

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	CORRECTIVE ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	Corrective Assignment to correct the property list, removing Reg. No. 2357649 from the list of properties. previously recorded on Reel 003130 Frame 0891. Assignor(s) hereby confirms the Release of Intellectual Property Collateral.

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Wells Fargo Bank, N.A.		07/26/2005	National Banking Association: UNITED STATES

**RECEIVING PARTY DATA**

<b>Name:</b>	Business Telecom Corp.
<b>Street Address:</b>	1791 O. G. Skinner Drive
<b>Internal Address:</b>	Chief Administrative Office
<b>City:</b>	West Point
<b>State/Country:</b>	GEORGIA
<b>Postal Code:</b>	31833
<b>Entity Type:</b>	CORPORATION: NORTH CAROLINA

<b>Name:</b>	BTI Telecom Corp.
<b>Street Address:</b>	1791 O. G. Skinner Drive
<b>Internal Address:</b>	Chief Administrative Officer
<b>City:</b>	West Point
<b>State/Country:</b>	GEORGIA
<b>Postal Code:</b>	31833
<b>Entity Type:</b>	CORPORATION: NORTH CAROLINA

<b>Name:</b>	Business Telcom of Virginia, Inc.
<b>Street Address:</b>	1791 O. G. Skinner Drive
<b>Internal Address:</b>	Chief Administrative Officer
<b>City:</b>	West Point
<b>State/Country:</b>	GEORGIA
<b>Postal Code:</b>	31833
<b>Entity Type:</b>	CORPORATION: VIRGINIA

CH \$40.00 2357649

Name:	Interstate Fibernet, Inc.
Street Address:	1791 O. G. Skinner Drive
Internal Address:	Chief Administrative Officer
City:	West Point
State/Country:	GEORGIA
Postal Code:	31833
Entity Type:	CORPORATION: DELAWARE

Name:	ITC Deltacom, Inc.
Street Address:	1791 O. G. Skinner Drive
Internal Address:	Chief Administrative Officer
City:	West Point
State/Country:	GEORGIA
Postal Code:	31833
Entity Type:	CORPORATION: DELAWARE

Name:	ITC Deltacom Communications, Inc.
Street Address:	1791 O. G. Skinner Drive
Internal Address:	Chief Administrative Officer
City:	West Point
State/Country:	GEORGIA
Postal Code:	31833
Entity Type:	CORPORATION: ALABAMA

Name:	Deltacom Information Systems, Inc.
Street Address:	1791 O. G. Skinner Drive
Internal Address:	Chief Administrative Officer
City:	West Point
State/Country:	GEORGIA
Postal Code:	31833
Entity Type:	CORPORATION: ALABAMA

PROPERTY NUMBERS Total: 1

Property Type	Number	Word Mark
Registration Number:	2357649	OPTIMIZER

CORRESPONDENCE DATA

Fax Number: (617)523-1231

*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

Phone: 617.570.1292

**TRADEMARK**  
**REEL: 003696 FRAME: 0366**

Email: mrovner@goodwinprocter.com  
Correspondent Name: Miriam J. Rovner, Senior Paralegal  
Address Line 1: Goodwin Procter LLP  
Address Line 2: Exchange Place, 53 State Street  
Address Line 4: Boston, MASSACHUSETTS 02109

ATTORNEY DOCKET NUMBER:	099998-000520
NAME OF SUBMITTER:	Miriam J. Rovner
Signature:	/mjr/
Date:	01/11/2008

**Total Attachments: 19**

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**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

**07/29/2005**  
**900029211**

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	Release of Intellectual Property Collateral

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Wells Fargo Bank, N.A.		07/26/2005	National Banking Association:

**RECEIVING PARTY DATA**

<b>Name:</b>	Business Telecom, Inc.
<b>Street Address:</b>	1791 O. G. Skinner Drive
<b>Internal Address:</b>	Chief Administrative Officer
<b>City:</b>	West Point
<b>State/Country:</b>	GEORGIA
<b>Postal Code:</b>	31833
<b>Entity Type:</b>	CORPORATION: NORTH CAROLINA

<b>Name:</b>	BTI Telecom Corp.
<b>Street Address:</b>	1791 O. G. Skinner Drive
<b>Internal Address:</b>	Chief Administrative Office
<b>City:</b>	West Point
<b>State/Country:</b>	GEORGIA
<b>Postal Code:</b>	31833
<b>Entity Type:</b>	CORPORATION: NORTH CAROLINA

<b>Name:</b>	Business Telcom of Virginia, Inc.
<b>Street Address:</b>	1791 O. G. Skinner Drive
<b>Internal Address:</b>	Chief Administrative Officer
<b>City:</b>	West Point
<b>State/Country:</b>	GEORGIA
<b>Postal Code:</b>	31833
<b>Entity Type:</b>	CORPORATION: VIRGINIA

<b>Name:</b>	Interstate Fibernet, Inc.
<b>Street Address:</b>	1791 O.G. Skinner Drive

CH \$615.00 2071650

Internal Address:	Chief Administrative Officer
City:	West Point
State/Country:	GEORGIA
Postal Code:	31833
Entity Type:	CORPORATION: DELAWARE

Name:	ITC Deltacom, Inc.
Street Address:	1791 O. G. Skinner Drive
Internal Address:	Chief Administrative Officer
City:	West Point
State/Country:	GEORGIA
Postal Code:	31833
Entity Type:	CORPORATION: DELAWARE

Name:	ITC Deltacom Communications, Inc.
Street Address:	1791 O. G. Skinner Drive
Internal Address:	Chief Administrative Officer
City:	West Point
State/Country:	GEORGIA
Postal Code:	31833
Entity Type:	CORPORATION: ALABAMA

Name:	Deltacom Information Systems, Inc.
Street Address:	1791 O. G. Skinner Drive
Internal Address:	Chief Administrative Officer
City:	West Point
State/Country:	GEORGIA
Postal Code:	31833
Entity Type:	CORPORATION: ALABAMA

PROPERTY NUMBERS Total: 24

Property Type	Number	Word Mark
Registration Number:	2071650	DELTACOM
Registration Number:	2071715	DELTACOM
Registration Number:	2405331	ITC^DELTACOM
Registration Number:	2405335	ITC^DELTACOM
Registration Number:	2407859	ITC DELTACOM
Registration Number:	2407860	ITC DELTACOM

Serial Number:	76010576	E^COM
Registration Number:	2528538	E^DELTA COM
Registration Number:	2900348	EVERYBODY'S TALKING
Registration Number:	1348561	SCIENTIFIC TELECOM
Registration Number:	2427897	BTI
Registration Number:	2461862	BTI TELECOMMUNICATIONS SERVICES
Registration Number:	2429877	D.S. LYNX
Registration Number:	2533513	D.S.LYNX
Registration Number:	2577608	INVOICE ONLINE
Registration Number:	2563320	MAX COMMERCE
Registration Number:	2561449	MAX COMMERCE A BTI COMPANY
Registration Number:	2357649	OPTIMIZER
Registration Number:	2711255	SIMPLICI-T
Serial Number:	76488925	TELECOM SIMPLIFIED
Registration Number:	2581457	THE FASTEST CAT ON THE NET
Registration Number:	2874175	VOICEPACK
Serial Number:	76614474	THINK OUTSIDE THE BELL
Registration Number:	2426407	BTINET

**CORRESPONDENCE DATA**

Fax Number: (617)523-1231  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 617.570.1292  
 Email: mrovner@goodwinprocter.com  
 Correspondent Name: Miriam J. Rovner, Senior Paralegal  
 Address Line 1: Exchange Place, 53 State Street  
 Address Line 2: Goodwin Procter LLP  
 Address Line 4: Boston, MASSACHUSETTS 02192-2881

NAME OF SUBMITTER:	Miriam J. Rovner
Signature:	/mjr/
Date:	07/29/2005

Total Attachments: 10  
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**RELEASE OF INTELLECTUAL PROPERTY COLLATERAL**

This Release, dated as of July 26, 2005, is made by Wells Fargo Bank, N.A., a National Association, having a usual place of business at Sixth Street & Marquette Avenue, N9303-120, Minneapolis, MN 55479, acting in its capacity as Collateral Agent for the Secured Parties under that certain Third Amended and Restated Intellectual Property Security Agreement (the "IP Security Agreement") dated as of March 29, 2005, made and entered into by the Grantors listed on the signature pages thereof, each having a usual place of business at 1791 O.G. Skinner Drive, West Point, GA 31833 (each a "Debtor" and collectively, the "Debtors"). Capitalized terms used herein shall have the same meanings as defined in the IP Security Agreement, unless otherwise specified herein.

**WITNESSETH:**

WHEREAS, pursuant to the IP Security Agreement, as recorded in the records of the United States Patent & Trademark Office on April 6, 2005 at Reel 003061, Frame 0001, the Debtors granted to the Collateral Agent for the ratable benefit of the Secured Parties a continuing security interest in its Collateral, including but not limited to the patents and patent applications set forth on Schedule A hereto (the "Patents"), the trademark and service mark registrations and applications set forth on Schedule B hereto (the "Trademarks") and the copyright registrations and applications set forth in Schedule C hereto (the "Copyrights"); and

WHEREAS, the Collateral Agent acting on behalf of the Secured Parties now wishes to release and assign back to the Debtors its security interest in the Collateral, including without limitation the Patents, the Trademarks and the Copyrights and any goodwill of the business appurtenant thereto, and to have such release appear and be reflected on the records of the United States Patent & Trademark Office and/or any other governmental records where such IP Security Agreement has been recorded or reflected;

**NOW, THEREFORE**, in consideration of the foregoing and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Collateral Agent acting on behalf of the Secured Parties does hereby release, demise, discharge and assign back to the Debtors their security interest in, to and under the Collateral, including without limitation the Patents, the Trademarks, the Copyrights and any goodwill of the business appurtenant thereto, granted to the Collateral Agent for the ratable benefit of the Secured Parties pursuant to the IP



Security Agreement, and any right, title and interest of the Collateral Agent acting on behalf of the Secured Parties in, to or under the Collateral, including without limitation the Patents, the Trademarks, the Copyrights and any goodwill of the business appurtenant thereto shall hereby cease and become void.


Upon the reasonable request of the Debtors, the Collateral Agent acting on behalf of the Secured Parties shall execute any further documents as may be reasonably necessary to fully effectuate the release of their security interest in the Collateral, including without limitation the Patents, the Trademarks and the Copyrights set forth herein. The Debtor may at its own expense record this Release with the United States Patent & Trademark Office, and/or with any other governmental agency or agencies as the Debtors may deem necessary or appropriate to effectuate the release granted herein.

*[the remainder of this page intentionally left blank]*

**IN WITNESS WHEREOF**, the Collateral Agent acting on behalf of the Secured Parties has caused this Release to be executed as a sealed instrument by its respective duly authorized representatives as of the date first written hereinabove:

**COLLATERAL AGENT:**

Wells Fargo Bank, National Association  
in its capacity as Collateral Agent

By:   
Name: JEFFERY ROSE  
Title: Vice President

IN WITNESS WHEREOF, the Debtors have caused this Release to be executed as a sealed instrument by their respective duly authorized representatives as of the date first written hereinabove:

INTERSTATE FIBERNET, INC.

By: 

Name: \_\_\_\_\_

Title: \_\_\_\_\_

ITC^DELTA COM, INC

By: 

Name: \_\_\_\_\_

Title: \_\_\_\_\_

ITC^DELTA COM COMMUNICATIONS, INC.

By: 

Name: \_\_\_\_\_

Title: \_\_\_\_\_

DELTA COM INFORMATION SYSTEMS, INC.

By: 

Name: \_\_\_\_\_

Title: \_\_\_\_\_

BUSINESS TELECOM, INC.

By: 

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Signature Page to Release of IP Collateral

BTI TELECOM CORP.

By: 

Name: \_\_\_\_\_

Title: \_\_\_\_\_

BUSINESS TELECOM OF VIRGINIA, INC.

By: 

Name: \_\_\_\_\_

Title: \_\_\_\_\_

**SCHEDULE A**  
**PATENTS AND PATENT APPLICATIONS**

**NONE**

**SCHEDULE B**

**TRADEMARKS AND SERVICE MARKS – REGISTRATIONS AND APPLICATIONS**

<u>Owner</u>	<u>Trademark</u>	<u>Reg. No. / Serial No.</u>	<u>Registration Date/ Filing Date</u>	<u>Date Affidavit of Use and/or Renewal is Due: whether the Affidavit of Use and/or Renewal has been filed</u>
ITC^DeltaCom, Inc.	DELTACOM (Classes 38 and 42)	2,071,650	06/17/1997	Renewal and Affidavit of Use due 06/17/2007.
ITC^DeltaCom, Inc.	DELTACOM (& Design) (Classes 38 and 42)	2,071,715	06/17/1997	Renewal and Affidavit of Use due 06/17/2007.
ITC^DeltaCom, Inc.	ITC^DELTACOM (Class 38)	2,405,331	11/21/2000	Affidavit of Use due 11/21/06; Renewal and Affidavit of Use due 11/21/10.
ITC^DeltaCom, Inc.	ITC^DELTACOM (Class 42)	2,405,335	11/21/2000	Affidavit of Use due 11/21/06; Renewal and Affidavit of Use due 11/21/10.
ITC^DeltaCom, Inc.	ITC DELTACOM (& Design) (Class 38)	2,407,859	11/28/2000	Affidavit of Use due 11/28/06; Renewal and Affidavit of Use due 11/28/10.
ITC^DeltaCom, Inc.	ITC DELTACOM (& Design) (Class 42)	2,407,860	11/28/2000	Affidavit of Use due 11/28/06; Renewal and Affidavit of Use due 11/28/10.
ITC^DeltaCom, Inc.	E^COM (Classes 37, 38 and 42)	76/010,576	03/27/2000	Renewal and Affidavit of Use due 09/8/10.
ITC^DeltaCom, Inc.	E^DELTACOM (Classes 37, 38 and 42)	2,528,538	01/08/2002	Affidavit of Use due 01/08/08; Renewal and Affidavit of Use due 01/08/12.
ITC^DeltaCom Communications, Inc.	EVERYBODY'S TALKING (Class 38)	2,900,348	11/01/2004	Renewal and Affidavit of use due 05/02/10.
ITC^DeltaCom Communications, Inc.	GRAPEVINE (Class 38)	76/463,744	11/01/2002	Lost on appeal.
ITC^DeltaCom Communications, Inc.	GRAPEVINE EVERYBODY'S TALKING (Class 38)	76/463,530	11/01/2002	Abandoned.
Interstate FiberNet, Inc.	SCIENTIFIC TELECOM (& Design) (Classes 37, 38 and 42)	1,348,561	07/09/1985	Renewal and Affidavit of Use due 07/09/05.

<u>Owner</u>	<u>Trademark</u>	<u>Reg. No. / Serial No.</u>	<u>Registration Date/ Filing Date</u>	<u>Date Affidavit of Use and/or Renewal is Due; whether the Affidavit of Use and/or Renewal has been filed</u>
Interstate FiberNet, Inc.	AVDATA (Class 37)	2,158,977	05/19/1998	Abandoned.
Interstate FiberNet, Inc.	AVDATA (Class 42)	2,202,649	11/10/1998	Abandoned.
Interstate FiberNet, Inc.	AVDATA (& Design) (Class 37)	2,160,578	05/26/1998	Abandoned.
Interstate FiberNet, Inc.	AVDATA (& Design) (Class 42)	2,203,677	11/17/1998	Abandoned.
Business Telecom, Inc.	BTI (& Design) Classes 36, 38 and 42)	76/217,203	02/27/2001	Abandoned pursuant to Settlement Agreement with British Telecommunications.
Business Telecom, Inc.	BTI (Classes 36, 38 and 42)	2,427,897	02/13/2001	Affidavit of Use due 02/13/07; Renewal and Affidavit of Use due 02/13/11.
Business Telecom, Inc.	BTI TELECOMMUNIC ATIONS SERVICES (& Design) (Classes 36, 38 and 42)	2,461,862	06/19/2001	Affidavit of Use due 06/19/07; Renewal and Affidavit of Use due 06/19/11.
Business Telecom, Inc.	BTINET (Classes 38 and 42)	2,426,407	02/06/2001	Affidavit of Use due 02/06/07; Renewal and Affidavit of Use due 02/06/11. Will abandon pursuant to Settlement Agreement with British Telecommunications.
Business Telecom, Inc.	BTINET (& Design) (Classes 38 and 42)	76/135,109	09/25/2000	Abandoned pursuant to Settlement Agreement with British Telecommunications.
Business Telecom, Inc.	CLIENTEL (Class 38)	2,137,742	02/17/1998	Abandoned.
Business Telecom, Inc.	D.S. LYNX (& Design) (Class 38)	2,429,877	02/20/2001	Affidavit of Use due 02/20/07; Renewal and Affidavit of Use due 02/20/11.
Business Telecom, Inc.	D.S. LYNX (Class 38)	2,533,513	01/29/2002	Affidavit of Use due 01/29/08; Renewal and Affidavit of Use due 01/29/12.
Business Telecom, Inc.	FAMILY VALUES (Class 38)	2,134,879	02/03/1998	Abandoned.
Business Telecom, Inc.	FOUNDATIONS (Class 38)	2,137,741	02/17/1998	Abandoned.
Business Telecom, Inc.	HOSPITALITY SUITE	2,134,878	02/03/1998	Abandoned.

<u>Owner</u>	<u>Trademark</u>	<u>Reg. No. / Serial No.</u>	<u>Registration Date/ Filing Date</u>	<u>Date Affidavit of Use and/or Renewal is Due; whether the Affidavit of Use and/or Renewal has been filed</u>
	(Class 38)			
Business Telecom, Inc.	INVOICE ONLINE (& Design) (Class 36)	2,577,608	06/11/2002	Affidavit of Use due 06/11/08; Renewal and Affidavit of Use due 06/11/12.
Business Telecom, Inc.	MARKET VALUES (Class 38)	2,134,877	02/03/1998	Abandoned.
Business Telecom, Inc.	MAX COMMERCE (Classes 35 and 42)	2,563,320	04/23/2002	Affidavit of Use due 04/23/08; Renewal and Affidavit of Use due 04/23/12.
Business Telecom, Inc.	MAX COMMERCE A BTI COMPANY (& Design) (Classes 35 and 42)	2,561,449	04/16/2002	Affidavit of Use due 04/16/08; Renewal and Affidavit of Use due 04/16/12.
Business Telecom, Inc.	MEXICO EXPRESO (Class 36)	2,224,055	02/16/1999	Abandoned.
Business Telecom, Inc. [Owner in PTO database is listed as Radio Frequency Systems, Inc.]	OPTIMIZER (Class 9)	2,357,649	06/13/2000	Affidavit of Use due 06/13/06; Renewal and Affidavit of Use due 06/13/10.
Business Telecom, Inc.	SIMPLICI-T (& Design) (Class 38)	2,711,255	04/29/2003	Affidavit of Use due 04/29/09; Renewal and Affidavit of Use due 04/29/13.
Business Telecom, Inc.	SMARTER.FASTE R. BETTER.	2,134,895	02/03/1998	Abandoned.
Business Telecom, Inc.	TELECOM SIMPLIFIED	76/488,925	02/10/2003	Petition to revive abandoned application filed March 17, 2005.
Business Telecom, Inc.	THE FASTEST CAT ON THE NET	2,581,457	06/18/2002	Affidavit of Use due between 06/18/07 and 06/18/08; Renewal and Affidavit of Use due 06/18/12.
Business Telecom, Inc.	US DATACOM (Stylized)	76/135,122	09/25/2000	Abandoned.
Business Telecom, Inc.	VOICEPACK	2,874,175	08/17/2004	Affidavit of Use due 2/7/10.
ITC^DeltaCom Communications, Inc.	THINK OUTSIDE THE BELL	76614474	10/01/04	Pending.



**SCHEDULE C**

**COPYRIGHT REGISTRATIONS AND APPLICATIONS**

<u>Author/Claimant</u>	<u>Title</u>	<u>Registration Number</u>	<u>Date Created Published Registration</u>
Interstate FiberNet, Inc.  *Acquired by merger with AvData Systems in 1999	ADVANCED wireless solutions	TX4680412	1997  03/01/1997  06/09/1997
Interstate FiberNet, Inc.  *Acquired by merger with AvData Systems in 1999	Advanced enterprise solutions: AvData's levels of network management services.	TX4643784	1997  07/01/1997  07/21/1997
Interstate FiberNet, Inc.  *Acquired by merger with AvData Systems in 1999	Frame relay: Know the right questions before making the investment.	TX4583918	1997  03/01/1997  06/09/1997
Interstate FiberNet, Inc.  *Acquired by merger with AvData Systems in 1999	The NPCS Network Challenge	TX4601538	1997  02/01/1997  06/09/1997