

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM784915

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE OF SECURITY INTEREST		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
AVENUE VENTURE OPPORTUNITIES FUND, L.P.		02/06/2023	Limited Partnership:
RECEIVING PARTY DATA			
Name:	SCALE COMPUTING, INC.		
Street Address:	525 S. Meridian Street, Suite 3E		
City:	Indianapolis		
State/Country:	INDIANA		
Postal Code:	46225		
Entity Type:	Corporation: DELAWARE		
PROPERTY NUMBERS Total: 7			
Property Type	Number	Word Mark	
Registration Number:	4450405	HC3	
Registration Number:	3786454	SCALE COMPUTING	
Registration Number:	4210728	ICOS	
Registration Number:	4210721	ICOS TECHNOLOGY	
Registration Number:	4032906	VINO & VIRTUALIZATION	
Registration Number:	6493540	HC3 CLOUD UNITY	
Serial Number:	87624706	CLOUD UNITY	
CORRESPONDENCE DATA			
Fax Number:	4159472099		
<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>			
Phone:	4159472169		
Email:	qluflood@wsgr.com		
Correspondent Name:	Wilson Sonsini Goodrich & Rosati, P.C.		
Address Line 1:	One Market Plaza, Spear Tower, Suite 330		
Address Line 4:	San Francisco, CALIFORNIA 94105		
ATTORNEY DOCKET NUMBER:	36992.030		
NAME OF SUBMITTER:	Qui Lu Flood		
SIGNATURE:	/Qui Lu Flood/		

CH \$190.00 4450405

DATE SIGNED:	02/06/2023
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Total Attachments: 5

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**TERMINATION AND RELEASE OF
INTELLECTUAL PROPERTY SECURITY AGREEMENT**

This Termination and Release of Intellectual Property Security Agreement (this “**Termination**”), dated as of February 6, 2023, is executed by AVENUE VENTURE OPPORTUNITIES FUND, L.P., a Delaware limited partnership (“**Lender**”), in favor of SCALE COMPUTING, INC. (“**Grantor**”). All capitalized terms used in this Termination and not otherwise defined herein, shall have the respective meanings given to such terms in the Security Agreement (defined below).

RECITALS

A. Pursuant to that certain Intellectual Property Security Agreement, dated as of December 11, 2020 (“**Security Agreement**”), executed by Grantor in favor of Lender, Grantor granted to Lender a security interest in the IP Collateral (defined below).

B. The Security Agreement was recorded with the Patent Division of the United States Patent and Trademark Office on December 11, 2020 at Reel 054619 and Frame 0825, to evidence the security interest granted under the Security Agreement.

C. The Security Agreement was recorded with the Trademark Division of the United States Patent and Trademark Office on December 11, 2020 at Reel 7135 and Frame 0291, to evidence the security interest granted under the Security Agreement.

D. Lender agrees to terminate and release its security interest in the IP Collateral specified below.

AGREEMENT

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Lender hereby agrees as follows:

(a) Lender expressly terminates and releases all of Lender’s right, title and interest in pursuant to the Security Agreement, to and under the following (collectively, the “**IP Collateral**”):

(i) Intellectual Property (including without limitation those Copyrights, Patents and Trademarks listed on Exhibits A, B and C hereto), and including without limitation all proceeds thereof (such as, by way of example but not by way of limitation, license royalties and proceeds of infringement suits), the right to sue for past, present and future infringements, all rights corresponding thereto throughout the world and all re-issues, divisions continuations, renewals, extensions and continuations-in-part thereof.

(b) Lender represents and warrants that it has the full power and authority to execute this Termination.

(c) Lender authorizes and requests the Trademark and Patent Divisions of the United States Patent and Trademark Office and the United States Copyright Office to record this Termination.

[Signature Page Follows]

IN WITNESS WHEREOF, Lender has executed and delivered this Termination as of the day and year first above written.

AVENUE VENTURE OPPORTUNITIES FUND, L.P.

By: Avenue Venture Opportunities Partners, LLC
Its: General Partner

A handwritten signature in black ink, appearing to be 'Sonia Gardner', written over a horizontal line.

Name: Sonia Gardner
Title: Authorized Signatory

EXHIBIT A

Copyrights

None.

EXHIBIT B

Patents

Title	Application No.	Filing Date	Patent No.	Issue Date
Virtual Devices In A Reliable Distributed Computing System	14554017	11/25/2014	10509662	12/17/2019
Virtual Machine Automated Selection	13841748	03/15/2013	10430216	10/01/2019
Remote Access Latency In A Reliable Distributed Computing System	14554034	11/25/2014	10120594	11/06/2018
Zero Memory Buffer Copying In A Reliable Distributed Computing System	14554012	11/25/2014	10089011	10/02/2018
MANAGEMENT OF BLOCK STORAGE DEVICES BASED ON ACCESS FREQUENCY	15349961	11/11/2016	10740016	08/11/2020
Resource Management In A Virtual Machine Cluster	14554008	11/25/2014	9928092	03/27/2018
TASK DISPATCHER FOR BLOCK STORAGE DEVICES	15227901	08/03/2016	10176023	01/08/2019
Recovery After Data Loss In A Reliable Distributed Computing System	14554025	11/25/2014	9703655	07/11/2017
EFFICIENT MIGRATION OF VIRTUAL STORAGE DEVICES TO A REMOTE NODE USING SNAPSHOTS	14320427	06/30/2014	9542108	01/10/2017
SHARED REFERENCE COUNTERS AMONG A PLURALITY OF VIRTUAL STORAGE DEVICES	14318414	06/27/2014	9436386	09/06/2016
PLACEMENT ENGINE FOR A BLOCK DEVICE	14229748	03/28/2014	9348526	05/24/2016
Techniques For Distributing Tests And Test Suites Across A Network	13183898	07/15/2011	9104651	08/11/2015
Distributed Dynamic System Configuration	13184283	07/15/2011	8949305	02/03/2015
CONDITION DETECTION AND REPORTING IN COMPLEX SYSTEMS	13029872	02/17/2011	8639971	01/28/2014
VIRTUAL MACHINE RESOURCE DISPLAY	13841059	03/15/2013	10019287	07/10/2018
PLACEMENT ENGINE FOR A BLOCK DEVICE	15136831	04/22/2016	9740627	08/22/2017
Unified Hypervisor and Distributed Fault-Tolerant Storage	13901325	05/23/2013	-	-
Transferring Virtual Machines and Resource Localization in a Distributed Fault-Tolerant System	-	-	9077665	03/15/2013
Cluster Computer Display 1	29450081	03/15/2013	-	-
Cluster Computer Display 2	29450089	03/15/2013	-	-
Cluster Computer Display 3	29450098	03/15/2013	-	-
Re-Duplication of De-Duplicated Files in a Fault-Tolerant Distributed Cluster	61909118	11/26/2013	-	-
Unanticipated Operational Requirements in a Reliable Distributed Computing System	61909344	11/26/2013	-	-
Metadata Caches in a Reliable Distributed Computing System	-	-	9830090	11/26/2013
Data Protection Implementation For Block Storage Devices	15173256	06/03/2016	-	-

EXHIBIT C

Trademarks

Mark	Serial No.	Filing Date	Registration No.	Registration Date
HC3	85867503	03/05/2013	4450405	12/17/2013
SCALE COMPUTING	77818553	09/02/2009	3786454	05/04/2010
ICOS	-	12/09/2010	4210728	09/18/2012
ICOS TECHNOLOGY	-	12/07/2010	4210721	09/18/2012
VINO AND VIRTUALIZATION	-	12/21/2010	4032906	09/27/2011
HC3 CLOUD UNITY	87624701	09/27/2017	6493540	09/21/2021
CLOUD UNITY	87624706	09/27/2017	-	-