

MRD 8-27-98

09-08-1998

Form PTO-1595

U.S. Department of Commerce

Docket No. 38979-0038



HEET

To the Hon. Commissioner of

100821998

ached original documents or copy thereof.

1. Name of conveying party(ies):

Lexar Microsystems, Inc.

Additional name of conveying party attached? ☐ Yes ☒ No

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

Name: Lexar Media, Inc.

Internal Address:

Street Address: 47421 Bayside Parkway  
Fremont, CA 94538

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

3. Nature of conveyance:

☐ Assignment

☐ Merger

☐ Security Agreement

☒ Change of Name

☐ Other: \_\_\_\_\_

Execution Date: February 17, 1998

4. Application number(s) or patent numbers:

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

A. Patent Application No.(s)

08/976,557 Filed 11/24/97

Estakhri et al.

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: Claude A. S. Hamrick

Internal Address: Suite 600

Street Address: Ten Almaden Boulevard  
San José, CA 95113-2237

6. Total number of applications and patents involved: 1

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

☒ Enclosed

☒ Any discrepancy or overpayment is authorized to be charged to deposit account

8. Deposit Account number:

02-3964

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

09/03/1998 JSH:DAZZ 00000100 00976557

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40.00 00

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.*

Claude A. S. Hamrick

Name of Person Signing

Signature

August 26, 1998

Date

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

PATENT

REEL: 9417 FRAME: 0760 190 v01 5/15/98

A504335

FILED *Bjm*  
In the office of the Secretary of State  
of the State of California

FEB 17 1998

*Bill Jones*  
BILL JONES, Secretary of State

1978959

RESTATED ARTICLES OF INCORPORATION

OF

LEXAR MICROSYSTEMS, INC.

Petro Estakhri and Robert J. Netter certify that:

1. They are the Chairman of the Board and Secretary, respectively, of Lexar Microsystems, Inc., a California Corporation.

2. The Articles of Incorporation of the corporation, as amended to the date of the filing of this certificate, including amendments set forth herein but not separately filed (and with the omissions required by Section 910 of the California Corporations Code), are restated in their entirety as set forth in Exhibit "1" attached hereto and made a part hereof by this reference.

3. The Restated Articles of Incorporation set forth herein have been duly approved by the Board of Directors of the corporation.

4. The amendments to the Articles of Incorporation included in the Restated Articles of Incorporation set forth herein (other than omissions required by Section 910 of the Corporations Code) have been duly approved by the required vote of the shareholders of the corporation in accordance with Sections 902 and 903 of the California Corporations Code. The corporation has two classes of stock, and the number of outstanding shares is 2,321,541 shares of Common Stock and 6,000,000 shares of Preferred Stock, consisting of 3,000,000 shares of Series A Preferred Stock and consisting of 3,000,000 shares of Series B Preferred Stock. The number of shares voting in favor of the Restated Articles of Incorporation set forth herein equaled or exceeded the vote required. The percentage vote required was more than 50% of the outstanding shares of Common Stock, more than 50% of the outstanding shares of Series A Preferred Stock and more than 50% of the outstanding shares of Series B Preferred Stock.

We further declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of our own knowledge.

Dated: February 17, 1998

*Petro Estakhri*  
Petro Estakhri, Chairman of the Board

*Robert J. Netter*  
Robert J. Netter, Secretary

Document #: 710475

PATENT

REEL: 9417 FRAME: 0761

EXHIBIT "1"

RESTATED ARTICLES OF INCORPORATION

OF

LEXAR MICROSYSTEMS, INC.

ARTICLE I

The name of the corporation is Lexar Media, Inc.

ARTICLE II

The purpose of the corporation is to engage in any lawful act or activity for which a corporation may be organized under the General Corporation Law of California other than the banking business, the trust company business or the practice of a profession permitted to be incorporated by the California Corporations Code.

ARTICLE III

The liability of the directors of the corporation for monetary damages shall be eliminated to the fullest extent permissible under California law. Unless applicable law otherwise provides, any amendment, repeal or modification of this Article III shall not adversely affect any right or protection of a director under this Article III that existed at or prior to the time of such amendment, repeal or modification.

ARTICLE IV

The corporation is authorized to provide indemnification of agents (as defined in Section 317 of the California Corporations Code) through bylaw provisions, by agreements with agents, vote of shareholders or disinterested directors or otherwise, in excess of the indemnification otherwise permitted by Section 317 of the California Corporations Code, subject only to the applicable limits on such excess indemnification set forth in Section 204 of the California Corporations Code. Unless applicable law otherwise provides, any amendment, repeal or modification of any provision of this Article IV shall not adversely affect any contract or other right to indemnification of an agent of the corporation that existed at or prior to the time of such amendment, repeal or modification.

ARTICLE V

1. **Authorization of Shares.** This corporation is authorized to issue two classes of shares, designated "Common Stock" and "Preferred Stock," respectively, both of which shall have no par value. The number of shares of Common Stock authorized to be issued is 50,000,000 shares. The number of shares of Preferred Stock authorized to be issued is 18,000,048 shares, 3,000,000 of which are designated as "Series A Preferred Stock," 3,000,048