## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM751985

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	Release of Security Interest in Trademarks Previously Recorded at Reel/Frame (7321/0923)

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Cerberus Business Finance Agency, LLC		08/29/2022	Limited Liability Company: DELAWARE

#### **RECEIVING PARTY DATA**

Name:	Stratus Technologies Ireland Limited		
Street Address:	Unit 275, Block F		
Internal Address:	Blanchardstown Corp. Pk.2		
City:	Dublin 15		
State/Country:	IRELAND		
Entity Type:	Company: IRELAND		

#### **PROPERTY NUMBERS Total: 16**

Property Type	Number	Word Mark	
Registration Number:	2001821	CONTINUUM	
Registration Number:	2727568	FTSERVER	
Registration Number:	2816979	SINAP	
Registration Number:	1305730	STRATUS	
Registration Number:	1267767	STRATUS	
Registration Number:	2515844	THE AVAILABILITY COMPANY	
Registration Number:	2564766	FTSERVER	
Registration Number:	4964899	STRATUS CLOUD	
Registration Number:	2055099	SPLITSITE	
Registration Number:	2642787	MARATHON	
Registration Number:	3374167	EVERRUN	
Registration Number:	4689868	EVERRUN ENTERPRISE	
Serial Number:	88481610	STRATUS ZTC	
Serial Number:	88481634	STRATUS ZTC	
Serial Number:	88481638	STRATUS ZTC EDGE	
Serial Number:	88481646	STRATUS ZTC EDGE	

#### **CORRESPONDENCE DATA**

**TRADEMARK** 

REEL: 007835 FRAME: 0134 900716917

**Fax Number:** 2124552502

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.

Phone: 2124553544
Email: jmull@stblaw.com
Correspondent Name: Rachelle Broida

Address Line 1: 425 Lexington Avenue

Address Line 4: New York, NEW YORK 10017

ATTORNEY DOCKET NUMBER:	082229/0008
NAME OF SUBMITTER:	J. Jason Mull
SIGNATURE:	/J. Jason Mull/
DATE SIGNED:	08/29/2022

#### **Total Attachments: 3**

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TRADEMARK REEL: 007835 FRAME: 0135

#### RELEASE OF SECURITY INTEREST IN TRADEMARKS

This RELEASE OF SECURITY INTEREST IN TRADEMARKS (this "Release"), dated as of August 29, 2022, is made by Cerberus Business Finance Agency, LLC, a Delaware limited liability company, as collateral agent (in such capacity, together with its successors and assigns, the "Releasor"), in favor of STRATUS TECHNOLOGIES IRELAND LIMITED, a company incorporated in Ireland (the "Releasee").

WHEREAS, pursuant to that certain Security Agreement, dated as of June 8, 2021 (the "Security Agreement"), the Releasee granted to the Releasor, for the benefit of the Secured Parties, a continuing security interest in all right, title and interest of the Releasee in, to and under the trademarks and service marks listed on Schedule A attached hereto, which trademarks and service marks are registered or applied for in the United States Patent and Trademark Office (the "Trademarks"), together with, among other things, the goodwill associated with such Trademarks, the right to receive all Proceeds therefrom and the right to bring claims for infringement or other conflict with the foregoing (collectively, the "Collateral").

WHEREAS, pursuant to that certain Grant of Security Interest in Trademark Rights, dated as of June 8, 2021, recorded in the United States Patent and Trademark Office on June 9, 2021 at Reel 7321, Frame 0923 (the "<u>Trademark Security Agreement</u>"), the Releasee pledged and granted to the Releasor for the benefit of the Releasor and the Secured Parties, a continuing security interest in the Collateral; and

WHEREAS, the Releasee has requested, and the Releasor wishes to provide, a document suitable for recording in the United States Patent and Trademark Office for purposes of recording the release, relinquishment and discharge of the Releasor's security interest in the Collateral.

NOW, THEREFORE, in consideration of and in exchange for good and valuable consideration, the Releasor hereby agrees as follows:

- 1. <u>Defined Terms</u>. All capitalized terms used but not otherwise defined herein have the meanings given to them in the Trademark Security Agreement or the Security Agreement.
- 2. <u>Release of Security Interest</u>. The Releasor, on behalf of itself and the Secured Parties, without representation, warranty or recourse, hereby releases, relinquishes, terminates, cancels and discharges fully its security interest in the Collateral.
- 3. <u>Governing Law</u>. THIS RELEASE AND THE RIGHTS AND OBLIGATIONS OF THE PARTIES HEREUNDER SHALL BE GOVERNED BY, AND SHALL BE CONSTRUED AND INTERPRETED IN ACCORDANCE WITH, THE LAWS OF THE STATE OF NEW YORK.

[Signature Page Follows]

TRADEMARK REEL: 007835 FRAME: 0136 IN WITNESS WHEREOF, the parties have caused this Release of Security Interest in Trademarks to be duly executed as of the date first above written.

CERBERUS BUSINESS FINANCE

AGENCY, LLC, as Releasor

By:

Name: Daniel E. Wolf

Title: Senior Managing Director

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# **SCHEDULE A**

## **Trademarks**

## U.S. REGISTERED TRADEMARKS AND TRADEMARK APPLICATIONS

Trademark	Owner	Application Number	Registration Number	Status
		(App. Date)	(Reg. Date)	
Continuum	Stratus Technologies	74/549,048	2001821	Registered
	Ireland Limited	(07/14/1994)	(09/17/1996)	
ftServer with design	Stratus Technologies	76/024,555	2727568	Registered
	Ireland Limited	(04/13/2000)	(06/17/2003)	
SINAP	Stratus Technologies	78/064,464	2816979	Registered
	Ireland Limited	(05/18/2001)	(02/24/2004)	_
STRATUS	Stratus Technologies	73/361,973	1305730	Registered
	Ireland Limited	(04/28/1982)	(11/20/1984)	
STRATUS - Stylized	Stratus Technologies	73/361,952	1267767	Registered
	Ireland Limited	(04/28/1982)	(02/21/1984)	
The Availability	Stratus Technologies	75/598,920	2,515,844	Registered
Company	Ireland Limited	(12/02/1998)	(Supp Reg)	
			(12/04/2001)	
ftServer	Stratus Technologies	75/917,156	2,564,766	Registered
	Ireland Limited	(02/11/2000)	(Supp Reg)	
			(04/23/2002)	
Stratus Cloud	Stratus Technologies	85/953,454	4964899	Registered
	Ireland Limited	(06/07/2013)	(05/24/2016)	
Splitsite	Stratus Technologies	75104187	2055099	Registered
	Ireland Limited	(05/14/1996)	(04/22/1997)	
Marathon	Stratus Technologies	76361392	2642787	Registered
	Ireland Limited	(01/22/2002)	(10/29/2002)	
everRun	Stratus Technologies	78847101	3374167	Registered
	Ireland Limited	(03/27/2006)	(01/22/2008)	
everRun Enterprise	Stratus Technologies	86/166269	4689868	Registered
•	Ireland Limited	(01/15/2014)	(02/17/2015)	
Stratus ZTC	Stratus Technologies	88/481,610	N/A	Pending
	Ireland Limited	(06/20/2019)		
Stratus ZTC	Stratus Technologies	88/481,634	N/A	Pending
	Ireland Limited	(06/20/2019)		
Stratus ztC Edge	Stratus Technologies	88/481,638	N/A	Pending
	Ireland Limited	(06/20/2019)		
Stratus ztC Edge	Stratus Technologies	88/481,646	N/A	Pending
	Ireland Limited	(06/20/2019)		

**RECORDED: 08/29/2022** 

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