

FORM PTO 1594

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

RECC 12-01-1999



101177685

To the Honorable Commissioner of Patents PLEASE RETURN THE ATTACHED ORIGINAL DOCUMENTS OR COPY THEREOF.

<p>1. Name of conveying Party(ies): Accord Merger Corp.</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies): Name: Accord Telecommunications, Inc. Internal Address: Suite 200 Street Address: 500 Northridge Road City: Atlanta State: GA Zip: 30350</p> <p><input type="checkbox"/> Individual(s) citizenship <input type="checkbox"/> Association <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input checked="" type="checkbox"/> Corporation State Georgia <input type="checkbox"/> Other</p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached <input type="checkbox"/> Yes <input type="checkbox"/> No (Designations must be separate from assignment)</p> <p>Additional name(s) &amp; address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>3. Nature of conveyance:</p> <p><input type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input checked="" type="checkbox"/> Change of name <input type="checkbox"/> Other</p> <p>Execution Date: December 22, 1998</p>	

4. Application number(s) or registration number(s):

<p>A. Trademark Application No.(s)</p> <p><i>TM</i></p>	<p>B. Trademark Registration No.(s)</p> <p>75/486878 75/487906</p> <p>Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
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<p>5. Name and address of party to whom correspondence concerning document should be mailed.</p> <p>Name: Michael D. Hobbs, Jr., Esq. Internal Address: Troutman Sanders LLP 600 Peachtree Street, NE Suite 5200 Street Address: City: Atlanta State: GA Zip: 30308</p>	<p>6. Total number of applications and registrations involved: <u>2</u></p> <p>7. Total fee (37 CFR 3.41) \$ <u>65.00</u></p> <p><input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account</p> <p>(Attach duplicate copy of this page if paying by deposit account)</p>
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DO NOT USE THIS SPACE

9. Statement and signature  
To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document

Michael D. Hobbs, Jr. January 13, 1999  
Name of Person Signing Signature Date

01/21/1999 TTU11 0000145 75486878

01 FC:481 40.00 OP  
02 FC:482 25.00 OP

OMB No. 0651-0011 (exp. 4/94)

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# Secretary of State

Corporations Division

315 West Tower

2 Martin Luther King, Jr. Dr.

Atlanta, Georgia 30334-1530

DOCKET NUMBER : K90071145  
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FORM NUMBER : 412

CT CORPORATION SYSTEM  
JOEL MOERSCHER  
1201 PEACHTREE STREET, NE  
ATLANTA GA 30361

### CERTIFICATE OF MERGER AND NAME CHANGE

I, Lewis A. Massey, the Secretary of State of the State of Georgia, do hereby issue this certificate pursuant to title 14 of the Official Code of Georgia annotated certifying that articles or a certificate of merger and fees have been filed regarding the merger of the below entities, effective as of the date show above. Attached is a true and correct copy of the said filing.

**Surviving Entity:**

**ACCORD MERGER CORP., A GEORGIA CORPORATION**

**Changing its Name to:**

**ACCORD TELECOMMUNICATIONS, INC., A GEORGIA CORPORATION**

**Nonsurviving Entity/Entities:**

**ACCORD VIDEO TELECOMMUNICATIONS, INC., A NEW YORK CORPORATION**



LEWIS A. MASSEY  
SECRETARY OF STATE



**CERTIFICATE OF MERGER**  
of  
**ACCORD VIDEO TELECOMMUNICATIONS, INC.**  
a New York corporation,  
with and into  
**ACCORD MERGER CORP.**  
a Georgia corporation

Pursuant to Section 14-2-1105 of the Georgia Business Corporation Code, **ACCORD MERGER CORP.**, a Georgia corporation ("Mergerco"), hereby certifies in connection with the merger (the "Merger") of **ACCORD VIDEO TELECOMMUNICATIONS, INC.**, a New York corporation ("Accord"), with and into Mergerco:

1. The name and state of incorporation of each corporation in the Merger are as follows:

<u>Name</u>	<u>State of Incorporation</u>
Accord Merger Corp.	Georgia
Accord Video Telecommunications, Inc.	New York

2. The effective date of the Merger shall be December 31, 1998 (the "Effective Date") and the Merger shall be effective as of the close of business on the Effective Date.

3. The name of the surviving corporation (the "Surviving Corporation") in the Merger is "Accord Merger Corp."

4. Article I of the Articles of Incorporation of the Surviving Corporation is hereby amended to read as follows:

"Article I

The name of the corporation is Accord Telecommunications, Inc. (the "Corporation")."

5. The executed Agreement and Plan of Merger (the "Plan") is on file at the principal place of business of the Surviving Corporation, which is located at 500 Northridge Road, Suite 200, Atlanta, Georgia 30350.

6. A copy of the executed Plan will be furnished by the Surviving Corporation, on request and without cost, to any shareholder of the Surviving Corporation or Accord.

7. The Plan was duly approved and adopted by the sole shareholder of each of Accord and Mergerco.

IN WITNESS WHEREOF, the undersigned, as the Surviving Corporation in the Merger, has caused its duly authorized representative to execute this Certificate of Merger as of this 22<sup>nd</sup> day of December, 1998.

DEC 23 10 42 AM '98

ACCORD MERGER CORP.

SECRETARY OF STATE

By: *John D. ...*  
Title: CEO


SECRETARY OF STATE  
Jan 2 10 52 AM '99  
(10)

## CERTIFICATE

TO: Secretary of State  
Suite 315 West Tower  
2 Martin Luther King, Jr. Drive  
Atlanta, Georgia 30334

Pursuant to Section 14-2-1105.1(a) of the Georgia Business Corporation Code (the "Code"), the undersigned hereby certifies, verifies and confirms that the request for publication of a notice of intent to file a certificate of merger and payment therefor have been made as required by Section 14-2-1105.1(b) of the Georgia Business Corporation Code for the merger of ACCORD VIDEO TELECOMMUNICATIONS, INC. with and into ACCORD MERGER CORP.

This 22<sup>nd</sup> day of December 1998.

  
Sara Ann Vaughan