

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 |
| Silicon Valley Bank | 03/29/2013 |
| RECEIVING PARTY DATA | |
| Name: | X Plus One Solutions, Inc. |
| Street Address: | 315 Park Avenue South |
| Internal Address: | 12th Floor |
| City: | New York |
| State/Country: | NEW YORK |
| Postal Code: | 10010 |
| PROPERTY NUMBERS Total: 1 | |
| Property Type | Number |
| Patent Number: | 7313622 |
| CORRESPONDENCE DATA | |
| Fax Number: | |
| <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> | |
| Email: | arubin@gunder.com |
| Correspondent Name: | Aaron Rubin |
| Address Line 1: | 220 W. 42nd Street |
| Address Line 2: | 21st Floor |
| Address Line 4: | New York, NEW YORK 10036 |
| NAME OF SUBMITTER: | Aaron Rubin |
| Signature: | /agr/ |
| Date: | 04/02/2013 |
| This document serves as an Oath/Declaration (37 CFR 1.63). | |

OP \$40.00 7313622

Total Attachments: 5

source=0626_001#page1.tif

source=0626_001#page2.tif

source=0626_001#page3.tif

source=0626_001#page4.tif

source=0626_001#page5.tif

PATENT

REEL: 030137 FRAME: 0148

**TERMINATION AND RELEASE
OF SECURITY INTEREST IN INTELLECTUAL PROPERTY**

THIS TERMINATION AND RELEASE is entered into as of March 29, 2013, by Silicon Valley Bank (collectively together its successors and permitted assigns, the "Lender") as defined in the IP Security Agreement referred to below with X Plus One Solutions, Inc. a Delaware corporation (the "Grantor").

WITNESSETH:

WHEREAS, pursuant to an Intellectual Property Security Agreement dated as of October 18, 2007, in favor of Lender (the "IP Security Agreement"), a security interest (the "Security Interest") was granted by the Grantor to Lender in the Intellectual Property Collateral (as defined in the IP Security Agreement);

WHEREAS, the IP Security Agreement was recorded against certain patents in the United States Patent and Trademark Office;

WHEREAS, the IP Security Agreement was recorded against certain trademarks and trademark applications in the United States Patent and Trademark Office; and

WHEREAS, the Lender now desires to terminate and release the entirety of its Security Interest in the Intellectual Property Collateral listed in the IP Security Agreement;

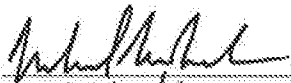
NOW, THEREFORE, for good and valuable consideration, including the satisfaction of all obligations, indebtedness, and liabilities secured by the Intellectual Property Collateral pursuant to the IP Security Agreement, the receipt and adequacy of which are hereby acknowledged, and upon the terms set forth in this Termination and Release, Lender hereby states as follows:

1. Definitions. All capitalized terms used but not otherwise defined herein have the meanings given to them in the IP Security Agreement.
2. Release of Security Interest. Lender hereby terminates, releases, and discharges its Security Interest in the Intellectual Property Collateral including the trademark collateral listed in Schedule 1 attached hereto, and the patent collateral listed in Schedules 2 attached hereto. Any and all right, title, or interest of Lender in such Intellectual Property Collateral and all proceeds thereof, including, without limitation, any and all causes of action which may exist by reason of infringement thereof, shall hereby cease and become void.
3. Further Assurances. The Lender hereby agrees, at Grantor's cost and expense, to duly execute, acknowledge, procure and deliver any further documents and to do such other acts as may be reasonably necessary to effect the release of the Security Interest in the Intellectual Property Collateral contemplated hereby.

[Signature Page Follows]

IN WITNESS WHEREOF, the undersigned has executed this Termination and Release of Security Interest in Intellectual Property by its duly authorized officer as of the date first written above.

SILICON VALLEY BANK

By: 
Name: Michael McMichael
Title: Vice President

**Schedule I
to
Termination and Release of Security Interest in Intellectual Property**

I. U.S. Trademarks

| <u>Mark</u> | <u>Serial No.</u> | <u>Filing Date</u> |
|-------------|-------------------|--------------------|
| POE | 77115031 | 2/23/2007 |
| COOKIE JAR | 78614478 | 4/22/2005 |
| SMARTSERVE | 78618773 | 4/28/2005 |

Schedule 2
to
Termination and Release of Security Interest in Intellectual Property

I. U.S. Patents

1. US Patent 7,313,622, issued December 25, 2007.

GDSVF&RV1651725.1

RECORDED: 04/02/2013

**PATENT
REEL: 030137 FRAME: 0153**