

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM418598

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	RELEASE OF SECURITY INTEREST

## CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
PACIFIC WESTERN BANK, as successor in interest to Square 1 Bank		02/21/2017	STATE CHARTERED BANK: CALIFORNIA

## RECEIVING PARTY DATA

<b>Name:</b>	FONALITY, INC.
<b>Street Address:</b>	6900 NORTH DALLAS PARKWAY
<b>Internal Address:</b>	SUITE 250
<b>City:</b>	PLANO
<b>State/Country:</b>	TEXAS
<b>Postal Code:</b>	75024
<b>Entity Type:</b>	Corporation: DELAWARE

## PROPERTY NUMBERS Total: 31

Property Type	Number	Word Mark
Registration Number:	4565440	FON
Registration Number:	4534818	FON
Registration Number:	4564472	FON
Registration Number:	4625191	FON
Registration Number:	3203117	HUD
Registration Number:	3358097	PBXTRA
Registration Number:	3263210	TRIXBOX
Registration Number:	3190323	ENTERPRISE TELEPHONY. AFFORDABLE PRICE.
Registration Number:	3277126	COMMUNICATE OPENLY
Registration Number:	3200651	MANAGE YOUR BUSINESS, NOT YOUR PHONE SYS
Registration Number:	3116436	BIG BUSINESS PHONE SYSTEM. SMALL BUSINES
Registration Number:	3319547	PBXTRA
Registration Number:	3824023	UNBOUND
Registration Number:	3588739	CEO/JANITOR'S BLOG
Registration Number:	3544877	FINDME
Registration Number:	3544871	BOOMERANG
Registration Number:	3387125	FONCALL

CH \$790.00 4565440

TRADEMARK

Property Type	Number	Word Mark
Registration Number:	3404755	TRIXNET
Registration Number:	3573361	HYBRID-HOSTED
Registration Number:	3404661	ANYWHERE MANAGEMENT
Registration Number:	3417257	FONALITY
Registration Number:	3356020	COMMUNICATE OPENLY
Registration Number:	3328944	TRIXBOX
Registration Number:	3287206	THE OPEN PLATFORM FOR BUSINESS TELEPHONY
Registration Number:	3316974	FTOCC
Registration Number:	3402724	TRIXCON
Registration Number:	3301043	FONALITY COMMUNICATE OPENLY
Registration Number:	3303300	TRIXBOX
Registration Number:	2943529	FONALITY
Serial Number:	85251502	FONX
Registration Number:	4983824	FONALITY

**CORRESPONDENCE DATA**

**Fax Number:** 9193541278  
*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:** 919-314-3086  
**Email:** diligencereview@square1bank.com  
**Correspondent Name:** PACIFIC WESTERN BANK  
**Address Line 1:** 406 BLACKWELL STREET  
**Address Line 2:** SUITE 240  
**Address Line 4:** DURHAM, NORTH CAROLINA 27701

<b>NAME OF SUBMITTER:</b>	NICHOLAS NANCE
<b>SIGNATURE:</b>	/NICHOLASNANCE-TKF/
<b>DATE SIGNED:</b>	03/07/2017

**Total Attachments: 6**  
source=fonality- signed IP release#page1.tif  
source=fonality- signed IP release#page2.tif  
source=fonality- signed IP release#page3.tif  
source=fonality- signed IP release#page4.tif  
source=fonality- signed IP release#page5.tif  
source=fonality- signed IP release#page6.tif

## RELEASE OF SECURITY INTEREST

This Release of Security Interest is made as of February 21, 2017, by **PACIFIC WESTERN BANK**, a California state chartered bank (as successor in interest by merger to Square 1 Bank) ("Lender"), in favor of **FONALITY, INC.**, a Delaware corporation ("Company") with its principal place of business located at 6900 North Dallas Parkway, Suite 250, Plano, TX 75024.

### Recitals

WHEREAS Company granted to Lender a security interest in its copyrights, patents and trademarks, including without limitation the patents and trademarks described on Exhibits A and B attached hereto, respectively, (collectively, the "Intellectual Property") under an Intellectual Property Security Agreement dated as of January 30, 2013 (the "Security Agreement"), and recorded with the US Patent and Trademark Office on February 5, 2013 at Reel and Frame Number 4956/0202 and on March 17, 2015 at Reel and Frame Number 5480/0237 (trademarks) and on February 5, 2013 at Reel and Frame Number 029759/0673 and on March 17, 2015 at Reel and Frame Number 035180/0483 (patents); and

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

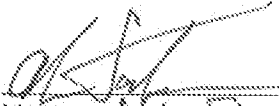
NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, and upon the terms set forth in this Release, the parties hereby agree as follows:

1. Incorporation of Prior Agreements. All terms capitalized but not otherwise defined herein shall have the same meanings set forth in the Security Agreement.
2. Release of Security Interests. Lender hereby terminates and releases all of its security interests in the Intellectual Property, including but not limited to, the following:
  - a. all of Lender's rights, title and interest in, to and under the Intellectual Property, including without limitations, the Intellectual Property listed on Exhibits A and B attached hereto;
  - b. all proceeds of the Intellectual Property;
  - c. the goodwill of the businesses with which the Intellectual Property is associated;
  - d. all causes of action arising prior to or after the date hereof for infringement of any of the Intellectual Property or unfair competition regarding the same, including the right to sue for past, present and future infringements; and
  - e. all rights corresponding thereto throughout the world and all re-issues, divisions, continuations, renewals, extensions and continuations-in-part thereof.

3. Further Assurances. At the sole cost and expense of Company, Lender agrees to execute further papers (including, without limitation, the execution and delivery of any and all affidavits, declarations, oaths, samples, exhibits, specimens, assignments, powers of attorney or other documentation) and to do such other acts as may be necessary or requested by Company to effect the release of the security interests contemplated hereby.

LENDER:

PACIFIC WESTERN BANK

  
Name: ALLEN FALKENBERG  
Title: VP

406 Blackwell Street  
Suite 240  
Durham, NC 27701

**EXHIBIT A****Patents**

Lender's security interest in the following patents was recorded at the US Patent and Trademark Office on February 5, 2013 at Reel and Frame Number 029759/0673:

<b>Description</b>	<b>Registration OR Application Number</b>	<b>Registration OR Filing Date</b>
Mobile Use of a PBX System	8,780,925	07/15/2014
System and Method for Centralized Presence Management of Local and Remote Users	8,693,659	04/08/2014
System and Method for Providing Single Click Enterprise Communication	8,499,246	07/30/2013
System and Method for Event Driven Browser Launch	8,495,653	07/23/2013
System and Method for Providing Carrier-Independent VoIP Communication	12/228,301	08/11/2008
System and Method for Providing Configuration Synchronicity	8,719,386	05/06/2014
System and Method for Automatic Insertion of Call Intelligence in an Information System	12/405,197	03/16/2009
System and Method for Utilizing Customer Data in a Communication System	9,443,244	09/13/2016
Intelligent Presence Management in a Communication Routing System	8,976,952	03/10/2015
Intelligent Presence Management in a Communication Routing System	8,098,810	01/17/2012
System and Method for Distributed Communication Control within an Enterprise	8,341,535	12/25/2012

Description	Registration OR Application Number	Registration OR Filing Date

Lender's security interest in the following patents was recorded at the US Patent and Trademark Office on **March 17, 2015** at Reel and Frame Number **035180/0483**:

Description	Registration OR Application Number	Registration OR Filing Date
Universal Queuing for inbound communications	8,379,832	2/19/2013
Universal Queuing for inbound communications	8,571,202	10/29/2013
System and method for providing single click enterprise communication	9,395,873	07/19/2016
Universal Queuing for inbound communications	9,001,993	04/07/2015
System and Method for Distributed Communication Control with an Enterprise	8,787,548	7/22/2014
System and Method for Event Driven Browser Launch	8,832,717	09/09/2014

**EXHIBIT B****Trademarks**

Lender's security interest in the following trademarks was recorded at the US Patent and Trademark Office on **February 5, 2013** at Reel and Frame Number **4956/0202**:

<u>Description</u>	<u>Registration/ Serial Number</u>	<u>Registration/ Application Date</u>
FON	4565440	07/08/2014
FON	4534818	05/20/2014
FONX	85251502	02/25/2011
FON	4564472	07/08/2014
FON	4625191	10/21/2014
HUD	3203117	01/23/2007
PBXTRA	3358097	12/18/2007
TRIXBOX	3263210	07/10/2007
ENTERPRISE TELEPHONY. AFFORDABLE PRICE.	3190323	12/26/2006
COMMUNICATE OPENLY	3277126	08/07/2007
MANAGE YOUR BUSINESS, NOT YOUR PHONE SYSTEM.	3200651	01/23/2007
BIG BUSINESS PHONE SYSTEM. SMALL BUSINESS PRICE.	3116436	07/18/2006
PBXTRA	3319547	10/23/2007
UNBOUND	3824023	07/27/2010
CEO/JANITOR'S BLOG	3588739	03/10/2009
FINDME	3544877	12/09/2008
BOOMERANG	3544871	12/09/2008
FONCALL	3387125	02/19/2008
TRIXNET	3404755	04/01/2008
HYBRID-HOSTED	3573361	02/10/2009
ANYWHERE MANAGEMENT	3404661	04/01/2008
FONALITY	3417257	04/29/2008
COMMUNICATE OPENLY	3356020	12/18/2007

<u>Description</u>	<u>Registration/ Serial Number</u>	<u>Registration/ Application Date</u>
TRIXBOX	3328944	11/06/2007
THE OPEN PLATFORM FOR BUSINESS TELEPHONY	3287206	08/28/2007
FTOCC	3316974	10/23/2007
TRIXCON	3402724	03/25/2008
FONALITY COMMUNICATE OPENLY	3301043	10/02/2007
TRIXBOX	3303300	10/02/2007
FONALITY	2943529	04/26/2005

Lender's security interest in the following trademarks was recorded at the US Patent and Trademark Office on **March 17, 2015** at Reel and Frame Number **5480/0237**:

<u>Description</u>	<u>Registration/ Serial Number</u>	<u>Registration/ Application Date</u>
FONALITY	4983824	06/21/2016