04-27-2001



## ECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

## TRADEMARKS ONLY

To the Honorable Commissioner of Patents ademarks: Please record the attached original documents or copy thereof 2. Name and address of receiving party(ies) Name of conveying party(ies): AirSwitch Corporation Name: SwitchPoint Networks, Inc. Association Internal Address: Individual(s) ☐ Limited Partnership General Partnership Street Address: 1875 South State Street, Suite 1110 X Corporation-State City: Orem State: Utah ZIP: 84097 Other Additional name(s) of conveying party(ies) attached? Yes x No □Individual Association 3. Nature of conveyance: ☐ General Partnership \_\_\_\_\_ ☐ Merger ■ Assignment Limited Partnership ☑ Corporation-State <u>Utah</u> ☐ Security Agreement ☐ Change of Name Other Other If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes Execution Date: March 29, 2001 (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? 4. Application number(s) or trademark number(s): Trademark Registration No(s). B. Α. Trademark Application No(s). 75/894,240 Additional numbers attached? 

Yes 

No 5. Name and address of party to whom correspondence 6. Total number of applications concerning document should be mailed: Name: Gary D.E. Pierce, PATE PIERCE & BAIRD 7. Total fee (37 CFR 3.41) ..... \$ 40.00 Internal Address: ☑ Enclosed Authorized to be charged to deposit account (any deficiencies) Street Address: 50 West Broadway, Suite 900 8. Deposit account number: City: Salt Lake City State: UT ZIP: 84101 (Attach duplicate copy of this page if paying by deposit account) 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. April 11, 2001 Gary D.E. Pierce Date Name of Person Signing Total number of pages including cover sheet, attachments, and document:

> Mail documents to be recorded with required cover sheet information to: Commissioner of Patents and Trademarks, Box Assignments Washington, D.C. 20231

SERVICE MARK Docket No.: 2729.3.4

<u>SERVICE MARK DEED OF ASSIGNMENT</u>

This Assignment is made by AirSwitch Corporation, a Delaware corporation having a

business address at 1875 South State Street, Suite 1110, Orem, Utah 84097 (hereinafter referred to

as "Assignor"), to SwitchPoint Networks, Inc., a Delaware corporation having a business address at

1875 South State Street, Suite 1110, Orem, Utah 84097 (hereinafter referred to as "Assignee").

WHEREAS, Assignor owns all right, title, and interest in and to the mark "THE FUTURE

OF THE INTERNET" (hereinafter referred to as the "mark"), which was filed in the United States

Patent and Trademark Office on January 11, 2000 as Application Serial No. 75/894,240; and

WHEREAS, Assignee desires to obtain from Assignor all right, title and interest in and to

the mark and the aforesaid Application Serial No. 75/894,240;

NOW, THEREFORE, in consideration of one dollar (\$1.00) and other good and valuable

consideration paid to the Assignor by the Assignee, the receipt and sufficiency of which are hereby

acknowledged, Assignor forever assigns, transfers and sets over to Assignee all right, title and

interest in and to the mark and the aforesaid Application Serial No. 75/894,240, together with the

goodwill of the business symbolized by and associated with the mark and the right to recover

damages, profits and all other remedies for past infringement thereof.

The Assignor hereby authorizes and requests the United States Commissioner of Patents and

Trademarks, and such officials in foreign countries as are duly authorized by their laws to register

service marks, to issue any and all certificates of registration of the mark to the Assignee as the

owner of the entire interest therein, for the sole use and benefit of the said Assignee, its successors,

assigns and legal representatives.

-1-

TRADEMARK

REEL: 002281 FRAME: 0321

IN WITNESS WHEREOF, the Assignor has caused the hand of its duly authorized representative to be subscribed hereto. This Assignment and Agreement shall be binding upon the Assignor and its heirs, successors, assigns and legal representatives.

AIRSWITCH CORPORATION

Rondo Fehlberg

Executive Vice President

STATE OF UTAH

: ss.

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COUNTY OF UTAH

On 29 MARCH, 2001, before me personally appeared Rondo Fehlberg,

personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument he executed the instrument.

NOTARY PUBLIC STEWART D. PARKER 1025 NORTH 300 WEST #100 SPRINGVILLE, UT 84663 MY COMMISSION EXPIRES JULY 19, 2003 STATE OF UTAH

My Commission Expires: 7 - 19 - 2003

NOTARY PUBLIC

Residing at 1025N 300W \$\pm\$100

Springville UT 84663

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RECORDED: 04/17/2001