

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	06/30/2007

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Rackspace, Ltd.		06/27/2007	LIMITED PARTNERSHIP: TEXAS

**RECEIVING PARTY DATA**

Name:	Rackspace US, Inc.
Doing Business As:	DBA Rackspace Managed Hosting
Street Address:	9725 Datapoint Drive
Internal Address:	Suite 100
City:	San Antonio
State/Country:	TEXAS
Postal Code:	78229
Entity Type:	CORPORATION: DELAWARE

**PROPERTY NUMBERS Total: 15**

Property Type	Number	Word Mark
Serial Number:	78754570	FANATICAL SUPPORT
Registration Number:	3260218	RACKSPACE MANAGED HOSTING
Registration Number:	3257845	
Registration Number:	3246427	FANATICAL SUPPORT IS THE DIFFERENCE
Registration Number:	3232710	NOTEWORTHY
Registration Number:	3210717	MYRACKSPACE
Registration Number:	3210716	RACKSPACE MANAGED HOSTING
Registration Number:	3210713	
Registration Number:	3210712	RACKSPACE
Registration Number:	3198399	INTENSIVE

OP \$390.00 78754570

Registration Number:	2510080	
Registration Number:	2510081	RACKSPACE
Registration Number:	2379711	RACKSPACE.COM
Serial Number:	76659587	FANATICAL
Serial Number:	76666263	ZERO-DOWNTIME NETWORK

**CORRESPONDENCE DATA**

Fax Number: (210)312-4848

*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

Phone: 2103124712

Email: ostansel@rackspace.com

Correspondent Name: Olga Stansell

Address Line 1: 9725 Datapoint Drive

Address Line 2: Suite 100

Address Line 4: San Antonio, TEXAS 78229

NAME OF SUBMITTER:	Olga Stansell
Signature:	/os/
Date:	10/08/2007

**Total Attachments: 4**

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## Office of the Secretary of State

June 28, 2007

Capitol Services Inc  
P O Box 1831  
Austin, TX 78767 USA

RE:  
RACKSPACE US, Inc. ( File Number: Not Applicable )

It has been our pleasure to approve and place on record the filing instrument effecting a merger. The appropriate evidence of filing is attached for your files. Payment of the filing fee is acknowledged by this letter.

If we can be of further service at any time, please let us know.

Sincerely,

Corporations Section  
Business & Public Filings Division

Enclosure



## Office of the Secretary of State

### CERTIFICATE OF MERGER

The undersigned, as Secretary of State of Texas, hereby certifies that a filing instrument merging

RACKSPACE, LTD.  
Domestic Limited Partnership (LP)  
[File Number: 11545610]

Into

RACKSPACE US, Inc.  
Foreign For-Profit Corporation  
Delaware, USA  
[Entity not of Record, Filing Number Not Available]

has been received in this office and has been found to conform to law.

Accordingly, the undersigned, as Secretary of State, and by the virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing the acceptance and filing of the merger on the date shown below.

Dated: 06/27/2007

Effective: 06/30/2007



A handwritten signature in black ink that reads "Roger Williams".

Roger Williams  
Secretary of State

JUN 27 2007

**Corporations Section**

STATE OF TEXAS

**CERTIFICATE OF MERGER**  
(Rackspace Ltd., into Rackspace US, Inc)

Pursuant to the provisions of Section 2.11 of the Texas Revised Limited Partnership Act, the undersigned certifies as follows concerning the merger (the "*Merger*") of Rackspace Ltd., a Texas Limited Partnership with and into Rackspace US, Inc., a Delaware Corporation, with Rackspace US, Inc., as the surviving entity (the "*Surviving Entity*"):

**FIRST:** The names and states of incorporation of the parties to the Merger are as follows:

<u>Name</u>	<u>State of Organization</u>
Rackspace, Ltd.	Texas
Rackspace US, Inc.	Delaware

Rackspace US, Inc., the Surviving Entity, is a Delaware corporation.

**SECOND:** The Agreement and Plan of Merger ("*Merger Agreement*") has been approved, adopted, certified, executed and acknowledged by the partners of Rackspace, Ltd. in accordance with Section 2.11 of the Texas Revised Limited Partnership Act and by the Surviving Entity in accordance with the applicable law of the Surviving Entity's state of incorporation.

**THIRD:** The merger is to become effective on June 30, 2007.

**FOURTH:** The Agreement of Merger is on file at 9725 Datapoint Drive, Suite 100, San Antonio, Texas 78229, the place of business of the Surviving Entity.

**FIFTH:** A copy or summary of the Merger Agreement has been or is being furnished to each partner of Rackspace, Ltd. at least twenty (20) days before the merger is effective, unless waived by that partner. Rackspace, Ltd. has complied with the provisions of its partnership agreement regarding furnishing copies or summaries of the Merger Agreement or notices regarding the Merger.

**SIXTH:** A copy of the Merger Agreement will be furnished by the Surviving Entity on request, without cost, to any to any stockholder of any constituent corporation or any partner of the constituent limited partnership.

**SEVENTH:** The Certificate of Incorporation of the Surviving Entity shall be its Certificate of Incorporation.

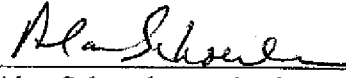
**EIGHTH:** The Surviving Entity assumes any and all tax obligations of Rackspace Ltd.

[Signature Page to Follow]

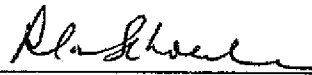
[Signature Page to Certificate of Merger]

**IN WITNESS WHEREOF**, said Corporation has caused this certificate to be signed by an authorized officer, the 27th day of June, A.D., 2007.

**RACKSPACE US, INC.**

By:   
Alan Schoenbaum, Senior Vice President,  
General Counsel and Secretary

**RACKSPACE LTD.**

By:   
Alan Schoenbaum, Senior Vice President,  
General Counsel and Secretary

RACKSPACE-#5461-v1-Texas\_Certificate\_of\_Merger\_(Rackspace\_Ltd\_into\_Rackspace\_US\_Inc)

RECORDED: 10/08/2007

TRADEMARK  
REEL: 003635 FRAME: 0471