

08-23-1999



Tab settings

To the Honorable Commissioner of Patent

101123674

Attached original documents or copy thereof.

1. Name of conveying party(ies):
Kevin Magloughlin

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

Name: **Excel Communications, Inc.**

Internal Address:

AUG 17 1999

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

3. Nature of conveyance:

8-13-99

- Assignment Merger
- Security Agreement Change of Name
- Other

Street Address: **8750 N. Central Expressway**

Suite 1500

City: **Dallas** State: **TX** ZIP: **75231**

Execution Date: **July 6, 1999**

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)

B. Patent No.(s)

09/347,249
filed 07/02/99

Additional numbers attached? Yes No

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

Name: **Daniel J. Chalker**

Internal Address: **GARDERE & WYNNE, L.L.P.**

Street Address: **1601 Elm Street**

3000 Thanksgiving Tower

City: **Dallas** State: **TX** ZIP: **75201**

6. Total number of applications and patents involved: **1**

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

Enclosed - Any excess or insufficiency should be credited or debited to deposit account

Authorized to be charged to deposit account

8. Deposit account number:

07-0153

40E

08/20/1999 DC0ATES 00000132 09347249

DO NOT USE THIS SPACE

9. Statement and signature. **40.00 DP**

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.

Daniel J. Chalker

August 13, 1999

Name of Person Signing

Signature

Date

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

3

ASSIGNMENT

WHEREAS, I, the undersigned inventor having invented certain new and useful improvements as below entitled, for which application for United States Letters Patent is made, the application having been executed on the date set forth below; and

WHEREAS, Excel Communications, Inc., a company organized and existing under the laws of the State of Delaware, with its principal office at 8750 N. Central Expressway, Suite 1500, Dallas, Texas 75231, is desirous of acquiring our entire right, title and interest in and to the invention, and to the application and any Letters Patent that may issue thereon;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, I hereby sell and assign to Excel Communications, Inc., its successors and assigns, my entire right, title and interest in and to the invention and in and to the application and all patents which may be granted therefor, and all divisions, reissues, substitutions, continuations, and extensions thereof; and I hereby authorize and request the Commissioner of Patents and Trademarks to issue all patents for the invention, or patents resulting therefrom, insofar as my interest is concerned, to Excel Communications, Inc., of our entire right, title and interest.

I also hereby sell and assign to Excel Communications, Inc., its successors and assigns, my foreign rights to the invention disclosed in the application, in all countries of the world, including the right to file applications and obtain patents under the terms of the International Convention for the Protection of Industrial Property, and of the European Patent Convention, and further agree to execute any and all patent applications, assignments, affidavits, and any other papers in connection therewith necessary to perfect such patent rights.

I hereby further agree that I will communicate to Excel Communications, Inc. or to its successors, assigns, and legal representatives, any facts known to us respecting the invention, testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, reissue and substitute applications, make all lawful oaths, and generally do everything reasonably possible to aid Excel Communications, Inc., its successors, assigns and legal representatives to obtain and enforce proper patent protection for the invention in all countries.

IN WITNESS WHEREOF, I hereunto set hand and seal this day and year;

TITLE OF INVENTION: **SYSTEM, METHOD AND APPARATUS FOR MONITORING AND ANALYZING TRAFFIC DATA FROM MANUAL REPORTING SWITCHES**

APPLICATION NO.:

FILING DATE: July 2, 1999

GARDERE & WYNNE, L.L.P.

ATTORNEYS AND COUNSELORS

3000 THANKSGIVING TOWER
1601 ELM STREET
DALLAS, TEXAS 75201-4761
214-999-3000
TELECOPIER 214-999-4667

WRITER'S DIRECT DIAL NUMBER

214-999-4785
CHADAN@GARDERE.COM
DIRECT FAX 214-999-3785

\$D
HOUSTON
1000 LOUISIANA, SUITE 3400
HOUSTON, TEXAS 77002-5007
713-276-5500
TULSA
200 ONEOK PLAZA
100 WEST FIFTH STREET
TULSA, OKLAHOMA 74103-4210
918-699-2900
MEXICO CITY
RIO PANÚCO NO. 7
COL. CUAUHTÉMOC
06500 MÉXICO, D. F.
011 (525) 546-8030

Via Express Mail EL152181345US

August 13, 1999

Assistant Commissioner for Patents
Washington, D.C. 20231



Re: In re Application of: Excel Communications, Inc.
Mark: System, Method and Apparatus for Monitoring and Analyzing Traffic
Data from Manual Reporting Switches
Serial No.: 09/347,249
Filing Date: July 2, 1999
Our File: 120013-1012

Dear Sir:

Enclosed for filing with the Patent and Trademark Office, please find the following:

- 1. Recordation Form Cover Sheet;
- 2. Assignment;
- 3. Check in the amount of \$40.00; and
- 2. Postcard.

Please file the the above-referenced documents and return the date-stamped postcard to our offices at the above address.

If any additional fee is due, the Commissioner is hereby authorized to charge any fees which may be required by this paper to Deposit Account 07-0153. If you have any questions, please contact the undersigned.

Respectfully submitted,

GARDERE & WYNNE, L.L.P.

Daniel J. Chalker
Reg. No. 40,552
DJC/lm;enclosures

758358.1