

MRO 6-4-98

06-12-1998

ASSIGN



7ER SHEET

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JCS42 U.S. PTO  
09/090603  
06/04/98

To: Honorable Commissioner of Patents and Trademarks:

Please record the attached original document(s) or copy thereof.

- 1. Name of conveying party(ies)
  - a) Early D. Ehlinger
  - b) Mark F. Fletcher
- 2. Name and address of receiving party(ies):
  - a) Name: Compaq Computer Corporation
  - Address: 20555 SH 249  
Houston, TX 77070

- 3. Nature of conveyance
 

<input checked="" type="checkbox"/> Assignment	<input type="checkbox"/> Merger
<input type="checkbox"/> Security Agreement	<input type="checkbox"/> Change of Name
<input type="checkbox"/> Other _____	<input type="checkbox"/> License Agreement

Execution Date: May 29, 1998 and June 1, 1998

- 4. Application Number(s) or Patent Number(s): Herewith **09/090603**

The title of the (new) application is:

**METHOD AND APPARATUS FOR IMPROVED CLUSTER ADMINISTRATION**

- 5. Please send all correspondence concerning this (these) documents to:

**Steven S. Baik**  
 BEYER & WEAVER, LLP  
 P.O. Box 61059  
 Palo Alto, CA 94306  
 Tel. No.: (650) 493-2100  
 Fax No.: (650) 493-2102

- 6. Total number of applications and patents involved: 1

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

- Enclosed
- Any deficiencies are authorized to be charged to Deposit Account No. 50-0388 (Order No. CCC1P023)

- 8. To the best of my knowledge and belief, the foregoing information is true and correct. The attached copy is a true copy of the original document.

06/10/1998 STAMEN TO 00000039 09/090603  
 01 FC:581 40.00 OP  
 Date: June 4, 1998

Steven S. Baik  
 Registration No. P42,281

## ASSIGNMENT

WHEREAS, We, Early D. Ehlinger and Mark F. Fletcher, are the joint inventor(s) of "METHOD AND APPARATUS FOR IMPROVED CLUSTER ADMINISTRATION" application for United States Letters Patent which is executed of even date herewith; and

WHEREAS, COMPAQ COMPUTER CORPORATION, a corporation created and existing under and by virtue of the laws of the State of Delaware, is desirous of acquiring the entire right, title and interest in and to the aforesaid invention throughout the world, and all right, title and interest in, to and under any and all Letters Patent of the United States and all other countries throughout the world;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, we hereby sell, assign, transfer and set over to COMPAQ COMPUTER CORPORATION, all right, title and interest in and to the said invention throughout the world, and said application for U.S. Letters Patent, and any and all divisions, continuations, and reissues thereof, and any and all Letters Patent of the United States and foreign countries which may be granted therefor, the same to be held and enjoyed by COMPAQ COMPUTER CORPORATION for its own use and benefit, and for the use and benefit of its successors, assigns, or other legal representatives, to the end of the term or terms for which said Letters Patent of the United States or foreign countries are or may be granted or reissued, as fully and entirely as the same would have been held and enjoyed by us if this assignment and sale had not been made.

And we hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all Letters Patent of the United States on said invention or resulting from said application and from any and all divisions, continuations, and reissues thereof, to COMPAQ COMPUTER CORPORATION, as assignee of my/our entire interest, and hereby covenant that we have the full right to convey the entire interest herein assigned, and that we have not executed and will not execute any agreement in conflict herewith.

And we further hereby covenant and agree that we will, at any time, upon request, execute and deliver any and all papers that may be necessary or desirable to perfect the title of said invention and to such Letters Patent as may be granted therefor, to COMPAQ COMPUTER CORPORATION, its successors, assigns, or other legal representatives and that if COMPAQ COMPUTER CORPORATION, its successors, assigns or other legal representatives shall desire to file any divisional or continuation applications or to secure a reissue of such Letters Patent, or to file a disclaimer relating thereto, will upon request, sign all papers, make all rightful oaths and do all lawful acts requisite for the filing of such divisional or continuation application, or such application for reissue and the procuring thereof, and for the filing of such disclaimer, without further compensation but at the expense of said assignee, its successors, or other legal representatives.

And we do further covenant and agree that we will, at any time upon request, communicate to COMPAQ COMPUTER CORPORATION, its successors, assigns or other legal representatives, such facts relating to said invention and Letters Patent or the file history thereof as may be known to us, and testify as to the same in any interference or other litigation when requested so to do, without further compensation but at the expense of said assignee, its successors, or other legal representatives.

EXECUTED THIS 27 day of May, 1998.

Early D. Ehlinger  
Early D. Ehlinger

STATE OF TEXAS §  
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared Early D. Ehlinger, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.



and seal of office this 27 day of May, 1998.

Stacey Lynne Alston  
Notary Public in and for the State of Texas

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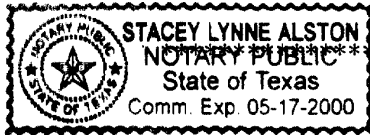
EXECUTED THIS 1 day of June, 1998.

Mark F. Fletcher  
Mark F. Fletcher

STATE OF TEXAS §  
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared Mark F. Fletcher, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND and seal of office this 1 day of June, 1998.



Stacey Lynne Alston  
Notary Public in and for the State of Texas

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