# TRADEMARK ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY

## **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
D.B. Zwirn Special Opportunities Fund, L.P., as agent		104/04/2008	LIMITED PARTNERSHIP: DELAWARE

# **RECEIVING PARTY DATA**

Name:	Symon Holdings Corporation	
Street Address:	500 North Central Expressway, Suite 175	
City:	Plano	
State/Country:	TEXAS	
Postal Code:	75074	
Entity Type:	CORPORATION: DELAWARE	

Name:	Symon Communications, Inc.	
Street Address:	500 North Central Expressway, Suite 175	
City:	Plano	
State/Country:	TEXAS	
Postal Code:	75074	
Entity Type:	CORPORATION: DELAWARE	

Name:	Target Vision, Inc.
Street Address:	500 North Central Expressway, Suite 175
City:	Plano
State/Country:	TEXAS
Postal Code:	75074
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 22

Property Type	Number	Word Mark
Serial Number:	75569157	ENTERPRISE BY TARGETVISION

TRADEMARK "
REEL: 003755 FRAME: 0415

900103664

Serial Number:	75629788	SYMON
Serial Number:	76033364	TARGETVISION
Serial Number:	76085287	TARGET VISION
Serial Number:	76259483	ONTARGET WEATHER
Serial Number:	76262298	ONTARGET
Serial Number:	76303540	CONTACT CENTER COMMUNITY
Serial Number:	76303883	COMMUNITY
Serial Number:	78052527	EMPLOYEE COMMUNICATION THAT WORKS
Serial Number:	78057191	TARGETVISION CONNECTS PEOPLE
Serial Number:	78064085	ENTERPRISE BY TARGETVISION DATARUNNER
Serial Number:	78212214	SYMON VISTA
Serial Number:	78229515	SYMON VISTA
Serial Number:	78240790	SYMON ENTERPRISE SERVER
Serial Number:	78241521	NETLITE II
Serial Number:	78241591	SYMON ENTERPRISE SERVER
Serial Number:	78242384	s
Serial Number:	78406712	SYMON DESKVIEW
Serial Number:	78410401	FROM THE BREAK ROOM TO THE BOARD ROOM
Serial Number:	78524696	SYMON LOBBYVIEW
Serial Number:	78545798	SYMON COMMUNITY
Serial Number:	78704162	LIQUID POSTER

## **CORRESPONDENCE DATA**

Fax Number: (650)849-4800

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

Phone: (650)849-4400

Email: mary.zimmerman@bingham.com

Correspondent Name: Mary R. Zimmerman

Address Line 1: Bingham McCutchen LLP

Address Line 2: Three Embarcadero Center

Address Line 4: SAN FRANCISCO, CALIFORNIA 94111-4067

ATTORNEY DOCKET NUMBER:	0000331744
NAME OF SUBMITTER:	Mary R. Zimmerman
Signature:	/Mary R. Zimmerman/
Date:	04/08/2008

Total Attachments: 5 source=ZwirnRelease\_tm1#page1.tif source=ZwirnRelease\_tm1#page2.tif source=ZwirnRelease\_tm1#page3.tif source=ZwirnRelease\_tm1#page4.tif source=ZwirnRelease\_tm1#page5.tif

# RELEASE OF SECURITY INTEREST IN TRADEMARKS

THIS RELEASE OF SECURITY INTEREST IN TRADEMARKS (this "Release") is made as of April 4, 2008 ("Effective Date") by and between D.B. ZWIRN SPECIAL OPPORTUNITIES FUND, L.P., AS Agent, a Delaware limited partnership, with its principal office at 745 Fifth Avenue, 18th Floor, New York, New York 10151 ("Grantee"), and Symon Holdings Corporation, a Delaware corporation, Symon Communications, Inc., a Delaware corporation, and Target Vision, Inc., a Delaware corporation, with offices at 500 North Central Expressway, Suite # 175, Plano, Texas 75074 (collectively, jointly and severally "Grantors" and each individually "Grantor").

WHEREAS, pursuant to the terms and conditions of that certain trademark security agreement by and between Grantors and Grantee dated October 19, 2005 (the "Trademark Security Agreement"), Grantors granted to Grantee a continuing security interest in and to all of Grantors' right, title and interest in and to all of the trademarks, and registrations of and applications to register the foregoing, and all of the trade names and assumed names owned by Grantors (collectively, the "Trademark Collateral"), including, without limitation, the United States trademark registrations, the United States applications for trademark registration, the foreign trademark registrations and the foreign applications for trademark registration, the unregistered trademarks and the trade names and assumed names set forth on Schedule A attached hereto, in each case, together with the goodwill associated therewith;

WHEREAS, the Trademark Security Agreement was recorded with the United States Patent and Trademark Office ("PTO") on October 27, 2005, at Reel 3183, Frame 0037.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantee hereby terminates the Trademark Security Agreement, and hereby terminates, cancels and releases any and all security interests it has against the Trademark Collateral, in each case without recourse to Grantee, and without any representation or warranty of any kind, express or implied.

Grantee shall, at Grantors' sole cost and expense, take all reasonable further actions, and provide to Grantors, their successors, assigns or other legal representatives, all such reasonable cooperation and assistance (including, without limitation, the execution and delivery of any and all documents or other instruments), reasonably requested by Grantors (such request to be reasonable in all material respects, including, without limitation, with respect to the form and substance of such additional instruments or writings) and necessary to effectuate the purposes of this Release.

\* \* \* \* \*

IN WITNESS WHEREOF, Grantee has caused this Release to be executed by its duly authorized representative as of the Effective Date.

D.B. ZWARN SPECIAL OPPORTUNITIES FUND, L.P.

Name:

DAVID C. LEE

Title: AUTHORIZED SIGNATO

Trademark Release

#### **SCHEDULE A**

### **UNITED STATES FEDERAL**

- 1 Serial #: 75569157 Filing Dt: 10/13/1998 Reg #: 2388503 Reg. Dt: 09/19/2000 Mark: ENTERPRISE BY TARGETVISION
- 2 Serial #: 75629788 Filing Dt: 01/21/1999 Reg #: 2918295 Reg. Dt: 01/18/2005 Mark: SYMON
- 3 Serial #: 76033364 Filing Dt: 04/24/2000 Reg #: 2442725 Reg. Dt: 04/10/2001 Mark: TARGETVISION
- 4 Serial #: 76085287 Filing Dt: 07/10/2000 Reg #: 2444591 Reg. Dt: 04/17/2001 Mark: TARGET VISION
- 5 Serial #: 76259483 Filing Dt: 05/21/2001 Reg #: 2608247 Reg. Dt: 08/13/2002 Mark: ONTARGET WEATHER
- 6 Serial #: 76262298 Filing Dt: 05/25/2001 Reg #: 2708536 Reg. Dt: 04/22/2003 Mark: ONTARGET
- 7 Serial #: 76303540 Filing Dt: 08/23/2001 Reg #: NONE Reg. Dt: Mark; CONTACT CENTER COMMUNITY
- 8 Serial #: 76303883 Filing Dt: 08/23/2001 Reg #: 2660740 Reg. Dt: 12/10/2002 Mark: COMMUNITY
- 9 Serial #: 78052527 Filing Dt: 03/12/2001 Reg #: 2626689 Reg. Dt: 09/24/2002 Mark: EMPLOYEE COMMUNICATION THAT WORKS
- 10 Serial #: 78057191 Filing Dt: 04/06/2001 Reg #: NONE Reg. Dt: Mark: TARGETVISION CONNECTS PEOPLE
- 11 Serial #: 78064085 Filing Dt: 05/17/2001 Reg #: 2754355 Reg. Dt: 08/19/2003 Mark: ENTERPRISE BY TARGETVISION DATARUNNER
- 12 Serial #: 78212214 Filing Dt: 02/07/2003 Reg #: 2853599 Reg. Dt: 06/15/2004 Mark: SYMON VISTA
- 13 Serial #: 78229515 Filing Dt: 03/25/2003 Reg #: 2857967 Reg. Dt: 06/29/2004 Mark: SYMON VISTA
- 14 Serial #: 78240790 Filing Dt: 04/22/2003 Reg #: 2912745 Reg. Dt: 12/21/2004 3 -

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Mark: SYMON ENTERPRISE SERVER

15 Serial #: 78241521 Filing Dt: 04/24/2003 Reg #: 2978732 Reg. Dt: 07/26/2005 Mark: NETLITE II

16 Serial #: 78241591 Filing Dt: 04/24/2003 Reg #: NONE Reg. Dt: Mark: SYMON ENTERPRISE SERVER

17 Serial #: 78242384 Filing Dt: 04/25/2003 Reg #: 3272757 Reg. Dt: 07/31/2007 Mark: S

18 Serial #: 78406712 Filing Dt: 04/22/2004 Reg #: 3094942 Reg. Dt: 05/23/2006 Mark: SYMON DESKVIEW

19 Serial #: 78410401 Filing Dt: 04/29/2004 Reg #: 3177824 Reg. Dt: 11/28/2006 Mark: FROM THE BREAK ROOM TO THE BOARD ROOM

20 Serial #: 78524696 Filing Dt: 11/30/2004 Reg #: NONE Reg. Dt: Mark: SYMON LOBBYVIEW

21 Serial #: 78545798 Filing Dt: 01/11/2005 Reg #: 3041654 Reg. Dt: 01/10/2006 Mark: SYMON COMMUNITY

22 Serial #: 78704162 Filing Dt: 08/31/2005 Reg #: NONE Reg. Dt: Mark: LIQUID POSTER

## **CANADA**

1 Serial #: 110368300 Filing Dt: 05/22/2001 Reg #: TMA594827 Reg. Dt: 11/17/2003 Mark: TARGET VISION, INC.

### **COMMUNITY TRADEMARKS**

1 Serial #: 4547659 Filing Dt: 07/12/2005 Reg #: 4547659 Reg. Dt: 08/16/2006 Mark: SYMON COMMUNICATIONS, INC.

1 Serial #: 2226389 Filing Dt: 05/21/2001 Reg #: 2226389 Reg. Dt: 05/14/2003 Mark: TARGET VISION, INC.

### UNITED KINGDOM

1 Serial #: 2396641 Filing Dt: 07/12/2005 Reg #: 2396641 Reg. Dt: 12/23/2005 Mark: SYMON COMMUNICATIONS, INC.

TRADE NAMES
COMMON LAW TRADEMARKS
TRADEMARK LICENSES
TRADEMARKS NOT CURRENTLY IN USE

**SYMON 2000** 

SYMON EXPRESS

**NETBRITE** 

SYMON DIGITAL APPLIANCE (SDA-500<sup>TM</sup>)

SYMON VIEW PLUS

ENTERPRISE BY TARGETVISION® EDIT PRO™

ENTERPRISE BY TARGETVISION® EDIT<sup>TM</sup>

ENTERPRISE BY TARGETVISION® EDIT LITETM

ENTERPRISE BY TARGETVISION® BROADCAST PRO™

ENTERPRISE BY TARGETVISION® BROADCAST<sup>TM</sup>

ENTERPRISE BY TARGETVISION® BROADCAST DATA PROTM

ENTERPRISE BY TARGETVISION® BROADCAST IN A BOX<sup>TM</sup>

ENTERPRISE BY TARGETVISION® WEB PUBLISHER<sup>TM</sup>

ENTERPRISE BY TARGETVISION® KIOSK CONTROL™

ENTERPRISE BY TARGETVISION® LIVETV PLAYER<sup>TM</sup>

ENTERPRISE BY TARGETVISION® VIDEO EVENT CONTROLLER [PRO-8/PRO- $161^{TM}$ 

ENTERPRISE BY TARGETVISION® VIDEO EVENT CONTROLLER [MINI-T PRO]  $^{\text{TM}}$ 

TARGETVISION® INTERFACE FOR PHILIPS® SMARTCARD TELEVISION TM

TARGETVISION® CONTROLPOINTTM

TARGETVISION® IP/TV PLAYERTM

TARGETVISION® NEWSBREAKTM

TARGETVISION® SERVICE BUREAU<sup>TM</sup>

TARGETVISION® LIFE & WELLNESS™

TARGETVISION® CALL CENTER CONTENT<sup>TM</sup>

TARGETVISION® ELECTRIC UTILITY NEWS™

TARGETVISION® PHARMACEUTICAL NEWSTM

TARGETVISION® CANADIAN NEWSTM

TARGETVISION® AP HEADLINE NEWSTM

TARGETVISION® WEATHER INTERFACE FOR ULTIMETER® WEATHER STATIONS  $^{\text{TM}}$ 

ENTERPRISE TARGETVISION<sup>TM</sup> (AND DESIGN)<sup>TM</sup>

RECORDED: 04/08/2008 REEL: 003755 FRAME: 0422