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ASSIGNMENT

For good and valuable consideration, receipt of which is hereby acknowledged, I, Sami Shaio do hereby sell, assign and transfer unto Marimba, Inc., a California corporation having its principal place of business at 440 Clyde Ave., Mountain View, CA 94043 (the "Assignee"), and its successors and assigns, the entire title, interest and right, including the right of priority, in, to and under an application for Letters Patent of the United States, attorney docket number 1093, entitled, "METHOD AND APPARATUS FOR ACCEPTING AND REJECTING FILES ACCORDING TO A MANIFEST" filed by me with the United States Patent and Trademark Office on 2/9/99, and the inventions and any of them therein set forth and described, and any and all Letters Patent of the United States and of countries foreign thereto which may be granted thereon or therefor or corresponding thereto;

And for the above consideration, upon request of the Assignee, its successors or assigns, I will promptly communicate any facts known to me respecting said application and the invention set forth therein, and will promptly execute and deliver without further compensation any power of attorney, assignment, application, whether original, continuation, divisional or reissue, or other papers which may be necessary or desirable fully to secure to the Assignee, its heirs, successors or assigns, the inventions and any of them described in said application and all patent rights therein, in the United States and in any country foreign thereto, and will promptly cooperate and assist in the prosecution of said Letters Patent, provided the expenses which may be incurred by me in lending such cooperation and assistance be paid by the Assignee, its successors or assigns.

IN WITNESS WHEREOF, I hereunto set my hand and seal on the date set forth below.

Dated: 2 - 8 - 1999 Sami Shaio

NOTARY ACKNOWLEDGEMENT

Title of Document: Assignment re: METHOD AND APPARATUS FOR ACCEPTING AND REJECTING FILES ACCORDING TO A MANIFEST

State of <u>California</u> County of <u>Santa Uara</u>

On <u>February</u> 8, 19<u>99</u>, before me, <u>ERIKA VA26A</u>, personally appeared Sami Shaio, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and he/she acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which person acted, executed the instrument.

......Witness my hand and official seal.



Notary Publi

Notary Pub

Notary's Seal

RECORDED: 02/09/1999