

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM799047

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	SECURITY INTEREST		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
MessageGears, LLC		02/24/2023	Limited Liability Company: GEORGIA
Swrve New Media Inc		02/24/2023	Corporation: DELAWARE
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Western Alliance Bank		
<b>Street Address:</b>	55 Almaden Boulevard		
<b>City:</b>	San Jose		
<b>State/Country:</b>	CALIFORNIA		
<b>Postal Code:</b>	95113		
<b>Entity Type:</b>	Corporation: ARIZONA		
<b>PROPERTY NUMBERS Total: 2</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Registration Number:</b>	5375084	MESSAGEGEARS	
<b>Registration Number:</b>	5052322	SWRVE	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	2024083141		
<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>	2024083141		
<b>Email:</b>	jean.paterson@cscglobal.com		
<b>Correspondent Name:</b>	CSC		
<b>Address Line 1:</b>	1090 Vermont Avenue, NW		
<b>Address Line 4:</b>	Washington, D.C. 20005		
<b>NAME OF SUBMITTER:</b>	Jean Paterson		
<b>SIGNATURE:</b>	/jep/		
<b>DATE SIGNED:</b>	03/30/2023		
<b>Total Attachments: 12</b>			
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source=3-30-2023 MESSAGEGEARS\_LLC\_US\_TM#page12.tif

AMENDED AND RESTATED INTELLECTUAL PROPERTY SECURITY AGREEMENT

This AMENDED AND RESTATED INTELLECTUAL PROPERTY SECURITY AGREEMENT, dated as of February 24, 2023, (the "Agreement") between WESTERN ALLIANCE BANK, an Arizona corporation ("Lender") and MESSAGEGEARS, LLC, a Georgia limited liability company ("MessageGears"), SWRVE NEW MEDIA INC, a Delaware corporation ("Swrve" and, together with MessageGears, individually and collectively, jointly and severally, "Grantor") is made with reference to the Amended and Restated Loan and Security Agreement, dated as of July 19, 2022 (as amended from time to time, the "Loan Agreement"), between Lender and Grantor. Terms defined in the Loan Agreement have the same meaning when used in this Agreement.

For good and valuable consideration, receipt of which is hereby acknowledged, Grantor hereby covenants and agrees as follows:

To secure the Obligations under the Loan Agreement, Grantor grants to Lender a security interest in all right, title, and interest of Grantor in any of the following, whether now existing or hereafter acquired or created in any and all of the following property (collectively, the "Intellectual Property Collateral"):

(a) copyright rights, copyright applications, copyright registrations and like protections in each work or authorship and derivative work thereof, whether published or unpublished and whether or not the same also constitutes a trade secret, now or hereafter existing, created, acquired or held (collectively, the "Copyrights"), including the Copyrights described in Exhibit A;

(b) trademark and servicemark rights, whether registered or not, applications to register and registrations of the same and like protections, and the entire goodwill of the business of Grantor connected with and symbolized by such trademarks (collectively, the "Trademarks"), including the Trademarks described in Exhibit B;

(c) patents, patent applications and like protections including without limitation improvements, divisions, continuations, renewals, reissues, extensions and continuations-in-part of the same (collectively, the "Patents"), including the Patents described in Exhibit C;

(d) mask work or similar rights available for the protection of semiconductor chips or other products (collectively, the "Mask Works");

(e) trade secrets, and any and all intellectual property rights in computer software and computer software products;

(f) design rights;

(g) claims for damages by way of past, present and future infringement of any of the rights included above, with the right, but not the obligation, to sue for and collect such damages for said use or infringement of the intellectual property rights identified above;

(h) licenses or other rights to use any of the Copyrights, Patents, Trademarks, or Mask Works, and all license fees and royalties arising from such use to the extent permitted by such license or rights;

(i) amendments, renewals and extensions of any of the Copyrights, Trademarks, Patents, or Mask Works; and

(j) proceeds and products of the foregoing, including without limitation all payments under insurance or any indemnity or warranty payable in respect of any of the foregoing.

The rights and remedies of Lender with respect to the security interests granted hereunder are in addition to those set forth in the Loan Agreement, and those which are now or hereafter available to Lender as a matter of law or equity. Each right, power and remedy of Lender provided for herein or in the Loan Agreement, or now or hereafter existing at law or in equity shall be cumulative and concurrent and shall be in addition to every right, power or remedy provided for herein, and the exercise by Lender of any one or more of such rights, powers or remedies does not preclude the simultaneous or later exercise by Lender of any other rights, powers or remedies.

This agreement is an amendment and restatement of that certain Intellectual Property Security Agreement, dated as of May 26, 2020, by MessageGears, as grantor in favor of Bank (as amended, the "Existing

**Intellectual Property Security Agreement**”). MessageGears hereby acknowledges, confirms and agrees that the Existing Intellectual Property Security Agreement is in full force and effect on the date hereof and that the obligations of MessageGears thereunder are valid, binding and enforceable against MessageGears in accordance with the terms thereof. As between Lender, on the one hand, and MessageGears, on the other hand, the terms and conditions of the Existing Intellectual Property Security Agreement are, effective as of the date hereof, amended and restated in their entirety and, as so amended and restated, replaced and superseded by the terms and conditions hereof.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first written above.

**GRANTOR:**

MESSAGEGEARS, LLC

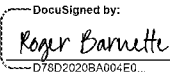
By:   
Name: Roger Barnette  
Title: Chief Executive Officer

**LENDER:**

WESTERN ALLIANCE BANK, an Arizona corporation

By:   
Name: Blake Reid  
Title: Senior Director

SWRVE NEW MEDIA INC

By:   
Name: Roger Barnette  
Title: President

Address for Notices:  
Attn:  
191 Peachtree Street NE, Suite 900  
Atlanta, GA 30303

Address for Notices:  
Attn: 55 Almaden Boulevard, Suite 100  
San Jose, California 95113  
Tel: (408) 556-6501  
Fax: (408) 282-1681

EXHIBIT A

COPYRIGHTS

Please Check if No Copyrights Exist

<u>Type of Work:</u>	<u>Title:</u>	<u>International Standard Serial Number (ISSN):</u>	<u>Registration Number:</u>	<u>Filing Date:</u>	<u>Pre - registered?</u>

Unregistered Copyrights:

- Website content
- Swrve Insider Newsletter
- Blog
- Proprietary Software as set forth in the table below:

<b>Github Repository</b>	<b>Description</b>
account_service	Amplify Account service
active-uuid	Active UUID Test
admin_widgets	Amplify Widgets
aio-adaptors	Amplify Adaptors
aio-chef	Amplify deployment configuration
aio-commons	Amplify common libraries
aio-connectors	Amplify connectors

aio-eventgen	Amplify events
aio-service_commons	Amplify service common libraries
alanquigley-short-projects	Miscellaneous supporting software
alirepo	Miscellaneous supporting software
amplify	Amplify repository
android-geo-sdk	Android Geo SDK
android-location-sdk	Private Locations Android SDK content
android-sdk	Private Android SDK content
aspect-ratios	Visualiser for Aspect Ratios
big_data_sandbox	Miscellaneous supporting software
build-server	A place to store everything related to the CI and CD build servers and builds.
build-server-rq-test	Test repo for build server config mergebot and cd mappings
chef	Chef configuration
chef-opsworks	Chef recipes for AWS Opsworks
city	The City Demo Project
competitor_integrations	Miscellaneous supporting software
config	Configuration files for the Swrve services and apps.
config-cn	Configuration files for the Swrve services and apps deployed in China
config-rq-test	Fake swrve/config
cordova-sdk	Private Cordova SDK content
CostApp	Miscellaneous supporting software
csm_reports	Miscellaneous supporting software
csm-adaptors	Repository for custom adaptors created by CSM
customer_portal	Miscellaneous supporting software
Data	Data Processing Repository
data_export_queries	Used to house the SQL used in the DataExportService
data_service	Miscellaneous supporting software
defiler	Miscellaneous supporting software
developer-portal	Developer portal docs
docker_images	Docker images
docker-base-images	Repository for storing base images dockerfiles

DublinDataTeam	Prototypes, Scripts, tools , reports for the Dublin Data Team
elasticsearch-hadoop-mapper	Elasticsearch hadoop mapper
environment-dev-us-east-1.swrve.com-production	Deployment configuration
environment-dev-us-east-1.swrve.com-staging	Deployment configuration
environment-k8s-fs-us-east-1-green-dev	Deployment configuration
environment-k8s-fs-us-east-1-green-production	Deployment configuration
environment-k8s-fs-us-east-1-green-staging	Deployment configuration
environment-vars	Stores environment variables for git2consul to various environments
event_service	Event service
fluent-plugin-redis-counter	Miscellaneous supporting software
font-awesome-sass	Miscellaneous supporting software
Forge	Deb repository manager and build tool.
GameDemo	The Demo running off the swrve client
gdpr_tools	GDPR Tools
geckboard	Miscellaneous supporting software
git-tools	Various git scripts
graveyard	Miscellaneous supporting software
harness	Miscellaneous supporting software
harnessable	Miscellaneous supporting software
homebrew-adaptiv	Miscellaneous supporting software
hot-tip	A stress-free redux/react tooltip solution
iam2_0_early_prototype	Tool to test out the layout and properties of the new design of IAM 2.0 (won't go into production)
infrastructure_definitions	Deployment configuration
insights	Miscellaneous supporting software
integrations	Miscellaneous supporting software
ios-geo-sdk	Swrve iOS Location SDK <a href="http://www.swrve.com">http://www.swrve.com</a>
ios-location-sdk	Private Locations iOS SDK content
ios-sdk	Private iOS SDK content



jenkins2ci	Using docker-compose to deploy a Jenkins 2 instance
jiraph	Internal project management tool that integrates with Jira
jx-python-demo	Miscellaneous supporting software
kubernetes	Main repository for Kubernetes project
lantern	Campaign Builder Prototype
legal_docs	Tracking for documents that are customer commitments, and legalese.
load-tests	Load test scripts
looker_wb	Miscellaneous supporting software
looker-spinmaster-lookml-test	This is the repository to hold LookML configurations for Spinmaster during the Looker eval period
marketing_site	Marketing site
marketing_site-v2	Marketing site v2
message_service	Amplify message service
monitor	Swrve monitoring tools
mparticle-android	Android mParticle integration
mparticle-ios	iOS mParticle integration
nagios	Monitoring and alerting configuration for Nagios
oisin-short-projects	Oisin messing with things
oozie-workflows	Miscellaneous supporting software
ops	recipes
ops_admin_portal	Miscellaneous supporting software
ops_admin_service	Miscellaneous supporting software
ops-tools	Tooling for ops tasks. Includes scripts, lambda code, docker specs.
opsworks-metrics	Custom chef cookbooks for OpsWorks Metrics stack
portus	Status panel for branches and feature stacks
post_to_sinkserver	Miscellaneous supporting software
private_dispatcher	Amplify private dispatcher
private-cocoapods-repo	Cocoapods repo
public_dispatcher	Amplify public dispatcher
public-helm-charts	Swrve's Helm charts for public consumption.

qa	Miscellaneous supporting software
racer-unity-demo-game	Miscellaneous supporting software
rate-limited-logger	an SLF4J-compatible, simple, fluent API for rate-limited logging in Java
reactnative-sdk	ReactNative SDK
redash	Private copy of <a href="https://github.com/getredash/redash">https://github.com/getredash/redash</a> with Swrve customizations
release	A place for release automation bits'n'bobs
release-queue	Release Process Automation
report_service	Amplify report service
roku-sdk	Roku SDK
rubocop_ambiguous_identifiers	Miscellaneous supporting software
rule_service	Amplify Rule Service
sales_support_tools	Miscellaneous supporting software
sdk-build-server	SDK CI build configuration (jobs, pipelines, etc)
sdk-hiring	This is a collection of coding test answers that are done by the core sdk team
sdk-tools	Main SDK repo and tools
service_definitions	Amplify service definitions
sinatra-activerecord	Amplify sinatra active record
skylinx	Miscellaneous supporting software
smarttv-sdk	SmartTV SDK
snippets	Miscellaneous supporting software
sql-pending	Miscellaneous supporting software
static-docs-site	HTML landing page for developer portal
styleguide	UI styleguide
swrve	The main Swrve repository containing our Saas Product Code
swrve-android-sdk	Swrve Android SDK
swrve-cocos2dx	Miscellaneous supporting software
swrve-cordova-minimal-integration	Miscellaneous supporting software
swrve-cordova-sdk	Public Cordova SDK
swrve-facebook-api	Facebook API integration

swrve-flutter-plugin	Flutter plugin for Swrve SDK
swrve-ios-sdk	Swrve iOS SDK
swrve-live	Miscellaneous supporting software
swrve-mparticle-android-kit	Example mParticle Kit Integration
swrve-mparticle-ios-kit	Swrve mParticle Kit Integration
swrve-phonelog-sdk	Swrve Phonelog SDK
swrve-qa	QA framework and tests
swrve-qa-jmeter	Jmeter testplans and custom code - used for functional tests with larger number of users
swrve-quix	Private fork of our public fork of Quix
swrve-react-native-sdk	Public ReactNative Swrve SDK
swrve-roku-sdk	Swrve Roku SDK
swrve-rq-test	Fake swrve/swrve
swrve-sdk	Private SDKs content
swrve-segment-android-kit	Swrve Segment Integration (Android)
swrve-segment-ios-kit	Swrve Segment Integration (iOS)
swrve-segment-s2s	To track the code which is hosted by Segment for our server-to-server connection
swrve-smarttv-sdk	Swrve SDK for Web-Based Smart TVs
swrve-unity-sdk	Swrve Unity3D SDK
swrve-web-core-sdk	Swrve Core Web SDK
swrve-web-sdk	Swrve Web SDK <a href="http://www.swrve.com">http://www.swrve.com</a>
swrve-windows-sdk	Swrve UWP SDK
swrve.github.io	Swrve Engineering Website
systemtests-sdk	Central repo for SDK System Test Apps and maintenance
terraform	Deployment configuration
terraform-modules	Swrve terraform modules to be pulled into our TF environments
test_data_export_queries	test repo for new format of data export queries
turntabl	Miscellaneous supporting software
ui-component-lib	Swrve React UI Component Library
unity_sdk	Swrve Unity SDK
unity-sdk	Private Unity SDK content for <a href="https://github.com/Swrve/swrve-unity-">https://github.com/Swrve/swrve-unity-</a>

	sdk
utility	Miscellaneous supporting software
uxprototypes	Miscellaneous supporting software
web-core-sdk	Swrve Core Web SDK
web-sdk	Private Repo of <a href="https://github.com/Swrve/swrve-web-sdk">https://github.com/Swrve/swrve-web-sdk</a>
Website	Public website
windows-phone-demo	Windows device demo
windows-sdk	Private Windows SDK content
windows-universal-sdk	Windows Swrve SDK
www_swrve	<a href="http://www.swrve.com">www.swrve.com</a> marketing website.

EXHIBIT B

TRADEMARKS

Please Check if No Trademarks Exist

<u>Mark / Title:</u>	<u>U.S. Serial Number:</u>	<u>U.S. Registration Number:</u>	<u>USPTO Reference Number:</u>	<u>Filing Date:</u>
MESSAGEGEARS	87484923	5,375,084	064891.001US	June 12, 2017
SWRVE	86566457	5052322		March 17, 2015

Common-Law Trademarks:

1. BLUEPRINTS
2. SWRVE INSIDER

3. 

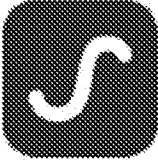
4. 

Exhibit C  
PATENTS

Please Check if No Patents Exist X

<u>Title:</u>	<u>Patent Number:</u>	<u>Application Serial Number:</u>	<u>Issued or Published?</u>	<u>Issue Date:</u>