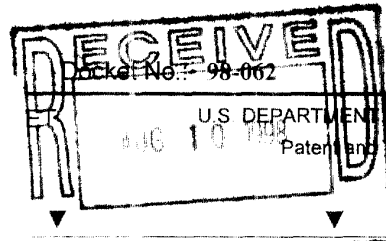


MRD  
8-10-98

08-17-1998



100795798



Tab settings

To the Honorable Commissioner of Pat

attached original documents or copy thereof.

1. Name of conveying party(ies):

J.W. Kirby

Additional names(s) of conveying party(ies)  Yes  No

2. Name and address of receiving party(ies):

Name: **Symbios, Inc.**

Internal Address:

Street Address: **2001 Danfield Court**

City: **Fort Collins** State: **CO** ZIP: **80525**

3. Nature of conveyance:

- Assignment  Merger
- Security Agreement  Change of Name
- Other

Execution Date: **6/30/98**

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

4. Application number(s) or registration numbers(s):

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

A. Patent Application No.(s)

**09/108,082**

B. Patent No.(s)

Additional numbers attached?  Yes  No

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

Name: **Wayne P. Bailey**

Internal Address:

Street Address: **2001 Danfield Court**

City: **Fort Collins** State: **CO** ZIP: **80525**

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:

**19-5405**

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.

**Kathleen M. Manke**

*Kathleen M. Manke*

8/5/98

Name of Person Signing

Signature

PATENT

**3**

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

09106082  
195405  
00000046  
40.00 CH  
08/17/98 TT0112  
FC:381

## ASSIGNMENT OF UNITED STATES PATENT APPLICATION

WHEREAS, I, **J.W. Kirby**, of Wichita, KS, have invented certain new and useful improvements in a **DISK STRIPING METHOD AND STORAGE SUBSYSTEM USING SAME**. Docket No. 98-062, for which I have executed an application for Letters Patent of the United States on June 3, 1978; and


WHEREAS, Symbios, Inc., a corporation of the State of Delaware, having its principal place of business in Fort Collins, Colorado, is desirous of acquiring the entire right, title and interest in and to said invention and in and to any Letters Patent that may be granted therefor in the United States and any and all foreign countries;

NOW, THEREFORE, be it known for good and valuable considerations, receipt of which is hereby acknowledged, I do hereby sell, assign and transfer unto said Symbios, Inc., its successors and assigns, the entire right, title and interest in and to the invention and improvements in any form or embodiment thereof, disclosed and claimed in said application, or which are disclosed and may be claimed; also the entire right, title and interest in and to any Letters Patent to be granted in the United States and its territorial possessions and in any and all foreign countries upon said invention in any form or upon any such improvements thereon, and in and to any and all divisions, reissues, continuations and extensions thereof; and I hereby authorize and request the Commissioner of Patents and Trademarks to issue any Letters Patent on said application to the said Symbios, Inc., of Delaware, its successors and assigns.

Further, I agree that I will communicate to said Symbios, Inc., or its representatives, any facts known to me respecting said invention, and testify in any legal proceeding sign all

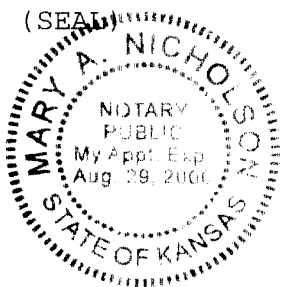
lawful papers, execute all divisional, continuation, substitution, renewal and reissue applications, execute all necessary assignment papers to cause any and all of said Letters Patent to be issued to said Symbios, Inc., make all rightful oaths and generally to do everything possible to aid said Symbios, Inc., its successors and assigns, to obtain and enforce protection for said invention in the United States and in any and all foreign countries.

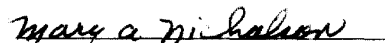
Signed at Wichita, Kansas, this 30<sup>th</sup> day of June, 1998.

  
J.W. Kirby

STATE OF WICHITA                    )  
  ) ss:  
COUNTY OF SEDGWICK            )

On this 30<sup>th</sup> day of June, 1998, before me personally appeared **J.W. Kirby**, to me personally known and known to be the person who signed the foregoing assignment, and acknowledged the signing thereof as his free act and deed.



  
Notary Public

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. 98-062

In re application of:

J.W. Kirby

Serial No.: 09/108,082

Filed: June 30, 1998

For: DISK STRIPING METHOD AND STORAGE SUBSYSTEM USING SAME

Attention: Box Assignment

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Please record the enclosed Assignment of United States Patent Application regarding the above matter. Authorization is hereby given to charge Deposit Account 19-5405 for the \$40.00 recordation fee.

Dated this 5 day of August, 1998

Respectfully submitted,



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Kathy M. Manke  
Symbios, Inc.  
Tel. No. (970) 225-4876  
2001 Danfield Court  
Fort Collins, CO 80525