

TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

ETAS ID: TM407523

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Termination and Release of Second Lien Trademark Security Agreement		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Morgan Stanley Senior Funding, Inc.		11/16/2016	Corporation: DELAWARE
RECEIVING PARTY DATA			
Name:	Fibertech Networks, LLC		
Street Address:	300 Meridian Centre Blvd.		
City:	Rochester		
State/Country:	NEW YORK		
Postal Code:	14618		
Entity Type:	Limited Liability Company: DELAWARE		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Registration Number:	3810317	FIBERTECH NETWORKS	
Registration Number:	4579947	CUSTOMER DRIVEN. TO THE LAST MILE.	
CORRESPONDENCE DATA			
Fax Number:	2124552502		
<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>			
Phone:	(212) 455-2256		
Email:	ksolomon@stblaw.com		
Correspondent Name:	Cecillia X. Xie, Esq.		
Address Line 1:	Simpson Thacher & Bartlett LLP		
Address Line 2:	425 Lexington Avenue		
Address Line 4:	New York, NEW YORK 10017		
ATTORNEY DOCKET NUMBER:	509265/1743		
NAME OF SUBMITTER:	Cecillia X. Xie		
SIGNATURE:	/cx/		
DATE SIGNED:	12/02/2016		
Total Attachments: 4			
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**TERMINATION AND RELEASE OF
SECOND LIEN TRADEMARK SECURITY AGREEMENT**

TERMINATION AND RELEASE dated as of November 16, 2016, from MORGAN STANLEY SENIOR FUNDING, INC., a Delaware corporation, located at 1585 Broadway, New York, NY 10036, in its capacity as administrative agent pursuant to the Credit Agreement (in such capacity, the “**Administrative Agent**”) to FIBERTECH NETWORKS, LLC, a Delaware limited liability company, located at 300 Meridian Centre Blvd, Rochester, NY 14618 (“**Grantor**”).

WITNESSETH:

WHEREAS, in connection with the Second Lien Credit Agreement dated as of April 11, 2013 (as amended, supplemented or otherwise modified from time to time, the “**Credit Agreement**”), the Grantor is party to a Second Lien Security Agreement dated as of April 11, 2013 (as amended, amended and restated, supplemented or otherwise modified from time to time, the “**Security Agreement**”) in favor of the Administrative Agent pursuant to which the Grantor granted a security interest (the “**Security Interest**”) to the Administrative Agent in certain collateral, including the Trademark Collateral (as hereinafter defined);

WHEREAS, pursuant to that certain Second Lien Trademark Security Agreement dated as of August 12, 2015, among the Administrative Agent and Grantor (the “**Trademark Security Agreement**”), Grantor, by reference to the Security Agreement, reaffirmed its intent to grant the Security Interest to the Administrative Agent specifically in the Trademark Collateral (as hereinafter defined);

WHEREAS, the Trademark Security Agreement was recorded in the Trademark Division of the United States Patent and Trademark Office on August 12, 2015 at Reel 5598 and Frame 0720.

WHEREAS, the Administrative Agent now desires to terminate and release the entirety of the Security Interest in the Trademark Collateral;

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, and upon the terms set forth in this Termination and Release, the Administrative Agent hereby states as follows:

SECTION 1. Defined Terms. The term “**Trademark Collateral**” as used herein, shall mean all of the Grantor’s right, title and interest in, to and under the registered and applied for Trademarks of such Grantor listed on Schedule I attached hereto. Unless otherwise defined herein, terms defined in this Termination and Release and used herein have the meaning given to them in the Trademark Security Agreement.

SECTION 2. Release of Security Interest. The Administrative Agent hereby terminates, releases and discharges, without recourse, representation or warranty, its Security Interest in the


Trademark Collateral, and any right, title or interest of the Administrative Agent in such collateral shall hereby cease and become void.

SECTION 3. Further Assurances. The Administrative Agent hereby agrees to duly execute, acknowledge, procure and deliver any further documents and to do such other acts as may be reasonably necessary to effect the release of the Security Interest contemplated hereby.

[Signature page follows]

IN WITNESS WHEREOF, the undersigned has executed this Termination and Release by its duly authorized officer as of the date first written above.

MORGAN STANLEY SENIOR FUNDING, INC.,
as Administrative Agent

By: 
Name: Lisa Hanson
Title: Authorized Signatory

[Signature Page to Trademark Security Release]

TRADEMARK
REEL: 005934 FRAME: 0962

Schedule I

Trademark Registrations and Applications

Registrations:

	Grantor	Trademark	Reg. #	App. #
1	FIBERTECH NETWORKS, LLC	FIBERTECH NETWORKS	3,810,317	77865894
2	FIBERTECH NETWORKS, LLC	CUSTOMER DRIVEN. TO THE LAST MILE.	4,579,947	86162227

Applications:

None.