

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM462158

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Personal Communication Systems, Inc.		12/28/2017	Corporation: NORTH CAROLINA
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	West Interactive Services Corporation		
<b>Street Address:</b>	11808 MIRACLE HILLS DRIVE		
<b>City:</b>	OMAHA		
<b>State/Country:</b>	NEBRASKA		
<b>Postal Code:</b>	68154		
<b>Entity Type:</b>	Corporation: DELAWARE		
<b>PROPERTY NUMBERS Total: 8</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	3090322	PHONETREE	
<b>Registration Number:</b>	3106199	PHONETREE	
<b>Registration Number:</b>	3550090		
<b>Registration Number:</b>	3550086	PHONETREE	
<b>Registration Number:</b>	4221611	HEALTHWAVE	
<b>Registration Number:</b>	4221610	VOICEWAVE	
<b>Registration Number:</b>	4394702	PHONETREE	
<b>Registration Number:</b>	4656660	HEALTHWAVE CONNECT	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>			
<i>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.</i>			
<b>Phone:</b>	402-716-1253		
<b>Email:</b>	TNTILDEN@WEST.COM		
<b>Correspondent Name:</b>	WEST CORPORATION C/O TOM TILDEN		
<b>Address Line 1:</b>	11808 MIRACLE HILLS DRIVE		
<b>Address Line 2:</b>	MS W11-LEGAL		
<b>Address Line 4:</b>	OMAHA, NEBRASKA 68154		
<b>NAME OF SUBMITTER:</b>	Michael B. Johannesen		

CH \$215.00 3090322

<b>SIGNATURE:</b>	/Michael B. Johannesen/
<b>DATE SIGNED:</b>	02/14/2018
<b>Total Attachments: 14</b> source=05. Intellectual Property Assignment#page1.tif source=05. Intellectual Property Assignment#page2.tif source=05. Intellectual Property Assignment#page3.tif source=05. Intellectual Property Assignment#page4.tif source=05. Intellectual Property Assignment#page5.tif source=05. Intellectual Property Assignment#page6.tif source=05. Intellectual Property Assignment#page7.tif source=05. Intellectual Property Assignment#page8.tif source=05. Intellectual Property Assignment#page9.tif source=05. Intellectual Property Assignment#page10.tif source=05. Intellectual Property Assignment#page11.tif source=05. Intellectual Property Assignment#page12.tif source=05. Intellectual Property Assignment#page13.tif source=05. Intellectual Property Assignment#page14.tif	

**INTELLECTUAL PROPERTY ASSIGNMENT AGREEMENT**

**THIS INTELLECTUAL PROPERTY ASSIGNMENT AGREEMENT** (this "IP Assignment") is entered into as of this 28<sup>th</sup> day of December, 2017 (the "Closing Date") pursuant and subject to that certain Amended and Restated Asset Purchase Agreement, dated December 28, 2017 (the "Purchase Agreement"), by and among Personal Communication Systems, Inc., a North Carolina corporation (the "Company"; sometimes referred to herein as "Assignor"), A.J. DiBianca, Anthony B. DiBianca, Richard Moore and West Interactive Services Corporation, a Delaware corporation (the "Assignee"). Capitalized terms used herein but not otherwise defined shall have the meanings ascribed to them in the Purchase Agreement.

WHEREAS, the Assignor is the owner of the Owned Intellectual Property; and

WHEREAS, the Assignor has agreed to assign, deliver and convey to the Assignee, and the Assignee has agreed to acquire from the Assignor, all right, title and interest in and to the Owned Intellectual Property, as more fully set forth below;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. ***Sale, Transfer and Assignment of the Owned Intellectual Property.*** The Assignor does, on the Closing Date and pursuant to the terms and conditions set forth in the Purchase Agreement, hereby assign, sell, transfer and convey to the Assignee and its successors and assigns, all of the Assignor's right, title and interest in and to the Owned Intellectual Property, including without limitation, the Owned Intellectual Property identified on Schedule 1 attached hereto, together with all of the goodwill symbolized by or associated with such Owned Intellectual Property.

2. ***Binding Instrument.*** This IP Assignment shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns. All representations, warranties, covenants, agreements and indemnities contained in the Purchase Agreement or any other agreement executed by the parties in connection with the transaction contemplated by the Purchase Agreement (the "Transaction Agreements") shall survive the execution and delivery of this IP Assignment and shall continue in full force and effect, in each case, as and to the extent provided in the Transaction Agreements. If there is any conflict between the terms and provisions of this IP Assignment and those of the Purchase Agreement, the terms of the Purchase Agreement shall control.

3. ***Counterparts.*** This IP Assignment may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument, and facsimile, photostatic and PDF copies of signatures to this IP Assignment (including copies received as attachments to electronic mail) shall be deemed to be originals and may be relied upon with the same force and effect as originals.

4. ***Governing Law.*** This IP Assignment shall be governed by and construed in accordance with the laws of the State of Delaware, without reference to the choice of law principles thereof.

5. *Amendment.* This IP Assignment may not be modified or amended without the prior written consent of the parties hereto.

*[Signature Page Follows]*

IN WITNESS WHEREOF, the undersigned have executed this Intellectual Property Assignment Agreement on, and effective as of, the Closing Date.

ASSIGNOR:

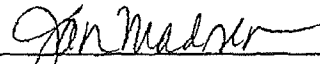
PERSONAL COMMUNICATION SYSTEMS,  
INC.

DocuSigned by:  
By: Anthony J. DiBianca  
867693190EC448E...  
Name: Anthony J DiBianca  
Title: CEO, President

ACKNOWLEDGED AND ACCEPTED BY:

ASSIGNEE:

WEST INTERACTIVE SERVICES  
CORPORATION

By: 

Name: Jan D. Madsen

Title: Chief Financial Officer & Treasurer

Signature Page to IP Assignment

**TRADEMARK**  
**REEL: 006275 FRAME: 0410**

**SCHEDULE 1  
OWNED INTELLECTUAL PROPERTY**

All Owned Intellectual Property which is used or held for use in connection with the Business, including without limitation:

**US and Foreign Patents and Patents Pending**

Name	Document Number	Publication Type	Inventors	Jurisdiction
"METHODS AND SYSTEMS FOR SENDING REMINDERS AND NOTIFICATIONS ASSOCIATED WITH APPOINTMENT AND PROFILE DATABASES"	U.S. Patent Application No. 62/544,494		Andrew Hairston, Brian Matsik, Frank Frye, Samuel Sapp, Steve Jones, Timothy Frye, Trevor McDonald, Anthony DiBianca, Gregory Campana, Sharon Hamilton, Nathan Cramer	U.S.

**US and Foreign Trademarks and Service Marks**

Name	Document Number	Type	Jurisdiction
(See attached trademarks list)			

**Registered Domain Names**

Domain Name
phonetree.com
phonetreestaging.com
healthwaveonline.com
phonetreehosted.com
phonetreesurvey.com
voicewaveonline.com
healthwaveconnect.com
phonetreeondemand.com
phonetreeservice.com
phonetreeoffers.com
healthwaveconnect-preprod.com
my-health-info.com
voicewaveonline-preprod.com

## Owned Intellectual Property - Company Software

Name
All source repositories, software assets, design collateral, and documentation used in the delivery of Company products or services or the support and maintenance thereof.



<u>Trademark</u>	<u>TM Logo</u>	<u>Country</u>	<u>Trademark Status</u>	<u>Application No</u>	<u>Application Date</u>	<u>Registration No</u>	<u>Registration Date</u>	<u>Int. Classes</u>
HEALTHWAVE CONNECT		Canada	Registered	1611457	Jan 25 2013	TMA928690	Feb 11 2016	9, 38

[9] Electrical, scientific and teaching apparatus and software [38]  
Telecommunications

PRONETREE		Canada	Registered	1491689	Aug 9 2010	TMA806,685	Sep 14 2011	9, 38
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[9] Electrical, scientific and teaching apparatus and software [38]  
Telecommunications

<u>Trademark</u>	<u>TM Logo</u>	<u>Country</u>	<u>Trademark Status</u>	<u>Application No</u>	<u>Application Date</u>	<u>Registration No</u>	<u>Registration Date</u>	<u>Int. Classes</u>
ARC DESIGN		United States of America	Registered	77470825	May 9 2008	3550090	Dec 23 2008	9, 38

[9] Telephone calling machines; computer communications software for the recording and subsequent transmission of voice messages by telephone [38] Electronic voice messaging services, namely, the recording and subsequent transmission of voice messages by telephone

HEALTHWAVE		United States of America	Registered	85556739	Feb 29 2012	4221611	Oct 9 2012	9, 38
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[9] Computer communications software for the recording and subsequent transmission of messages by voice, text and email; electronic communications systems comprised of computer hardware and software for the transmission of data between two points [38]

Telecommunications services, namely, voice, text and email messaging services

[9] downloadable computer communications software for the recording and subsequent transmission of messages by voice, text and email; electronic communications systems comprised of computer hardware and software for the transmission of data between two points [38] Telecommunications services, namely, voice, text and email messaging services

HEALTHWAVE CONNECT

HEALTHWAVE CONNECT

United States of America

Registered 85686624

Jul 25 2012

4656660

Dec 16 2014

9, 38

PHONE TREE

United States of America

Registered 74084122

Aug 1 1990

1692617

Jun 9 1992

9

[9] telephone calling machine

PHONETREE

United States of America

Registered 78642378

Jun 2 2005

3090322

May 9 2006

9

[9] Computer communications software for the recording and subsequent transmission of voice messages by telephone

PHONETREE

PhonTree

United States of America

Registered 78538441

Dec 27 2004

3106199

Jun 20 2006


38

[38] Electronic voice messaging, namely, the recording and subsequent transmission of voice messages by telephone

[9] computer

PHONETREE PHONETREE United  
 States of Registered 85601670 Apr 18 2012 4394702 Sep 3 2013 9, 38  
 America

communications software for the transmission of messages by text and/or email (dates of first use 06/17/2010); electronic communications systems comprised of computer hardware and software for the transmission of data between two points [38] Telecommunications services, namely, text and email messaging services

PHONETREE AND ARC DESIGN  United States of Registered 77470796 May 9 2008 3550086 Dec 23 2008 9, 38  
 America

[9] Telephone calling machines; computer communications software for the recording and subsequent transmission of voice messages by telephone [38] Electronic voice messaging services, namely, the recording and subsequent transmission of voice messages by telephone

VOICEWAVE VOICEWAVE United States of Registered 85556735 Feb 29 2012 4221610 Oct 9 2012 9, 38  
 America

[9] Computer communications software for the recording and subsequent transmission of messages by voice, text and email; electronic communications systems comprised of computer hardware and software for the transmission of data between two points [38]

Telecommunications  
services, namely, voice,  
text and email messaging  
services

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HEALTHWAVE CONNECT		Canada	Registered	1611457	Jan 25 2013	TMA928690	Feb 11 2016	9, 38

[9] Electrical, scientific and teaching apparatus and software [38]  
Telecommunications

PHONETREE		Canada	Registered	1491689	Aug 9 2010	TMA806,685	Sep 14 2011	9, 38
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HEALTHWAVE		United States of America	Registered	85556739	Feb 29 2012	4221611	Oct 9 2012	9, 38

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Telecommunications services, namely, voice, text and email messaging services

HEALTHWAVE CONNECT  
HEALTHWAVE CONNECT  
United States of America  
Registered 85686624 Jul 25 2012 4656660 Dec 16 2014 9, 38

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PHONE TREE  
United States of America  
Registered 74084122 Aug 1 1990 1692617 Jun 9 1992 9

[9] telephone calling machine

PHONETREE PHONETREE  
United States of America  
Registered 78642378 Jun 2 2005 3090322 May 9 2006 9

[9] Computer communications software for the recording and subsequent transmission of voice messages by telephone

PHONETREE PHONETREE  
United States of America  
Registered 78538441 Dec 27 2004 3106199 Jun 20 2006 38

[38] Electronic voice messaging, namely, the recording and subsequent transmission of voice messages by telephone  
[9] computer

PHONETREE PHONETREE United  
States of Registered 85601670 Apr 18 2012 4394702 9, 38  
America

communications software  
for the transmission of  
messages by text and/or  
email (dates of first use  
06/17/2010); electronic  
communications systems  
comprised of computer  
hardware and software for  
the transmission of data  
between two points [38]  
Telecommunications  
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PHONETREE AND ARC DESIGN Phonetree United  
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and email; electronic  
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Telecommunications  
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