

MRD

12-10-98


12-15-1998



To the Honorable Commissioner of Patents

100922376

3 original documents or copy thereof.

1. Name of the conveying party (ies): Wade Charles Phillips Richard Joseph Pimpinella Additional name(s) of conveying parties attached? __ Yes <input checked="" type="checkbox"/> No		2. Name and address of receiving party(ies): Name: Lucent Technologies Inc. Internal Address: Street Address: 600 Mountain Avenue City: Murray Hill State: NJ Zip: 07974-0636	
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 _____ Execution Date: <u>11/30/1998</u>		Additional name(s) attached? __ Yes <input checked="" type="checkbox"/> No	
4. Application or Registration Number(s) If this application is being filed with a new application, the execution date of the new application is A. Patent Application Numbers 09/163,944 B. Patent Registration Numbers Additional Numbers attached? __ Yes <input checked="" type="checkbox"/> No			
5. Name and Address of party to whom correspondence concerning document should be mailed: Name: Intellectual Property Docket Administrator Firm: Gibbons, Del Deo, Dolan, Griffinger & Vecchione Address: One Riverfront Plaza City: Newark State: N.J. Zip: 07102-5497		6. Total Number of applications and registrations involved: 1 7. Total Fee: __ Enclosed <input checked="" type="checkbox"/> Authorized to be charged to Deposit Account 8. Deposit Account Number: 12-2325 (attach duplicate copy of this page if paying by deposit account)	
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 Name: <u>Matthew J. Hodulik</u> Signature:  Date: <u>December 4, 1998</u>			

12/14/1998 GIBBONS 00000100 102-2325 09163944

91 FC:501 40.00 01

ASSIGNMENT AND AGREEMENT

For value received, we, **Wade Charles Phillips**, of the City of Omaha, in the County of Douglas, and State of Nebraska, and **Richard Joseph Pimpinella**, of the City of Hampton, in the County of Hunterdon, and State of New Jersey, hereby sell, assign and transfer to Lucent Technologies Inc., a corporation of the State of Delaware, having an office at 600 Mountain Avenue, Murray Hill, New Jersey 07974-0636, U.S.A., and its successors, assigns and legal representatives, the entire right, title and interest, for the United States of America, in and to certain inventions related to **APPARATUS AND METHOD FOR TAPPING OPTICAL TRANSMISSIONS FOR ANALYSIS OF OPTICAL PROTOCOLS**, described in an application for Letters Patent of the United States, Serial Number 09/163,944 and Filing Date of September 30, 1998, and all the rights and privileges in said application and under any and all Letters Patent that may be granted in the United States for said inventions; and we also concurrently hereby sell, assign and transfer to Lucent Technologies Inc. the entire right, title and interest in and to said inventions for all countries foreign to the United States, including all rights of priority arising from the application aforesaid, and all the rights and privileges under any and all forms of protection, including Letters Patent, that may be granted in said countries foreign to the United States for said inventions.

We authorize Lucent Technologies Inc. to make application for such protection in its own name and maintain such protection in any and all countries foreign to the United States, and to invoke and claim for any application for patent or other form of protection for said inventions, without further authorization from us, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any document which may be required in any country in proof of the right of Lucent Technologies Inc. to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

We request that any and all patents for said inventions be issued to Lucent Technologies Inc. in the United States and in all countries foreign to the United States, or to such nominees as Lucent Technologies Inc. they may designate.

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099998-00014

We agree that, when requested, we shall, without charge to Lucent Technologies Inc. but at its expense, sign all papers, and do all acts which may be necessary, desirable or convenient in connection with said applications, patents, or other forms of protection.

Wade Charles Phillips
Wade Charles Phillips

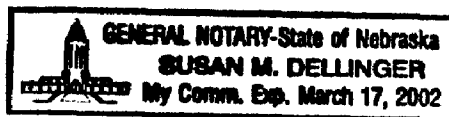
Date: 11/30/98

United States of America)

State of Nebraska) ss.:

City of Omaha)

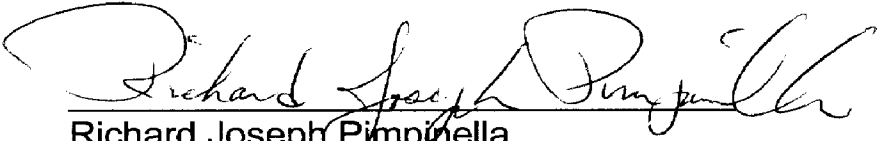
On this 30 day of November, 19 98, before me personally came Wade Charles Phillips, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.



Notary Public

Susan M. Dellinger

#0162139.01
099998-00014


Richard Joseph Pimpinella

Date: 11/30/98

United States of America)

State of New Jersey) ss.:

County of Union)

On this 30th day of November, 1998, before me personally came Richard Joseph Pimpinella, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.


Notary Public

MARGARET CARDOSO
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Dec. 20, 1998

Lucent Technologies Inc.
600 Mountain Avenue (Room 3C-512)
P. O. Box 636
Murray Hill, New Jersey 07974-0636

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