

09-07-2001

Form PTO-1594



U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

ET

Attorney Docket No.:

101836142

9-3101

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:
Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

TyCom (US) Inc.

Individuals(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: **TerraWorx Services AG**

Internal Address:

Street Address: **Schwertstrasse 9**

City: **Schaffhausen**

Country/State/Zip: **Switzerland CH-8200**

Individual Citizenship __
 Association __
 General Partnership __
 Limited Partnership __
 Corporation-State Switzerland
 Other __

Additional names and addresses attached? yes no

3. Nature of Conveyance

Assignment Merger
 Security Agreement Change of Name
 Other _

Execution Date: August 28, 2001

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

A. Trademark Application No.(s)
~~75/888,392~~, 75/891,628, 75/891,630, 75/896,753,
76/036,888 and 76/040,017

B. Trademark Registration No.(s):

Additional numbers attached? Yes No

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

Name: John P. Maldjian, Esq.

Internal Address: TyCom (US) Inc.

Street Address: 250 Industrial Way West, Room 2B-103

City: New Jersey State: NJ ZIP: 07724

6. Total number of applications and trademarks involved:
[6]

7. Total fee (37 C.F.R. 3.41) \$ 165.00
 Enclosed
 Authorized to be charged to deposit account

8. Deposit account number: 50-0309
(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.

John P. Maldjian August 29, 2001
Name of Person Signing Signature Date

Reg. No. 41,967

Total number of pages including cover sheet, attachments and documents: **[4]**

do not detach this portion

Mail documents to be recorded with required cover sheet information to:

Assistant Commissioner for Patents
Box Assignments
Washington, D.C. 20231

TRADEMARK

REEL: 002362 FRAME: 0915

75000392
09/06/2001 LUMLELLER 00000209 500309
01 FC:481
02 FC:482

NUNC PRO TUNC ASSIGNMENT

WHEREAS, TyCom (US) Inc., a corporation organized under the laws of the State of Delaware, located and doing business at 10 Park Avenue, Morristown, NJ 07960 (hereinafter "Assignor") is the owner of the trademarks listed on the attached Appendix A (the "Trademarks"), their respective U.S. trademark applications and the goodwill symbolized thereby; and

WHEREAS, on April 20, 2000, Assignor sold, assigned and transferred all of its right, title and interest in and to the Trademarks to TyCom Services AG, a corporation organized under the laws of Switzerland, located and doing business at Schwertstrasse 9, CH-8200 Schaffhausen, Switzerland (hereinafter "Assignee"); and

WHEREAS, the parties are desirous of ratifying and confirming said sale, assignment and transfer of all right, title and interest in and to said Trademarks and the goodwill symbolized thereby;

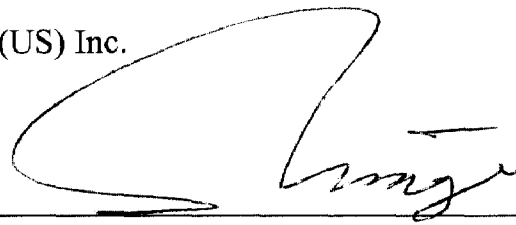
NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor has assigned and hereby sells, assigns, transfers and sets over to Assignee, *nunc pro tunc* as of April 20, 2000, the entire right, title, interest in and to the Trademarks, the associated U.S. trademark applications listed on Appendix A and the goodwill connected with the Trademarks, the same to be held and enjoyed by Assignee, its successors, assigns and other legal representatives.

Assignor further assigns to Assignee all right to sue for and receive all damages accruing from past infringements of the Trademarks assigned.

This Assignment shall be binding upon the parties, their successors and/or assigns

and all others acting by, through, with or under their direction and all those in privity therewith.

TyCom (US) Inc.



Date: 8/28/01

By: _____

Peter K. Runge
Vice President & Chief Technical Officer
Research & Development

APPENDIX A

<u>Trademarks</u>	<u>Class(es)</u>	<u>U.S. Application Serial Nos.</u>
TYCOM	9	75/888,392
TYCOM	38 & 42	75/891,628
TYCOM	37 & 42	75/891,630
SEAHORSE	37 & 42	75/896,753
MISCELLANEOUS DESIGN (stylized wave)	37, 38, 40 & 42	76/036,888
MISCELLANEOUS DESIGN (stylized wave)	9	76/040,017