

09-28-1999

OMB No. 0651-0011 (exp. 4/94)



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To the Assistant Commissioner for Patents: Please refer to the original documents or copy thereof.

<p>1. Name of conveying party(ies): <u>Nortel Networks Inc.</u></p> <p>Additional name(s) of conveying party(ies) attached? <u>No</u></p>		<p>2. Name and address of receiving party(ies): Name: <u>Elastic Networks Inc.</u> Internal Address: Street Address: <u>6120 Windward Parkway, Suite 100</u> City: <u>Alpharetta</u>, State: <u>Georgia</u> ZIP: <u>30005</u></p> <p>Additional name(s) &amp; address(es) attached? <u>No</u></p>			
<p>3. Nature of conveyance:</p> <p><input checked="" type="checkbox"/> Assignment                      Merger Security Agreement              Change of Name Other</p> <p>Execution Date: <u>May 24, 1999</u></p>					
<p>4. Application number(s) or patent number(s):</p> <p>If this document is being filed together with a new application, the execution date of the application is:</p> <table border="1"> <tr> <td>A. Patent Application No.(s) <u>08/640,705</u></td> <td>B. Patent No.(s) <u>5,912,895</u></td> </tr> </table> <p>Additional numbers attached? <u>No</u></p>				A. Patent Application No.(s) <u>08/640,705</u>	B. Patent No.(s) <u>5,912,895</u>
A. Patent Application No.(s) <u>08/640,705</u>	B. Patent No.(s) <u>5,912,895</u>				
<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Name: <u>Brian J. McNamara</u> Internal Address: <u>FOLEY &amp; LARDNER</u> Street Address: <u>3000 K Street, N.W., Suite 500</u> City: <u>Washington</u>, State: <u>D.C.</u> ZIP: <u>20007</u></p>		<p>6. Total number of applications and patents involved: <u>1</u></p> <p>7. Total fee (37 C.F.R. § 3.41). . . . . <u>\$40.00</u></p> <p><input checked="" type="checkbox"/> Enclosed</p> <p>Authorized to be charged to deposit account</p> <p>8. Deposit account number: <u>19-0741</u></p> <p>(Attach duplicate copy of this page if paying by deposit account)</p>			

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9. Statement and signature. 40.00 OP  
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 J. McNamara                      Brian J. McNamara                      Sept. 24, 1999  
Name of Person Signing                      Signature                      Date

Total number of pages including cover sheet, attachments, and document: 5

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

## PATENT ASSIGNMENT

THIS PATENT ASSIGNMENT, made as of the 12th day of May, 1999, from **Nortel Networks Inc.**, a corporation organized under the laws of Delaware, having a principal place of business at Northern Telecom Plaza, 200 Athens Way, Nashville, Tennessee 37228-1397, U.S.A. (hereinafter referred to as "Assignor") to **Elastic Networks Inc.**, a corporation organized under the laws of Delaware, having a place of business at 6120 Windward Parkway, Suite 100, Alpharetta, Georgia 30005, U.S.A. (hereinafter referred to as "Assignee").

WHEREAS, Assignor is the owner of all right, title and interest in the patents and/or applications identified on Schedule A attached hereto and the inventions therein contained (hereinafter collectively, the "Patents"); and

WHEREAS, Assignee is desirous of acquiring the Patents; and

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby sell, transfer, convey and assign unto Assignee Assignor's entire right, title and interest in and to the Patents, in the United States and all jurisdictions outside the United States, including the right to apply for any letters patent in any and all such jurisdictions on any inventions contained in said Patents, and any and all other applications for letters patent on said inventions, in whatsoever countries, including all divisional, renewal, substitute, continuation and convention applications based in whole or in part upon said inventions or upon said applications, and any and all letter patent that may issue thereon, in any and all such jurisdictions, and any and all reissues, extensions, renewals, divisions or continuations of letters patent granted for said inventions upon said application, to the full end of the term or terms for which said letters patent may be issued, and every priority right that is or may be predicated upon or arise from said inventions, said applications and said letters patent, the same to be held and enjoyed by Assignee for its own use and benefit and for the use and benefit of its successors and assigns, to be used as fully and entirely as said rights would have been held and enjoyed by Assignor had this assignment not been made, together with all claims for damages by reason of past infringement of said Patents or misappropriation of any inventions contained in said Patents, with the right to sue and collect the same for its own use or for the use of its successors and assigns.

Assignor hereby authorizes the Commissioner of Patents and Trademarks of the United States and other empowered officials of the United States Patent and Trademark Office and/or the appropriate empowered officials in relevant jurisdictions outside the United States to transfer all of the Patents to Assignee as assignee of the entire right, title and interest therein or otherwise as Assignee may direct, in accordance with this Patent Assignment, and to issue to Assignee or as Assignee may direct all letters patent and other items referred to above which may issue with respect to any patent application included in the Patents, in accordance with this Patent Assignment.





Schedule A

**Patents and/or Applications**

<u>Patent</u>	<u>Registration No./ Application No. and Jurisdiction</u>	<u>Registration Date/ Application Date</u>
Information Network Access Apparatus and Methods Communicating Information Packets via Telephone Lines	U.S.:08/640705	May 1, 1996
Information Network Access Apparatus and Methods Communicating Information Packets via Telephone Lines	PCT: CA96/00601 Designating Australia, Canada, Europe and Japan	September 11, 1996 (Publication No. WO97/41667 dated November 6, 1997)
Information Network Access Apparatus and Methods Communicating Information Packets via Telephone Lines	Europe (EPO): 96929149.1	October 23, 1998
Information Network Access Apparatus and Methods Communicating Information Packets via Telephone Lines	Australia: 68675/96	September 11, 1996
Information Network Access Apparatus and Methods Communicating Information Packets via Telephone Lines	Canada: 2,253,373	September 11, 1996
Information Network Access Apparatus and Methods Communicating Information Packets via Telephone Lines	Japan: 9-538411	September 11, 1996