# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM708441

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Termination and Release of Security Interest in Trademarks (Reel 7452, Frame 0007)

# **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Morgan Stanley Senior Funding, Inc., as Collateral Agent		12/07/2021	Corporation: DELAWARE

# **RECEIVING PARTY DATA**

Name:	Riverbed Technology, Inc.
Street Address:	680 Folsom St.
City:	San Francisco
State/Country:	CALIFORNIA
Postal Code:	94107
Entity Type:	Corporation: DELAWARE
Name:	Aternity LLC
Street Address:	125 Cambridge Park Drive
City:	Cambridge
State/Country:	MASSACHUSETTS
Postal Code:	02140
Entity Type:	Limited Liability Company: DELAWARE

# **PROPERTY NUMBERS Total: 44**

Property Type	Number	Word Mark
Registration Number:	4019249	AIRPCAP
Registration Number:	2640368	APPDOCTOR
Registration Number:	4529958	APPNETWORK PATH
Registration Number:	3945467	CLOUD STEELHEAD
Registration Number:	4013887	FLOWTRAQ
Registration Number:	5558484	FLOWTRAQ
Registration Number:	3509974	INTERCEPTOR
Registration Number:	2714573	ITGURU
Registration Number:	2632421	NETBIZ
Serial Number:	90554897	NETDOCTOR
Registration Number:	5171154	NETSHARK

TRADEMARK REEL: 007634 FRAME: 0582

900675795

Property Type	Number	Word Mark
Registration Number:	2572789	OPNET
Registration Number:	2793084	QUICKPREDICT
Registration Number:	3412949	RIOS
Registration Number:	4807917	RIVERBED
Registration Number:	2931934	RIVERBED
Registration Number:	3858623	RIVERBED
Registration Number:	4715011	RIVERBED
Registration Number:	6380640	RIVERBED
Registration Number:	5742906	RIVERBED
Registration Number:	3351860	RIVERBED
Registration Number:	6430790	RIVERBED RISE
Registration Number:	6104633	RIVERBED RISE
Registration Number:	5773470	RIVERBED RISE
Registration Number:	5625899	RIVERCAST
Registration Number:	5628049	STEELCENTRAL
Serial Number:	90431948	STEELCONNECT
Registration Number:	5498086	STEELFLOW
Registration Number:	5763661	STEELFUSION
Registration Number:	2981947	STEELHEAD
Registration Number:	5486784	STEELHEAD
Registration Number:	5438498	STEELSCRIPT
Registration Number:	5644785	STEELSUPPORT
Registration Number:	5944850	THE DIGITAL PERFORMANCE COMPANY
Registration Number:	4564801	UCEXPERT
Registration Number:	4564780	UNIFIED COMMUNICATIONS XPERT
Registration Number:	3895227	VIRTUAL STEELHEAD
Registration Number:	2988142	VNE SERVER
Registration Number:	4414801	WINPCAP
Registration Number:	4869456	WTA
Serial Number:	90322178	ATERNITY
Registration Number:	3817783	ATERNITY
Registration Number:	4013071	ATERNITY
Registration Number:	6302800	DEM-Q

# **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.

**Phone:** 8004945225

**Email:** ipteam@cogencyglobal.com

Correspondent Name: JAY DASILVA

Address Line 1: 1025 CONNECTICUT AVE., NW, STE. 712

Address Line 2: COGENCY GLOBAL INC.

Address Line 4: WASHINGTON, D.C. 20036

ATTORNEY DOCKET NUMBER:	1556302 1L TM REL 6
NAME OF SUBMITTER:	Theresa Volano
SIGNATURE:	/Theresa Volano/
DATE SIGNED:	02/15/2022

### **Total Attachments: 9**

source=6. Riverbed - 1L Trademark Release for RF 7452-0007#page3.tif source=6. Riverbed - 1L Trademark Release for RF 7452-0007#page4.tif source=6. Riverbed - 1L Trademark Release for RF 7452-0007#page5.tif source=6. Riverbed - 1L Trademark Release for RF 7452-0007#page6.tif source=6. Riverbed - 1L Trademark Release for RF 7452-0007#page7.tif source=6. Riverbed - 1L Trademark Release for RF 7452-0007#page8.tif source=6. Riverbed - 1L Trademark Release for RF 7452-0007#page9.tif source=6. Riverbed - 1L Trademark Release for RF 7452-0007#page10.tif source=6. Riverbed - 1L Trademark Release for RF 7452-0007#page11.tif

# TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS

TERMINATION AND RELEASE OF SECURITY INTEREST IN TRADEMARKS (this "<u>Agreement</u>") dated as of December 7, 2021, is made by Morgan Stanley Senior Funding, Inc., as Collateral Agent (the "<u>Secured Party</u>"), in favor of Riverbed Technology, Inc., a Delaware corporation and Aternity LLC, a Delaware limited liability company (each a "Pledgor" and collectively, the "Pledgors").

### WITNESSETH:

WHEREAS, in connection with that certain Security Agreement dated as of April 24, 2015 (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the "Security Agreement"), the Secured Party was granted a security interest in all of its right, title and interest in, to and under the Trademark Collateral (as defined in the applicable Trademark Security Agreement) from the Pledgors (all capitalized terms used herein, but not otherwise defined herein, shall have the meanings set forth or referenced in the Security Agreement, as applicable);

WHEREAS, pursuant to the Security Agreement, Pledgors executed and delivered that certain Trademark Security Agreement, dated as of April 24, 2015, that certain Trademark Security Agreement, dated as of July 3, 2019, that certain Trademark Security Agreement dated as of June 16, 2020, that certain Trademark Security Agreement dated as of December 31, 2020, and that certain Trademark Security Agreement Supplement dated as of October 13, 2021 (collectively, the "Trademark Security Agreements"), for recordal with the United States Patent and Trademark Office;

WHEREAS, the Trademark Security Agreement dated as of April 24, 2015 was recorded by the United States Patent and Trademark Office on May 1, 2015 at Reel/Frame 5508/0033;

WHEREAS, the Trademark Security Agreement dated as of July 3, 2019 was recorded by the United States Patent and Trademark Office on July 10, 2019 at Reel/Frame 6691/0106;

WHEREAS, the Trademark Security Agreement dated as of June 16, 2020 was recorded by the United States Patent and Trademark Office on June 17, 2020 at Reel/Frame 6972/0269;

WHEREAS, the Trademark Security Agreement dated as of December 31, 2020 was recorded by the United States Patent and Trademark Office on March 3, 2021 at Reel/Frame 7209/0681 and 7209/0689;

WHEREAS, the Trademark Security Agreement dated as of October 13, 2021 was recorded by the United States Patent and Trademark Office on October 14, 2021 at Reel/Frame 7452/0007; and

WHEREAS, the Secured Party now wishes to release its liens on, and security interests in, the Trademark Collateral (as defined in the Trademark Security Agreements), including, without limitation, the trademarks as set forth on <u>Schedule A</u> attached hereto.

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, and upon the terms set forth in this Agreement, the Secured Party hereby states as follows:

- 1. <u>Release of Security Interest</u>. The Secured Party hereby terminates, releases and discharges all of its security interest in the Trademark Collateral, and reassigns to each Pledgor any and all right, title and interest that it may have in or to the Trademark Collateral of such Pledgor pursuant to the Security Agreement and the Trademark Security Agreements, in each case without recourse to the Secured Party and without representation or warranty of any kind.
- 2. <u>Recordation</u>. The Pledgors or their authorized agent is authorized to record this Agreement with the USPTO.
- 3. <u>Governing Law</u>. This Agreement and the rights and obligations of the parties under this agreement shall be construed in accordance with and governed by the laws of the State of New York.
- 4. <u>Further Assurances</u>. The Secured Party shall take all further actions, and provide to the Pledgors and their successors, assigns or other legal representatives, such cooperation and assistance (including, without limitation, the execution and delivery of any documents or other instruments), reasonably requested by the Pledgors, and at Pledgors' cost and expense, to more fully and effectively effectuate the release of liens contemplated hereby.

IN WITNESS WHEREOF, the undersigned has executed this Agreement by its duly authorized officer as of the date first above written.

MORGAN STANLEY SENIOR FUNDING, INC., as Collateral Agent

Name: Lisa Hanson

Title: Authorized Signatory

[Signature Page to 1L Trademark Release]

Exhibit I

# TRADEMARK REGISTRATIONS AND APPLICATIONS

Reel/Frame 7452/0007

# Riverbed Technology, Inc.

S	VS	S	Sn	Sn	Sn	Country
FLOWTRAQ & Color Design	FLOWTRAQ	CLOUD STEELHEAD	APPNETWORK PATH	APPDOCTOR	<b>US</b> AIRPCAP Registered 85/234841 04-Feb- 2011	Trademark Name
Registered	Registered	Registered	Registered	Registered	Registered	Status
87/447105	85/136533	77/888907	85/404742	76/008609	85/234841	Application No.
12-May- 2017	23-Feb- 2010	08-Dec- 2009	23-Aug- 2011	24-Mar- 2000	04-Feb- 2011	Filing Date
5558484	4013887	3945467	4529958	2640368		
11-Sep-2018	16-Aug-2011	12-Apr-2011	13-May-2014	22-Oct-2002	4019249 30-Aug-2011 34963- 215289	Registration Date
34963- 277348	34963- 277349	34963- 209755	34963- 225871	34963- 225975	34963- 215289	B&T Ref.

CS	US	US	us c	S	US	S	US	US	US	Country Tr
RIVERBED	RIVERBED	RIOS	QUICKPREDICT	OPNET	NETSHARK	NETDOCTOR	NETBIZ	ITGURU	INTERCEPTOR	Trademark Name
Registered	Registered	Registered	Registered	Registered	Registered	Filed	Registered	Registered	Registered	Status
78/291340	86/519648	78/726412	78/142451	76/008610	87/149318	90/554897	75/901500	78/028203	78/748447	Application No.
22-Aug- 2003	30-Jan- 2015	04-Oct- 2005	09-Jul-2002	24-Mar- 2000	24-Aug- 2016	02-Mar- 2021	24-Jan- 2000	28-Sep- 2000	07-Nov- 2005	Filing Date
2931934	4807917	3412949	2793084	2572789	5171154		2632421	2714573	3509974	Registration No.
08-Mar-2005	08-Sep-2015	15-Apr-2008	09-Dec-2003	#######################################	28-Mar-2017		08-Oct-2002	06-May-2003	30-Sep-2008	Registration Date
34963- 73380	34963- 233540	34963- 78237	34963- 225970	34963- 225973	34963- 258233	34963- 335232	34963- 225974	34963- 225875	34963- 78791	B&T Ref.

US	US	Sn	vs	S	US	US	US	S	SO	Country
STEELCENTRAL	RIVERCAST	RIVERBED RISE	RIVERBED RISE	RIVERBED RISE	riverbed (stylized)	RIVERBED & 2018 Color Design	RIVERBED & 2018 Color Design	RIVERBED	RIVERBED	Trademark Name
Registered	Registered	Registered	Registered	Registered	Registered	Registered	Registered	Registered	Registered	Status
86/320539	87/807222	88/083302	88/083294	88/083299	77/174606	87/839221	87/853979	86/262865	76/699690	Application No.
25-Jun- 2014	22 Feb- 2018	17-Aug- 2018	17-Aug- 2018	17-Aug- 2018	07-May- 2007	19-Mar- 2018	28-Mar- 2018	25-Apr- 2014	30-Sep- 2009	Filing Date
5628049	5625899	5773470	6104633	6430790	3351860	5742906	6380640	4715011	3858623	Registration No.
11-Dec-2018	11-Dec-2018	11-Jun-2019	21-Jul-2020	27-Jul-2021	11-Dec-2007	07-May-2019	28:Mar-2018	07-Apr-2015	12-Oct-2010	Registration Date
34963- 230601	34963- 275489	34963- 285523	34963- 285521	34963- 285522	34963- 78996	34963- 276092	34963- 276093	34963- 229778	34963- 209415	B&T Ref.

Sn	US	Sn	SO	SO	Sn	Sn	Sn	S	Country
UCEXPERT	THE DIGITAL PERFORMANCE COMPANY	STEELSUPPORT	STEELSCRIPT	STEELHEAD	STEELHEAD	STEELFUSION	STEELFLOW	STEELCONNECT	Trademark Name
Registered	Registered	Registered	Registered	Registered	Registered	Registered	Registered	Published	Status
85/706224	87/803750	87/634739	86/320550	86/320554	78/291339	86/320547	86/454246	90/431948	Application No.
17-Aug- 2012	20-Feb- 2018	05-Oct- 2017	25-Jun- 2014	25-Jun- 2014	22-Aug- 2003	25-Jun- 2014	14-Nov- 2014	30-Dec 2020	Filing Date
4564801	5944850	5644785	5438498	5486784	2981947	5763661	5498086		Registration No.
08-Jul-2014	24-Dec-2019	01-Jan-2019	03-Apr-2018	05-Jun-2018	02-Aug-2005	28-May-2019	19-Jun-2018		Registration Date
34963. 225585	34963- 275177	34963- 270096	34963- 230604	34963- 230606	34963- 73379	34963- 230603	34963- 232518	34963. 259579	B&T Ref.

Country Trade	COMN	US VIRTU	US <	VS.	US
Trademark Name	UNIFIED COMMUNICATIONS XPERT	VIRTUAL STEELHEAD	VNE SERVER	WinPcap	WTA
Status	Registered	Registered	Registered	Registered	Registered
Application No.	85/694932	77/888906	78/313382	85/870066	86/454247
Filing Date	03-Aug- 2012	08-Dec- 2009	14-Oct- 2003	07-Mar- 2013	14-Nov- 2014
Registration No.	4564780	3895227	2988142	4414801	4869456
Registration Date	US         UNIFIED         Registered         85/694932         03-Aug-         4564780         08-Jul-2014         34963-           COMMUNICATIONS         2012         225586	21-Dec-2010	23-Aug-2005	08-Oct-2013	15-Dec-2015
B&T Ref.	34963-	34963- 209754	34963- 225881	34963- 215100	34963- 232519

# **Aternity LLC**

Country	Trademark Name	Status	Application No.	Filing Date	Registration No.	Registration Date	B&T Ref.
US	ATERNITY	Filed	90/322178	16-Nov- 2020			34963-328847
US	ATERNITY	Registered	77/882002	30-Nov- 2009	3817783	13-Jul-2010	34963-259969
US	ATERNITY	Registered	77/882014	30-Nov- 2009	4013071	16-Aug- 2011	34963-259970
US	DEM-Q	Registered	88/953676	08-Jun- 2020	6302800	23-Mar- 2021	34963-321426

US-DOCS\121210010.2

RECORDED: 02/15/2022