

# M

CHFP025

Please do not  
write in  
this margin

Please complete  
legibly, preferably  
in black type, or  
bold block lettering

\* insert full name  
of Company

## COMPANIES FORM No. 395

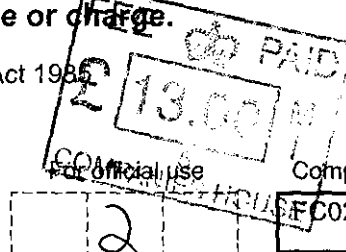
180309/13

### Particulars of a mortgage or charge

A fee of £13 is payable to Companies House in respect  
of each register entry for a mortgage or charge.

Pursuant to section 395 of the Companies Act 1985

To the Registrar of Companies  
(Address overleaf - Note 6)



Company number

FC023582

Name of company

\* Guidance Software Inc ("the Company") incorporated under the laws of the State of California and registered at Companies House as a foreign company.

Date of creation of the charge

2 May 2006

Description of the instrument (if any) creating or evidencing the charge (note 2)

Rent Deposit Deed ("the Deed")

Amount secured by the mortgage or charge

The payment of all sums, whether actual or contingent required for one or more of the following:

- 7.
- (a) to make good any loss or damage to the Landlord arising from any breach by the Company of the Covenants;
  - (b) to make good any dilapidations to the Premises at the end of the term of the Lease;
  - (c) to make good any loss or damage to the Landlord arising from any breach by the Company of the terms of the Deed;
  - (d) to make good any loss or damage to the Landlord arising from an Event of Default, including any sums for which the Landlord is entitled to prove in the winding up or bankruptcy of the Company whether or not following a disclaimer of the Lease; and
  - (e) to pay all reasonable legal and other costs, charges and expenses incurred by the Landlord in relation to paragraphs (a) to (d) above ("the Liabilities").

(Please see Addendum 4/4 for definitions.)

Names and addresses of the mortgagees or persons entitled to the charge

T R Property Investment Trust plc of 4 Broadgate, London ("the Landlord")

Postcode EC2M 2DA

Presenter's name address and  
reference (if any):

Bond Pearce  
Oceana House  
39-49 Commercial Road  
Southampton SO15 1GA

3A 1335298 1

Time critical reference

For official Use (02/00)

Mortgage Section

Post room



A03  
COMPANIES HOUSE

\*AU582742\*

547  
04/05/2006

Short particulars of all the property mortgaged or charged

1. The Company with full title guarantee and as continuing security for the Liabilities charges the Balance by way of first fixed equitable charge to the Landlord as a continuing security for the payment and discharge of the Liabilities.
2. The Company is not to create any other legal or equitable charge (whether fixed or floating) lien or encumbrance over the Balance whether ranking in priority to, equal with or behind the security created by the Deed.

Please do not  
write in  
this margin

*Please complete  
legibly, preferably  
in black type, or  
bold block  
lettering*

Particulars as to commission allowance or discount (note 3)

None

Signed

*Ind Pave LLP*

Date

*3 May 2006*

*A fee is payable  
to Companies  
House in  
respect of each  
register entry  
for a mortgage  
or charge.  
(See Note 5)*

On behalf of [mortgagee/chargee]<sup>†</sup>

<sup>†</sup> delete as  
appropriate

Notes

- 1 The original instrument (if any) creating or evidencing the charge, together with these prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of creation of the charge (section 395). If the property is situated and the charge was created outside the United Kingdom delivery to the Registrar must be effected within 21 days after the date on which the instrument could in due course of post, and if dispatched with due diligence, have been received in the United Kingdom (section 398). A copy of the instrument creating the charge will be accepted where the property charged is situated and the charge was created outside the United Kingdom (section 398) and in such cases the copy must be verified to be a correct copy either by the company or by the person who has delivered or sent the copy to the Registrar. The verification must be signed by or on behalf of the person giving the verification and where this is given by a body corporate it must be signed by an officer of that body. A verified copy will also be accepted where section 398(4) applies (property situate in Scotland or Northern Ireland) and Form No. 398 is submitted.
- 2 A description of the instrument, eg "Trust Deed", "Debenture", "Mortgage", or "Legal charge", etc, as the case may be, should be given.
- 3 In this section there should be inserted the amount or rate per cent. of the commission, allowance or discount (if any) paid or made either directly or indirectly by the company to any person in consideration of his;
  - (a) subscribing or agreeing to subscribe, whether absolutely or conditionally, or
  - (b) procuring or agreeing to procure subscriptions, whether absolute or conditional,for any of the debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.
- 4 If any of the spaces in this form provide insufficient space the particulars must be entered on the prescribed continuation sheet.
- 5 A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge. Cheques and Postal Orders must be made payable to **Companies House**.
- 6 The address of the Registrar of Companies is: Companies House, Crown Way, Cardiff CF14 3UZ

M395 Continuation

Company number

FC023582

Name of company

\* insert full name  
of company

\* Guidance Software Inc

Addendum 1/4

1. Description of the instrument creating or evidencing the mortgage or charge (continued) (note 2)

Addendum 2/4

2. Amount due or owing on the mortgage or charge (continued)

Company number

FC023582

Name of company

\* insert full name  
of company

\* Guidance Software Inc

Addendum 3/4

3. Names, addresses and description of the mortgagees or persons entitled to the charge (continued)

Company number

FC023582

Name of company

\* insert full name  
of company

\* Guidance Software Inc

Addendum 4/4

4. Short particulars of all the property mortgaged or charged (continued)

Definitions

In this form the following words have the following meanings:

"Account" - means a separate interest bearing Account opened by the Landlord with such clearing bank in England and Wales as the Landlord shall so nominate.

"Balance" - means the balance from time to time standing to the credit of the Account.

"Covenants" - means the obligations and conditions in the Lease to be complied with by a tenant of the Lease, including the obligation to pay the rent.

"Event of default" - means one or more of the following events:

- (a) the disclaimer of the Lease by the Crown or by a liquidator or trustee in bankruptcy of the Company;
- (b) if the Company is a company, the Company is struck off the register of companies or otherwise ceases to exist;  
and
- (c) the forfeiture of the Lease

"Lease" - means a lease of the Premises dated the same date as the Deed made between (1) The Landlord and (2) the Company together with any documents varying or supplemental or ancillary to it.

"Premises" - means the Premises known as Part Fifth Floor (South) Thames Central, Hatfield Road, Slough described in more detail in the Lease

FILE COPY



## CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 401(2) of the Companies Act 1985

COMPANY No. FC023582

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT RENT DEPOSIT DEED DATED THE 2nd MAY 2006 AND CREATED BY GUIDANCE SOFTWARE, INC. FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO T R PROPERTY INVESTMENT TRUST PLC UNDER THE TERMS OF THE AFOREMENTIONED INSTRUMENT CREATING OR EVIDENCING THE CHARGE WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 4th MAY 2006.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 8th MAY 2006.

*P. Ceru*



*Companies House*

— for the record —



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES