

U.S. PATENT AND TRADEMARK OFFICE

10-19-1998

Form PTO-1595
1-31-92



U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

COVER SHEET

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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

WM 2D 10-14-98

1. Name of conveying party(ies):
Intermec Technologies Corporation

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

(2a.)
Name: INTERMEC IP CORP.
Address: 360 North Crescent Drive, Beverly Hills, CA 90210-4867

Additional name(s) of conveying party(ies) attached? yes no

3. Name of Conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

(2b.)
Name _____
Address: _____

Execution Date: October 5, 1998

Additional name(s) & address(es) attached? yes no

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

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

A. Patent Application No.(s) 09/000,901 (Filed: 12/30/97)

B. Patent No.(s)

Additional numbers attached yes no

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

Name: Brian M. Berliner
Internal Address: **GRAHAM & JAMES LLP**

Street Address: 801 S. Figueroa St., 14th Fl.

City: Los Angeles State: CA ZIP: 90017-5554

6. Total number of applications and patents involved one

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)

10/16/1998 JSHABAZZ 00000077 09000901

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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.

Brian M. Berliner
Name of Person Signing

October 13, 1998
Date

Total number of pages comprising cover sheet, attachments and document: 11

Mail documents to be recorded with required cover sheet information to:

Assistant Commissioner for Patents
Box Assignments
Washington, D.C. 20231

ASSIGNMENT OF PATENT APPLICATION

WHEREAS, **INTERMEC TECHNOLOGIES CORPORATION**, a corporation organized and existing under the laws of the State of Washington, having a place of business at 6001 - 36th Avenue West, Everett, Washington 98203-9280 (hereinafter referred to as "Assignor"), which was formerly known as **INTERMEC CORPORATION**, having changed its name pursuant to a Certificate of Amendment dated December 16, 1997, attached hereto as Exhibit A, is the owner of the U.S. Patent Application Serial No. 09/000,901, filed December 30, 1997, (Continuation of Serial No. 08/522,033, filed August 31, 1995) by virtue of an Assignment recorded in the U.S. Patent and Trademark Office on December 4, 1995, on Reel 7862 and Frame 0134, a copy of which is attached hereto as Exhibit B;

WHEREAS, **INTERMEC IP CORP.**, a corporation organized and existing under the laws of the State of Delaware, having a place of business at 360 North Crescent Drive, Beverly Hills, California 90210-4867 (hereinafter called the "Assignee"), is desirous of acquiring the entire right, title and interest in the same;

NOW, THEREFORE, in consideration of the sum of one dollar, the receipt whereof is acknowledged, and other good and valuable consideration, the Assignor by these presents does sell, assign and transfer unto said Assignee the entire right, title and interest throughout the world in and to the said Patent Applications aforesaid; the same to be held and enjoyed by the said Assignee for his own use and behoof, and for his legal representatives and assigns, to the full end of the term for which said Patent is granted, as fully and entirely as the same would have been held by Assignor had this assignment and sale not been made.

IN WITNESS WHEREOF, Assignor agrees to the foregoing through its authorized officer this 5th day of OCTOBER, 1998.

INTERMEC TECHNOLOGIES CORPORATION

By L. David Rish
L. David Rish
Assistant Secretary

IN WITNESS WHEREOF, the Assignee hereby consents to the foregoing assignment through its authorized officer this 5th day of OCTOBER, 1998.

INTERMEC IP CORP.

By L. David Rish
L. David Rish
Assistant Secretary

STATE of WASHINGTON



SECRETARY of STATE

I, RALPH MUNRO, Secretary of State of the State of Washington and custodian of its seal,

hereby certify this certificate that the attached is a true and correct copy of

CERTIFICATE OF AMENDMENT

of

INTERMEC CORPORATION

Amending and Restating Articles; Changing name to INTERMEC TECHNOLOGIES CORPORATION

as filed in this office on September 4, 1997.



Date: December 16, 1997
Given under my hand and the Seal of the State
of Washington at Olympia, the State Capital

RALPH MUNRO

Ralph Munro, Secretary of State

S. GREEN

EXHIBIT A

PATENT

REEL: 9508 FRAME: 0431

STATE of WASHINGTON



SECRETARY of STATE

I, **RALPH MUNRO**, Secretary of State of the State of Washington and custodian of its seal, hereby issue this

CERTIFICATE OF AMENDMENT

to

INTERMEC CORPORATION

a Washington Profit corporation. Articles of Amendment were filed for record in this office on the date indicated below.

Amending and Restating Articles; Changing name to INTERMEC TECHNOLOGIES CORPORATION

UBI Number: 319 011 206

Date: September 04, 1997



Given under my hand and the Seal of the State of Washington at Olympia, the State Capital

RALPH MUNRO

Ralph Munro, Secretary of State

2-197589-1

1997 3294 9289 001-004

PATENT
REEL: 9508 FRAME: 0432

2-197589-1
319 011 206

AMENDED AND
RESTATED ARTICLES OF INCORPORATION
OF
INTERMEC TECHNOLOGIES CORPORATION

FILED
STATE OF WASHINGTON
SEP 04 1997
RALPH MUNRO
SECRETARY OF STATE

Pursuant to the provisions of the Washington Business Corporation Act, the following constitutes the Restated Articles of Incorporation, as amended in their entirety, of the undersigned, a Washington corporation. This document supercedes the original Articles of Incorporation and all amendments thereto.

FIRST: The name of the Corporation is Intermecc Technologies Corporation.

SECOND: The address of its registered office in the State of Washington is 1010 Union Avenue SE, Olympia, Washington 98501. The name of the registered agent at such address is The Prentice-Hall Corporation System, Inc.

THIRD: The purpose of the Corporation is to engage in any lawful act or activity for which corporations may be organized under the Washington Business Corporation Act as the same exists or may hereafter be amended ("Washington Law").

FOURTH: The total number of shares of stock which the Corporation shall have authority to issue is 100, and the par value of each such share is \$1.00, amounting in the aggregate to \$100.

FIFTH: The Board of Directors shall have the power to adopt, amend, or repeal the By-laws of the Corporation.

SIXTH: Election of directors need not be by written ballot unless the By-laws of the Corporation so provide.

SEVENTH: (1) A director of the Corporation shall not be liable to the Corporation or its stockholders for monetary damages for breach of fiduciary duty as a director to the fullest extent permitted by Washington Law.

(2) (a) Each person (and the heirs, executors, or administrators of such person) who was or is a party or is threatened to be made a party to, or is involved in any threatened, pending, or contemplated action, suit, or proceeding, whether civil, criminal, administrative, or investigative, by reason of the fact that such person is or was a director or officer of the Corporation, or is or was serving at the request of the Corporation as a director or officer of another corporation, partnership, joint venture, trust, or other enterprise, shall be indemnified and held harmless by the Corporation to the fullest extent permitted by Washington Law. The right to indemnification conferred in this ARTICLE SEVENTH shall also include the right to be paid by the Corporation the expenses incurred in connection with any such proceeding in advance of its final disposition to the fullest extent authorized by Washington Law. The right to indemnification conferred in this ARTICLE SEVENTH shall be a contract right.

(b) The Corporation may, by action of its Board of Directors, provide indemnification to such of the officers, employees, and agents of the Corporation to such extent and to such effect as the Board of Directors shall determine to be appropriate and authorized by Washington Law.

(3) The Corporation shall have the power to purchase and maintain insurance on behalf of any person who is or was a director, officer, employee, or agent of the Corporation, or is or was serving at the request of the Corporation as a director, officer, employee, or agent of another corporation, partnership, joint venture, trust, or other enterprise against any expense, liability, or loss incurred by such person in any such capacity or arising out of his status as such, whether or not the Corporation would have the power to indemnify him against such liability under Washington Law.

(4) The rights and authority conferred in this ARTICLE SEVENTH shall not be exclusive of any other right which any person may otherwise have or hereafter acquire.


(5) Neither the amendment nor repeal of this ARTICLE SEVENTH, nor the adoption of any provision of these Restated Articles of Incorporation of the By-laws of the Corporation, nor, to the fullest extent permitted by Washington Law, any modification of law, shall eliminate or reduce the effect of this ARTICLE SEVENTH in respect of any acts or omissions occurring prior to such amendment, repeal, adoption, or modification.

EIGHTH: The Corporation reserves the right to amend these Restated Articles of Incorporation in any manner permitted by Washington Law and, with the sole exception of those rights and powers conferred under the above ARTICLE SEVENTH, all rights and powers conferred herein on stockholders, directors, and officers, if any, are subject to this reserved power.

These Restated Articles of Incorporation are executed by said Corporation by its duly authorized officer.

Dated: September 2, 1997

INTERMEC TECHNOLOGIES CORPORATION

By: 
Virginia S. Young
Vice President and Secretary

2-197589-1
319 011 204

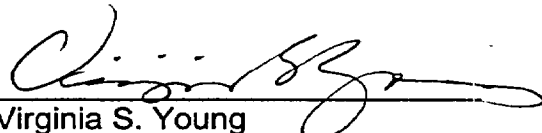
AMENDED AND RESTATED
ARTICLES OF INCORPORATION
OF
INTERMEC CORPORATION

To the Secretary of State
State of Washington

Pursuant to the provisions of the Washington Business Corporation Act, the Corporation hereinafter named (the "Corporation") does hereby adopt the following Articles of Restatement.

1. The name of the corporation is Intermec Corporation.
2. The text of the Restated Articles of Incorporation as hereby amended is annexed hereto and made a part hereof.

Executed on September 2, 1997

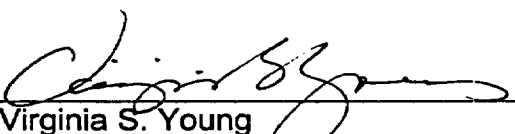

Virginia S. Young
Vice President and Secretary

CERTIFICATE

It is hereby certified that:

1. The name of the Corporation is Intermec Corporation.
2. The restatement herein provided for contains an amendment requiring shareholder approval.
3. Article First of the Amended Articles of Incorporation of the Corporation is hereby amended so as henceforth to read as set forth in the Restated Articles of Incorporation, which is annexed hereto and made a part hereof. Articles have been amended in their entirety.
4. The amendment and the restatement herein provided for were duly approved by the shareholders of the corporation on August 20, 1997, in accordance with the provisions of Section 23B.10.030, 23B.10.040, and 23B.10.070 of the Washington Business Corporation Act.

Executed on September 2, 1997


Virginia S. Young
Vice President and Secretary

V/97-c236/S4

1997 3294 9269 004

RECORDED: 10/14/1998

PATENT
REEL: 9508 FRAME: 0435