

APR - 8 1998

05-01-1998

ET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark OfficeTab settings ☐ ☐ ☐

To the Honorable Commissioner of Patents

100700334

d original documents or copy thereof.

1. Name of conveying party(ies):

ASCOM HOLDING INC.

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

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other _____

Execution Date: 3/28/98

2. Name and address of receiving party(ies)

Name: ASCOM USA INC.

Internal Address: _____

Street Address: 9 East 9th Street, Apt 1

City: New York State: New York ZIP: 10003

Additional name(s) & address(es) attached? ☐ Yes ☐ No

4. Application number(s) or patent number(s): TX2

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

5,394,402

Additional numbers attached? ☐ Yes ☐ No

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

Name: Irwin Ostroff, Esquire

Internal Address: _____

Street Address: 3 Lackawanna Boulevard

City: Murray Hill State: NJ ZIP: 07974

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$40.00

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number:

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

1 FC:581

40.00 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.

Irwin Ostroff

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 3

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments

REEL: 9123 FRAME: 0418

ASSIGNMENT

TX2

WHEREAS, ASCOM TIMEPLEX TRADING AG, having a place of business at Belpstrasse 37, CH-3000 Berne 14, Switzerland, FIRST ASSIGNOR, is the owner of U.S. Patent No. 5,394,402 and any corresponding patents and patent applications throughout the world and is desirous of assigning same to ASCOM HOLDING AG;

WHEREAS, ASCOM HOLDING AG, having a place of business at Belpstrasse 37, CH-3000 Berne 14, Switzerland, FIRST ASSIGNEE/SECOND ASSIGNOR, is desirous of obtaining the entire right, title and interest in, to and under the invention and U.S. Patent No. 5,394,402 and any corresponding patents and patent applications throughout the world and is desirous of assigning same to ASCOM HOLDING INC.;

WHEREAS, ASCOM HOLDING INC., a Delaware Corporation having a place of business at 19 Forest Parkway, Shelton, Connecticut 06484, SECOND ASSIGNEE/THIRD ASSIGNOR, is desirous of obtaining the entire right, title and interest in, to and under the invention and U.S. Patent No. 5,394,402 and any corresponding patents and patent applications throughout the world and is desirous of assigning same to ASCOM USA, INC.;

WHEREAS, ASCOM USA INC., a Delaware corporation, having a place of business at 9 East 9th Street, Apt. 1, New York, New York 10003, THIRD ASSIGNEE/FOURTH ASSIGNOR, is desirous of obtaining the entire right, title and interest in, to and under the invention and U.S. Patent No. 5,394,402 and any corresponding patents and patent applications throughout the world and is desirous of assigning same to ASCOM ENTERPRISE NETWORKS, INC.;

WHEREAS, ASCOM ENTERPRISE NETWORKS, INC., a Delaware corporation, having a place of business at 400 Chestnut Ridge Road, Woodcliff Lake, New Jersey 07675, FOURTH ASSIGNEE/FIFTH ASSIGNOR, is desirous of obtaining the entire right, title and interest in, to and under the invention and U.S. Patent No. 5,394,402 and any corresponding patents and patent applications throughout the world and is desirous of assigning same to ASCOM TIMEPLEX, INC., which is now known as TIMEPLEX, INC.; and

WHEREAS, ASCOM TIMEPLEX, INC., a Delaware corporation, which as of January 12, 1998 has changed its name to TIMEPLEX, INC. and has a place of business at 400 Chestnut Ridge Road, Woodcliff Lake, New Jersey 07675, FIFTH ASSIGNEE, is desirous of obtaining the entire right, title and interest in, to and under the invention and U.S. Patent No. 5,394,402 and any corresponding patents and patent applications throughout the world;

NOW THEREFORE, in consideration of the sum of One dollar (\$1.00) hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, We, the ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell assign, transfer and set over, unto the above denoted ASSIGNEES and ultimately to TIMEPLEX, INC., the FIFTH ASSIGNEE, its successors, legal representatives and assigns, the entire right, title and interest in, to and under the invention, and the United States patent application and/or patent and all divisions, renewals and continuations thereof, and all reissues and extensions thereof; and all application for industrial property protection, including, without limitation, all applications for patents, utility models and designs which may hereafter be filed for the invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from the United States application under the Patent Laws of the United States, the International Convention for the protection of industrial property, or any other international agreement for the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventor's certificates and designs which may be granted for the invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to assign the same to TIMEPLEX, INC., the FIFTH ASSIGNEE, its successors, legal representative and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that We have full right to convey the entire interest assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

PATENT

REEL: 9123 FRAME: 0419

AND WE HEREBY further covenant and agree that We will communicate to TIMEPLEX, INC., the FIFTH ASSIGNEE, its successors, legal representatives and assigns, any facts known to any of us regarding the invention, and testify in any legal proceedings, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid TIMEPLEX, INC., the FIFTH ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for the invention in all countries.

IN TESTIMONY WHEREOF, We hereunto set our hands and seals.

Date: March 4, 1998

WITNESS

H. Schäfer
H. SCHÄFER

ASCOM TIMEPLEX TRADING AG,
FIRST ASSIGNOR

By:

Markus Zimmerman
Chairman

By:

Peter Loosli
Director

Date: March 4, 1998

WITNESS

H. Schäfer
H. SCHÄFER

ASCOM HOLDING AG,
FIRST ASSIGNEE/SECOND ASSIGNOR

By:

Markus Zimmerman
First Vice President

By:

Peter Loosli
First Vice President

Date: March 28, 1998

WITNESS

Patricia A. Johansen
Patricia A. Johansen

ASCOM HOLDING INC.,
SECOND ASSIGNEE/THIRD ASSIGNOR

By:

Norbert Weissberg
President

Date: March 28, 1998

WITNESS

Patricia A. Johansen
Patricia A. Johansen

ASCOM USA INC.
THIRD ASSIGNEE/FOURTH ASSIGNOR

By:

Norbert Weissberg
President

Date: March 28, 1998

ASCOM ENTERPRISE NETWORKS, INC.,
FOURTH ASSIGNEE/FIFTH ASSIGNOR

By:

Richard Albright
Richard Albright
Vice President