

02-26-1999



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To the Honorable Commissioner of Patents and Tra
Please record the attached original documents or c

ASSIGNMENTS

1. Name of conveying party(ies):

== Infobeat, Inc.

M - - ,
2-16-99

2. Name and address of receiving party(ies):

Name: Exactis.com, Inc.

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

Internal Address:

Street Address: == 707 17th Street, Suite 2850

3. Nature of conveyance:

☐ Assignment ☐ Merger☐ Security Agreement ☒ Change of Name

City: Denver

State: CO Zip Code: 80202

☐ Other

Additional name(s) & Address(es) attached?

Execution Date: January 22, 1999

☐ Yes ☒ No

4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application: ==

A. Patent Application Number(s):

== 08/710,964

B. Patent Number(s):

Additional numbers attached? ☐ Yes ☒ No

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

Name: Anthony M. Gutowski

Internal Address: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41): \$40
☒Enclosed (Please charge deficiency to deposit account)
☐

Authorized to be charged to deposit account

Street Address: 1300 I Street, N.W.

City: Washington

State: DC Zip: 20005-3315

8. Deposit account number: 06-0916

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.

02/19/1999 TLW22 00000114 08710964

03 FC:581

40.00 DP

Reg No. 38,742

February 16, 1999

Signature

Date

Total number of pages including cover sheet, attachments and documents: == 4

Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "INFOSAT INC.", CHANGING ITS NAME FROM "INFOSAT INC." TO "INFOSATIS.COM, INC.", FILED IN THIS OFFICE ON THE TWENTY-SECOND DAY OF JANUARY, A.D. 1999, AT 4:35 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



Edward J. Freel

Edward J. Freel, Secretary of State

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AUTHENTICATION:

9540586

DATE:

01-26-99

**CERTIFICATE OF AMENDMENT
TO THE
RESTATED CERTIFICATE OF INCORPORATION, AS AMENDED,
OF INFOBEAT INC.**

InfoBeat Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware, DOES HEREBY CERTIFY:

FIRST: The original name of the corporation was Mercury Mail, Inc., and its current name is InfoBeat Inc. (the "Corporation" or the "Company").

SECOND: The date on which the Certificate of Incorporation of the corporation was originally filed with the Secretary of State of the State of Delaware was July 17, 1996.

THIRD: The Board of Directors of the corporation, acting in accordance with the provisions of Sections 141(f) and 242 of the General Corporation Law of the State of Delaware, adopted a resolution to amend Article I to read in its entirety as follows:

"I
The name of this corporation is Exactis.com, Inc."

FOURTH: The foregoing Certificate of Amendment has been duly adopted by the directors and stockholders of the corporation for their approval in accordance with the provisions of Sections 141, 228 and 242 of the General Corporation Law of the State of Delaware, and notice of such adoption has been provided in accordance with said Section 228.

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, InfoBeat Inc. has caused this Certificate of Amendment to be signed by its duly authorized officer this 22nd day of January, 1999.

INFOBEAT INC.

By: 
Tom Detmer
President and Chief Executive Officer

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