

9-16-03

09-16-2003

Form PTO-1594 R  
OMB No. 0651-0027 (exp. 6/30/2005)

HEET  
-Y  
U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office



102552043

To the Honorable Commissioner of P... the attached original documents or copy thereof.

1. Name of conveying party(ies):  
QUANTUM CORPORATION

Individual(s)                       Association  
 General Partnership               Limited Partnership  
 Corporation-State DELAWARE  
 Other \_\_\_\_\_

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

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

Name: SNAP APPLIANCE, INC.  
Internal \_\_\_\_\_  
Address: \_\_\_\_\_

Street Address: 2001 LOGIC DRIVE

City: SAN JOSE State: CA ZIP: 95124

Individual(s) citizenship \_\_\_\_\_  
 Association \_\_\_\_\_  
 General Partnership \_\_\_\_\_  
 Limited Partnership \_\_\_\_\_  
 Corporation-State DELAWARE  
 Other \_\_\_\_\_

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
(Designations must be a separate document from Assignment)  
Additional name(s) & address(es) attached?  Yes  No

3. Nature of conveyance:

Assignment                       Merger  
 Security Agreement               Change of Name  
 Other RELEASE OF SECURITY INTEREST

Execution Date: JUNE 12, 2003

4. Application number(s) or registration number(s):

A. Trademark Application No.(s) 78/178397, 76/367586, 78/147217, 78/028661, 78/028662, 78/028663, 76/337508, 76/353991, 78/154312, 78/159108

B. Trademark Registration No.(s) 2421713, 2428674

Additional numbers attached?  Yes  No

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

Name: BARBARA ALDER

Internal Address: PAUL, HASTINGS, JANOFSKY & WALKER LLP

Street Address: 695 TOWN CENTER DRIVE, 17TH FLOOR

City: COSTA MESA State: CA ZIP: 92626

6. Total number of applications and registrations involved: 12

7. Total fee (37 CFR 3.41): \$ 315.00

Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number: \_\_\_\_\_

(Attach duplicate copy of this page if paying by deposit account)

09/16/2003 DBYRNE 00000187 78178397  
01 FC:8521 40.00 OP  
02 FC:8522 275.00 OP

DO NOT USE THIS SPACE

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.

BARBARA ALDER                      Barbara Alder                      10 Sep 2003  
Name of Person Signing                      Signature                      Date

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

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patent & Trademarks, Box Assignments  
Washington, D.C. 20231

**RELEASE AND TERMINATION  
(Trademarks)**

This Release and Termination (this "Termination") is made as of this 12th day of June, 2003, by Quantum Corporation ("Quantum").

R E C I T A L S

A. Pursuant to that certain Security Agreement dated October 28, 2002 between Snap Appliance, Inc. (the "Company") and Quantum, the Company granted to Quantum a security interest in certain assets including, without limitation, those Trademarks listed on Schedule I attached hereto (collectively, the "trademarks").

B. Pursuant to that certain Amendment and Repurchase Agreement dated June 12, 2003 between the Company and Quantum, Quantum has agreed to terminate and release its security interest in all of the Company's assets, including, without limitation, the Trademarks.

A G R E E M E N T

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Quantum does hereby covenant and agree as follows:

1. Quantum hereby terminates and releases its security interest in all of the Company's assets, including, without limitation, the Trademarks.

2. Quantum represents and warrants that it has the power and authority to execute this Termination.

3. Quantum represents and warrants that it has not assigned or otherwise encumbered its security interest in the Trademarks or such other assets.

4. Quantum hereby agrees to execute, acknowledge and deliver all such further instruments and to take all such further actions as may be reasonably required in order to more fully and effectively carry out the purposes of this Termination.

IN WITNESS WHEREOF, Quantum has duly executed this Termination as of the day and year first above written.

QUANTUM CORPORATION

By: 

Name: Ken Howell

Title: SR. Corp. Counsel

Schedule I  
TRADEMARKS

OC/315573.1

TRADEMARK  
REEL: 002824 FRAME: 0757

TRADEMARKS

**TRADEMARKS REGISTRATIONS**

<u>Registration No.</u>	<u>Registration Date</u>	<u>Filing Date</u>	<u>Registered Owner</u>	<u>Mark</u>	<u>Country</u>
2421713	01/16/01		Snap Appliance, Inc.	SNAP! SERVER	United States
2428674	02/13/01		Snap Appliance, Inc.	NETWORK STORAGE MADE SIMPLE	United States

TRADEMARK APPLICATIONS

**PENDING TRADEMARK APPLICATIONS**

<u>Application No.</u>	<u>Filing Date</u>	<u>Applicant</u>	<u>Mark</u>	<u>Country</u>
78/028661	10/2/00	Snap Appliance, Inc.	BROADBAND STORAGE	United States
78/028662	10/2/00	Snap Appliance, Inc.	BROADBAND FILER	United States
78/028663	10/2/00	Snap Appliance, Inc.	BROADSTOR	United States
76/337508	11/13/01	Snap Appliance, Inc.	BDFS	United States
76/353991	12/13/01	Snap Appliance, Inc.	DATA OPTIMIZER	United States
78/147217	7/24/02	Snap Appliance, Inc.	RAPID REBUILD	United States
78/154312	8/14/02	Snap Appliance, Inc.	QUICKSHOTS	United States
78/159108	8/29/02	Snap Appliance, Inc.	SCALABLE UNIFIED STORAGE	United States
78/178,397	10/25/02	Snap Appliance, Inc.	SNAP APPLIANCE	United States
76367586	02/06/02	Snap Appliance, Inc.	GUARDIAN	United States

Atlanta  
Beijing  
Hong Kong  
London  
Los Angeles  
New York  
Orange County  
San Diego  
San Francisco  
Stamford  
Tokyo  
Washington, D.C.

(714) 668-6327  
barbaraalder@paulhastings.com

September 11, 2003

31594.00007

VIA UPS

Commissioner of Patent & Trademarks  
Box Assignments  
U.S. Patent and Trademark Office  
1213 Jefferson Davis Highway, Suite 320  
Washington, D.C. 20231

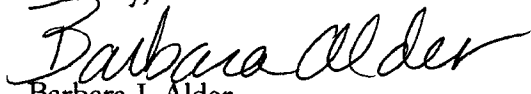
Re: **Snap Appliance, Inc.**  
**Release of Security Interest in Trademarks**

Dear Commissioner:

Enclosed are a Recordation Form Cover Sheet and relevant supporting documentation regarding the release and termination of a security interest in 12 registered trademarks and applications of Snap Appliance, Inc. by the secured party, Quantum Corporation and a check for \$315.00 to cover the filing fee.

Please record the enclosed documents and return evidence of the recorded documents to me as indicated on the recordation cover sheet. Please acknowledge receipt of the enclosed documents by placing your receipt stamp on the enclosed copy of this letter and returning it to me in the enclosed return envelope. Thank you.

Sincerely,



Barbara J. Alder  
Senior Paralegal-Corporate Specialist

Enclosures