

11-08-2002

Form PTO-1594

RECORDATION FORM COVER

(Rev. 03/01)

TRADEMARKS



COMMERCE
Mark Office

OMB No. 0651-0027 (exp. 5/31/2002)

102276728

Tab settings => => =>

OFFICE OF

MARKS

V

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): 2002 NOV -11 11:52
Duke Engineering & Services, Inc. **FINANCE DEPARTMENT**
11-4-02

Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State
 Other _____

Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)

Name: Accentera Inc.
Internal _____
Address: _____
Street Address: 9111-A Research Blvd.
City: Austin State: TX Zip: 78758

Individual(s) citizenship
 Association
 General Partnership
 Limited Partnership
 Corporation-State
 Other _____

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designations must be a separate document from assignment)
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: December 11, 2001

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

A. Trademark Application No.(s) _____

B. Trademark Registration No.(s) 1,731,708

Additional numbers attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Bruce A. Johnson
Internal Address: Johnson & Associates

Street Address: PO Box 90698

City: Austin State: TX Zip: 78709-0698

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

Enclosed
 Authorized to be charged to deposit account

8. Deposit account number: _____

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. 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.

Bruce A. Johnson October 29, 2002
Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and documents: 5

11/08/2002 LNUELLER 00000089 1731708

01 FC:6521

40.00 DP

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

TRADEMARK
REEL: 002613 FRAME: 0076

SERVICE MARK ASSIGNMENT

This Assignment is by and between **DUKE ENGINEERING & SERVICES, INC.** ("Assignor"), a North Carolina corporation with its principal place of business at Charlotte, North Carolina, and **ACCENTERA INCORPORATED** ("Assignee"), a Texas corporation with its principal place of business at Austin, Texas.

Background Statement

Assignor has used a certain service mark that is registered in the United States Patent and Trademark Office, as identified on Annex A attached hereto ("the Mark"). Pursuant to an Asset Purchase Agreement, dated as of October 15, 2001, as amended by the Amendment No. 1 to Asset Purchase Agreement dated as of December 13, 2001 (as amended, the "Agreement"), Assignor has agreed to assign the Mark to Assignee for the consideration and upon the terms and conditions set forth in the Agreement.

Agreement

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby assign unto Assignee all of Assignor's right, title and interest in and to the Mark, together with the goodwill of the business symbolized by the Mark, and the registrations thereof, and all existing causes of action, if any, for past infringement of the Mark.

DUKE ENGINEERING & SERVICES, INC.

By: 

Name: William J. Bowman, Jr.

Title: Secretary

Date: 12-11-01

State of North Carolina
County of Mecklenburg

Before me appeared William J. Bowman, Jr., the person who signed this instrument, who acknowledged that he/she signed it as a free act on his/her own behalf or on behalf of the identified corporation or other juristic entity with authority to do so.

This 11th day of December, 2001.

Kathy S. Morabba
Notary Public

(Seal)

My Commission Expires: 12/13/03

ANNEX A
SERVICE MARKS

| <u>Service Mark</u> | <u>Registration Number</u> | <u>Date Registered</u> |
|---------------------|----------------------------|------------------------|
| CESAR | 1,731,708 | 11/10/1992 |