

PATENT ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY
CONVEYING PARTY DATA	
Name	Execution Date
JACOBS CENTER FOR NEIGHBORHOOD INNOVATION, LIMITED SUCCESSOR IN INTEREST TO THE CITY OF SAN DIEGO, DBA EMTEK FUND	02/28/2006
RECEIVING PARTY DATA	
Name:	DIVER ENTERTAINMENT SYSTEMS, INC.
Street Address:	11211 Sorrento Valley Blvd., Suite F
City:	San Diego
State/Country:	CALIFORNIA
Postal Code:	92121
PROPERTY NUMBERS Total: 2	
Property Type	Number
Patent Number:	6396769
Patent Number:	6614722
CORRESPONDENCE DATA	
Fax Number:	(858)677-1401
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	858-638-6658
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Correspondent Name:	Mark Cadigan
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Address Line 4:	San Diego, CALIFORNIA 92121
NAME OF SUBMITTER:	Mark Cadigan
Total Attachments: 3 source=EmTek Release#page1.tif source=EmTek Release#page2.tif source=EmTek Release#page3.tif	

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REEL: 017230 FRAME: 0658

REASSIGNMENT AND RELEASE OF SECURITY INTEREST

This Reassignment and Release of Security Interest is made as of February ~~28~~ 2006 by Jacobs Center for Neighborhood Innovation, limited successor in interest to the City of San Diego, dba EmTek Fund ("LENDER") in favor of Diver Entertainment Systems, Inc., a California corporation, with its principal place of business at 11211 Sorrento Valley Blvd., Suite F, San Diego, CA 92121 (COMPANY").

Recital

WHEREAS, COMPANY assigned certain interests in the trademark described on Exhibit A (the "Trademark") and certain interests in the patent described on Exhibit B (the "Patent") to LENDER under a Security Agreement dated as of February 6, 2004 and recorded with the U.S. Patent and Trademark Office on March 1, 2004 at Reel Number 002920 and Frame Number 0519; and

WHEREAS, COMPANY assigned certain interests in the patent described on Exhibit B (the "Patent") to LENDER under a Security Agreement dated as of February 6, 2004 and recorded with the U.S. Patent and Trademark Office on March 1, 2004 at Reel Number 015008 and Frame Number 0750; and

WHEREAS, COMPANY has satisfied all its obligations to LENDER in the Security Agreement, and LENDER wishes to reassign all interest that LENDER may have in the Trademark.

Agreement

Now therefore, LENDER agrees that it releases its security interest in the Trademark and reassigns to COMPANY, without warranty or recourse, all interest of LENDER in the Trademark.

LENDER:

JACOBS CENTER FOR NEIGHBORHOOD INNOVATION, LIMITED
SUCCESSOR IN INTEREST TO THE
CITY OF SAN DIEGO, DBA EMTEK FUND


Signature

Name: MARK A. SULLIVAN

Title: EmTek Fund Manager

Address: c/o San Diego Revitalization Corp
City Heights Center
4305 University Avenue, 6th Floor
San Diego, CA 92105

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EXHIBIT A

Trademarks

<u>Description</u>	Registration/ Application <u>Number</u>	Registration/ Application <u>Date</u>
H2O Audio	2991807	9/6/2005

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EXHIBIT B

Patents

<u>Description</u>	Registration/ Application <u>Number</u>	Registration/ Application <u>Date</u>
System for Housing a Personal S.C.U.B.A. Diving Audio System	6396769	5/28/2002
System for Housing an Audio System in an Aquatic Environment	6614722	9/2/2003

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