

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Notice of Release of Security Interest in Trademarks		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Escalate Capital Partners SBIC I, L.P.		10/08/2010	LIMITED PARTNERSHIP: DELAWARE
RECEIVING PARTY DATA			
Name:	CPower, Inc.		
Street Address:	17 State Street		
Internal Address:	17th Floor		
City:	New York		
State/Country:	NEW YORK		
Postal Code:	10004		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 5			
Property Type	Number	Word Mark	
Registration Number:	3129643	CONSUMERPOWERLINE	
Registration Number:	3314631	HOME JOULE	
Serial Number:	77184348	ENERGY JOULE	
Registration Number:	3624384	CPOWER	
Serial Number:	77892549	CPOWERPULSE	
CORRESPONDENCE DATA			
Fax Number:	(214)758-1550		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	214-758-1509		
Email:	wwalker@pattonboggs.com		
Correspondent Name:	Vicky Walker, Patton Boggs LLP		
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OP \$140.00 3129643

ATTORNEY DOCKET NUMBER:	023854.0128
NAME OF SUBMITTER:	Vicky Walker, Senior Paralegal
Signature:	/Vicky Walker/
Date:	10/08/2010
Total Attachments: 2 source=CPower Release of Trademarks#page1.tif source=CPower Release of Trademarks#page2.tif	

NOTICE OF RELEASE OF
SECURITY INTEREST IN TRADEMARKS

WHEREAS, CPower, Inc., a Delaware corporation (the "Assignor") assigned to and granted to Escalate Capital Partners SBIC I, L.P., a Delaware limited partnership (as successor in interest to Escalate Capital I, L.P.) ("Assignee"), a security interest in all right, title and interest of Assignor in and to certain trademarks and related goodwill for which there are registrations or applications in the United States Patent and Trademark Office under the numbers shown in the attached Annex I hereto (the "Trademarks").

WHEREAS, Assignee wishes to provide a document suitable for recording in the United States Patent and Trademark Office for purposes of recording the termination, release, relinquishment and discharge of its security interest in the Trademarks;

NOW, THEREFORE, in consideration of and in exchange for good and valuable consideration, Assignee hereby terminates, relinquishes, releases and discharges its security interest in the Trademarks (including all reissuances, continuations, continuations-in-part, divisions, revisions, extensions, Foreign counterparts and reexaminations thereof).

IN WITNESS WHEREOF, the Assignee has caused this Notice of Release of Security Interest in Trademarks to be duly executed as of October 8, 2010.

ESCALATE CAPITAL PARTNERS SBIC I, L.P.,
a Delaware limited partnership

By: Escalate SBIC Capital Management, LLC
its general partner

By: Simon James
Name: SIMON JAMES
Title: MEMBER

ANNEX I
Trademarks Applications and Registrations

	MARK	SERIAL NO.	REG. NO./DATE	SERVICES	STATUS
1	CONSUMERPOWERLINE	78/707020 (Filed on 09/06/2005)	3129643 (Registered on 8/15/2006)	Consulting services in the field of energy conservation measures that generate savings and revenue for building owners, managers, and tenants (Int'l Class 35)	Registered
2	HOME JOULE	78/895870 (Intent -to-Use Application filed on 5/30/2006)	3,314,631 (Registered on 10/16/2007)	Data display device, namely, an LCD screen using numbers, text, graphics, and LED colors to display data relating to hourly energy prices, building or apartment energy usage, possible energy shortages, and the presence of incentives for responsible energy usage, to help consumers make informed decisions about personal or business energy usage (Int'l Class 9)	Registered
3	ENERGY JOULE	77/184,348 (Intent-to-Use Application filed on 5/18/2007)		Data display device, namely, an LCD screen using numbers, text, graphics, and LED colors to display data relating to hourly energy prices, building or apartment energy usage, possible energy shortages, and the presence of incentives for responsible energy usage, to help consumers make informed decisions about personal or business energy usage (Int'l Class 9)	Notice of Allowance issued on 2/19/2008; Third request for extension of time to file a Statement of Use approved on 9/12/2009. Statement of Intent to Use due 2/19/2010.
4	CPOWER	77463387 (Intent-to-Use Application filed on 5/1/2008)	3,624,384 (Registered on 5/19/2009)	Energy usage management information series; Information in the field of energy management.	Registered
5	CPOWERPULSE	77/892,549 (intent to use application filed on 12/14/09)		Energy usage management information series; Information in the field of energy management.	