

PATENT ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:

NEW ASSIGNMENT

NATURE OF CONVEYANCE:

SECURITY AGREEMENT

CONVEYING PARTY DATA

Name	Execution Date
Silverback Systems, Inc.	07/18/2005

RECEIVING PARTY DATA

Name:	Excelsior Venture Partners III, LLC
Street Address:	225 High Ridge Road
City:	Stamford
State/Country:	CONNECTICUT
Postal Code:	06905

Name:	Gemini Israel III L.P.
Street Address:	525 University Avenue, Suite 700
City:	Palo Alto
State/Country:	CALIFORNIA
Postal Code:	94301

Name:	Gemini Israel III Overflow Fund L.P.
Street Address:	525 University Avenue, Suite 700
City:	Palo Alto
State/Country:	CALIFORNIA
Postal Code:	94301

Name:	Gemini Israel III Parallel Fund LP
Street Address:	525 University Avenue, Suite 700
City:	Palo Alto
State/Country:	CALIFORNIA
Postal Code:	94301

Name:	Gemini Partner Investors LP
Street Address:	525 University Avenue, Suite 700

CH \$200.00 10014602

City:	Palo Alto
State/Country:	CALIFORNIA
Postal Code:	94301

Name:	Newbury Ventures Cayman III, L.P.
Street Address:	4 Orinda Way, Suite 300 - Bldg. B
City:	Orinda
State/Country:	CALIFORNIA
Postal Code:	94563

Name:	Newbury Ventures Executives III, L.P.
Street Address:	4 Orinda Way, Suite 300 - Bldg. B
City:	Orinda
State/Country:	CALIFORNIA
Postal Code:	94563

Name:	Newbury Ventures III GmbH & Co. KG
Street Address:	4 Orinda Way, Suite 300 - Bldg. B
City:	Orinda
State/Country:	CALIFORNIA
Postal Code:	94563

Name:	Newbury Ventures III, L.P.
Street Address:	4 Orinda Way, Suite 300 - Bldg. B
City:	Orinda
State/Country:	CALIFORNIA
Postal Code:	94563

Name:	Pitango Principals Fund III (USA) LP
Street Address:	2929 Campus Drive, Suite 410
City:	San Mateo
State/Country:	CALIFORNIA
Postal Code:	94403

Name:	Pitango Venture Capital Fund III (Israeli Investors) LP
Street Address:	2929 Campus Drive, Suite 410
City:	San Mateo
State/Country:	CALIFORNIA
Postal Code:	94403

Name:	Pitango Venture Capital Fund III (USA) L.P..
Street Address:	2929 Campus Drive, Suite 410
City:	San Mateo
State/Country:	CALIFORNIA
Postal Code:	94403

Name:	Pitango Venture Capital Fund III (USA) Non-Q L.P.
Street Address:	2929 Campus Drive, Suite 410
City:	San Mateo
State/Country:	CALIFORNIA
Postal Code:	94403

Name:	Pitango Venture Capital Fund III Trusts 2000 Ltd.
Street Address:	2929 Campus Drive, Suite 410
City:	San Mateo
State/Country:	CALIFORNIA
Postal Code:	94403

Name:	Middlefield Ventures, Inc.
Street Address:	2929 Campus Drive, Suite 410
City:	San Mateo
State/Country:	CALIFORNIA
Postal Code:	94403

Name:	Shrem Fudim Kelner - Trust Company Ltd.
Street Address:	"Platinum House", 21 Ha'arba'ah Street
City:	Tel-Aviv
State/Country:	ISRAEL
Postal Code:	64739

PROPERTY NUMBERS Total: 5

Property Type	Number
Application Number:	10014602
Application Number:	10219673
Application Number:	10775069
Application Number:	10796273
Patent Number:	6760304

CORRESPONDENCE DATA

PATENT
REEL: 016360 FRAME: 0893

Fax Number: (650)463-8400
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
Phone: (650) 463-8181
Email: hasperm@howrey.com
Correspondent Name: Howrey LLP
Address Line 1: 2941 Fairview Park Drive
Address Line 2: Box 7
Address Line 4: Falls Church, VIRGINIA 22042

NAME OF SUBMITTER:

Viola T. Kung

Total Attachments: 23

source=20050808134617#page1.tif
source=20050808134617#page2.tif
source=20050808134617#page3.tif
source=20050808134617#page4.tif
source=20050808134617#page5.tif
source=20050808134617#page6.tif
source=20050808134617#page7.tif
source=20050808134617#page8.tif
source=20050808134617#page9.tif
source=20050808134617#page10.tif
source=20050808134617#page11.tif
source=20050808134617#page12.tif
source=20050808134617#page13.tif
source=20050808134617#page14.tif
source=20050808134617#page15.tif
source=20050808134617#page16.tif
source=20050808134617#page17.tif
source=20050808134617#page18.tif
source=20050808134617#page19.tif
source=20050808134617#page20.tif
source=20050808134617#page21.tif
source=20050808134617#page22.tif
source=20050808134617#page23.tif

SILVERBACK SYSTEMS, INC.

SECURITY AGREEMENT

This Security Agreement (the "Agreement") is made as of July 18, 2005 by and between Silverback Systems, Inc., a Delaware corporation (the "Debtor"), in favor of the entities set forth on Exhibit A hereto (each a "Secured Party" and collectively, the "Secured Parties").

REDACTED

AGREEMENT

In consideration of the purchase of the Notes by the Secured Parties and for other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the Debtor hereby agrees with the Secured Parties as follows:

1. **Grant of Security Interest.**

(a) To secure the Debtor's full and timely payment and performance of the Obligations, the Debtor hereby grants to the Secured Parties a continuing Lien on and security interest (the "Security Interest") in, all of the Debtor's right, title and interest in and to all of its personal property and assets (both tangible and intangible), including, without limitation, the following, whether now owned or hereafter acquired and wherever located: (a) all Receivables; (b) all Equipment; (c) all Fixtures; (d) all General Intangibles; (e) all Inventory; (f) all Investment Property; (g) all Deposit Accounts; (h) all Cash; (i) all other Goods of the Debtor; (j) all Intellectual Property; (k) all Commercial Tort Claims in which Debtor is a plaintiff; and (l) all Proceeds of each of the foregoing and all accessions to, and replacements for, each of the foregoing (collectively, the "Collateral").

REDACTED

REDACTED

REDACTED

“Intellectual Property” means, collectively, all rights, priorities and privileges of the Debtor relating to intellectual property, whether arising under United States, multinational or foreign laws or otherwise, including copyrights, copyright licenses, maskworks, maskwork licenses, inventions, patents, patent licenses, trademarks, trademark licenses and trade secrets (including customer lists), domain names, Web sites and know-how.

REDACTED

REDACTED

REDACTED

REDACTED

REDACTED

REDACTED

REDACTED

REDACTED

REDACTED

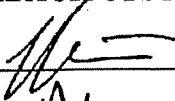
REDACTED

REDACTED

The Debtor and the Secured Parties have caused this Agreement to be duly executed and delivered as of the date first above written.

DEBTOR:

SILVERBACK SYSTEMS, INC.

By: 

Name: Ahmet Houssein

Title: President / CEO

Address: 655 Campbell Technology Parkway,
Suite 150
Campbell, CA 95008

Facsimile Number: (408) 558-1299

[SIGNATURE PAGE TO SECURITY AGREEMENT]

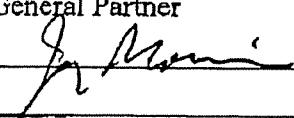
MP1:964527.1

PATENT
REEL: 016360 FRAME: 0908

**NEWBURY VENTURES III, L.P.
NEWBURY VENTURES CAYMAN III, L.P.
NEWBURY VENTURES EXECUTIVES III, L.P.**

By: Newbury Venture Partners III, L.L.C.,

Its General Partner

By: 

Name: _____

Title: Managing Member

Address: _____

NEWBURY VENTURES III GMBH & CO. KG

By: Newbury Venture Partners III, L.L.C.,

Its Managing Limited Partner

By: 

Name: _____

Title: Managing Member

Address: _____

[SIGNATURE PAGE TO SECURITY AGREEMENT]

MP1:964527.1

**SHREM FUDIM KELNER - TRUST COMPANY
LTD.**

*Shrem, Fudim, Kelner-
Trust Company Ltd.*

By: _____

Name: Itzhak Shrem

Title: _____

Address: _____

EXCELSIOR VENTURE PARTNERS III, LLC

By: _____

Name: Raghav Nandagopal

Title: Senior Vice President

Address: _____

MIDDLEFIELD VENTURES, INC.

By: _____

Name: _____

Title: _____

Address: _____


[SIGNATURE PAGE TO SECURITY AGREEMENT]

MP1:964527.1

**SHREM FUDIM KELNER - TRUST COMPANY
LTD.**

By: _____
Name: _____
Title: _____
Address: _____

EXCELSIOR VENTURE PARTNERS III, LLC

By: 
Name: Raghav Nandagopal
Title: Senior Vice President / Co - CEO
Address: _____

MIDDLEFIELD VENTURES, INC.

By: _____
Name: _____
Title: _____
Address: _____

**SHREM FUDIM KELNER - TRUST COMPANY
LTD.**

By: _____

Name: _____

Title: _____

Address: _____

MIDDLEFIELD VENTURES, INC.

By: Ravi Jacob

Name: Ravi Jacob

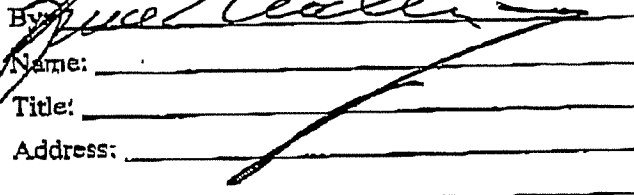
Title: Vice President FES, Treasurer

Address: _____

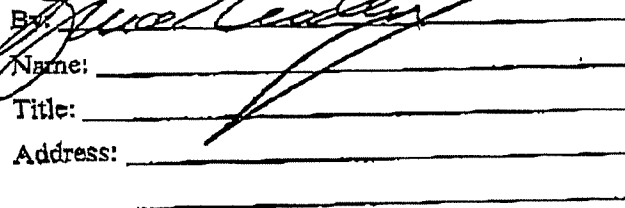


SILVERBACK SYSTEMS, INC.
SIGNATURE PAGE TO SECURITY AGREEMENT

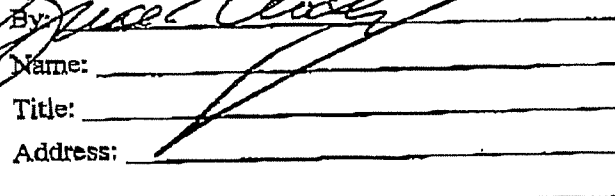
PITANGO VENTURE CAPITAL FUND III (USA)
LP

By: 
Name: _____
Title: _____
Address: _____

PITANGO VENTURE CAPITAL FUND III (USA)
NON-Q LP

By: 
Name: _____
Title: _____
Address: _____

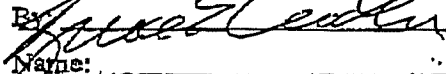
PITANGO VENTURE CAPITAL FUND (III)
(ISRAELI INVESTORS) LP

By: 
Name: _____
Title: _____
Address: _____

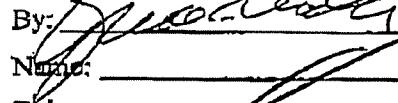
[SIGNATURE PAGE TO SECURITY AGREEMENT]

MP1:964527.1

PITANGO VENTURE CAPITAL FUND III
TRUSTS 2000 LTD.

By: 
Name: _____
Title: _____
Address: _____
Date: _____

PITANGO PRINCIPALS FUND III (USA) LP

By: 
Name: _____
Title: _____
Address: _____

MP1:964527.1

[SIGNATURE PAGE TO SECURITY AGREEMENT]

The Debtor and the Secured Parties have caused this Agreement to be duly executed and delivered as of the date first above written.

SECURED PARTIES:

**GEMINI ISRAEL III L.P.
GEMINI ISRAEL III PARALLEL FUND LP
GEMINI ISRAEL III OVERFLOW FUND LP**

By: their general partner Gemini Capital Associates III
LP

By: its general partner Gemini Israel Funds Ltd.

By:  

Name: YOSSI SEELA DAVID COHEN

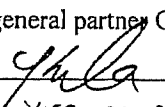
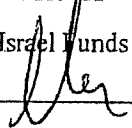
Title: MANAGING PARTNER GENERAL PARTNER, CFO

Address: 9 HAMENDIM STREET, HERZLIYA

ISRAEL

GEMINI PARTNER INVESTORS LP

By: its general partner Gemini Israel Funds Ltd.

By:  

Name: YOSSI SEELA DAVID COHEN

Title: MANAGING PARTNER GENERAL PARTNER, CFO

Address: 9 HAMENDIM STREET, HERZLIYA

ISRAEL

SCHEDULE 1

REDACTED

EXHIBIT A

Secured Parties

<u>Secured Party</u>	<u>Amount of Note</u>
Excelsior Venture Partners III, LLC	
Gemini Israel III L.P.	
Gemini Israel III Overflow Fund LP	
Gemini Israel III Parallel Fund LP	
Gemini Partner Investors LP	
Newbury Ventures Cayman III, L.P.	
Newbury Ventures Executives III, L.P.	
Newbury Ventures III GmbH & Co. KG	
Newbury Ventures III, L.P.	
Pitango Principals Fund III (USA) LP	
Pitango Venture Capital Fund III (Israeli Investors) LP	
Pitango Venture Capital Fund III (USA) LP	
Pitango Venture Capital Fund III (USA) Non-Q L.P.	
Pitango Venture Capital Fund III Trusts 2000 Ltd.	
Middlefield Ventures, Inc.	
Shrem Fudim Kelner – Trust Company Ltd.	
Total	

REDACTED