings, LLC, a Delaware limited liability company, Openwave Messaging, Inc., a Delaware corporation ("Openwave" together with any other Person that joins the Credit Agreement as a Borrower in accordance with the terms thereof, each individually a "Borrower", and individually and collectively, jointly and severally, the "Borrowers"), the lenders party thereto as "Lenders" (each of such Lenders, together with its successors and assigns, is referred to hereinafter as a "Lender"), and Agent, the Lender Group agreed to make certain financial accommodations available to Borrowers from time to time pursuant to the terms and conditions thereof;

WHEREAS, under the terms and conditions of the Credit Agreement, Grantor was required to enter into and execute a Guaranty and Security Agreement, dated as of November 27, 2013 (including all annexes, exhibits or schedules thereto, as from time to time amended, restated, supplemented or otherwise modified the "Guaranty and Security Agreement");

WHEREAS, pursuant to the Guaranty and Security Agreement, Grantor was required to execute and deliver to Agent, for the benefit of the Lender Group and the Bank Product Providers, a Trademark Security Agreement, dated as of November 27, 2013 (the "<u>Trademark Security Agreement</u>"), which was recorded with the United States Patent and Trademark Office on December 3, 2013, at Reel/Frame No. 005165/0834;

WHEREAS, pursuant to the Credit Agreement, Guaranty and Security Agreement, and Trademark Security Agreement, the Grantor granted to Agent, for the benefit of the Lender Group and Bank Product Providers, a security interest in and to all of its right, title and interest in, to and under the Trademark Collateral (as defined in the Trademark Security Agreement), including those United States registered trademarks and trademark licenses specifically listed on Schedule I attached hereto and the goodwill associated therewith; and

WHEREAS, the Obligations have been repaid, and the Agent, for the benefit of the Lender Group and the Bank Product Providers, desires to terminate and release its security interest in the Trademark Collateral.

NOW, THEREFORE, in consideration of the premises and for good and valuable consideration, the sufficiency of which is hereby acknowledged, the Agent, for the benefit of the Lender Group and the Bank Product Providers, hereby agrees as follows:

TRADEMARK REEL: 005748 FRAME: 0003

- I. <u>Definitions</u>. Unless otherwise defined herein, capitalized terms used but not expressly defined herein shall have the meanings given to them in the Guaranty and Security Agreement, or if not defined therein, in the Credit Agreement.
- II. <u>Release of Security Interest</u>. The Agent, for the benefit of the Lender Group and the Bank Product Providers, hereby releases and terminates its security interest under the Guaranty and Security Agreement and Trademark Security Agreement, in all of the Grantor's rights, title and interest in, to and under the Trademark Collateral, including, but not limited to, those United States registered trademarks and trademark licenses set forth on <u>Schedule I</u> hereto and the goodwill associated therewith, and hereby reassigns any and all interest that it may have therein to the Grantor.
- III. <u>Filing of the Release</u>. The Agent hereby authorizes the filing of this Release in the United States Patent and Trademark Office by the Grantor, at the Grantor's sole cost and expense.

[Signature Page to Follow]

#38033019 v2

TRADEMARK REEL: 005748 FRAME: 0004 IN WITNESS WHEREOF, the undersigned has executed this Release by its duly authorized officer as of the date first above written.

WELLS FARGO BANK, NATIONAL ASSOCIATION, a national banking association

By:

Name: Nichol Shunct

Title: Digector

[Signature Page to Release of Security Agreement in Trademarks]

# SCHEDULE I TO TRADEMARK RELEASE OF SECURITY AGREEMENT

# TRADEMARK REGISTRATIONS/APPLICATIONS

No.	Grantor	Country	Trademark Title	Registration. No.	Date Registered
1.	Openwave Messaging, Inc.	US	OPENWAVE MESSAGING	86005954	07/09/2013
2.	Openwave Messaging, Inc.	US	OPENWAVE MESSAGING	86005950	07/09/2013
3.	Openwave Messaging, Inc.	US	EDGE GX	3117641	07/18/2006

#38033019 v2

**RECORDED: 03/08/2016** 

TRADEMARK REEL: 005748 FRAME: 0006