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ASSIGNMENT COVER LETTER

FC-490 U.S. P.O.  
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Date of Deposit: 11-5-99

I hereby certify that this is being deposited with the United States Postal Service Express "Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

By: Linda Cuccia

Printed/Typed Name: LINDA CUCCIA

Box PATENT APPLICATION  
Assistant Commissioner  
for Patents  
Washington, D.C. 20231

09/434832

ASSIGNMENT COVER LETTER ACCOMPANYING  
NEW PATENT APPLICATION

1. The patent application filed herewith and to which the attached assignment refers is identified as follows:

a. Date of execution: **November 5, 1996**

b. Inventor(s):

- (1) **Robert B. Foster, Jr.**
- (2) **Charles R. Baugh**
- (3) **David C. Schafer**

c. Title of invention:

**SYSTEM AND METHOD FOR BROADBAND MILLIMETER WAVE DATA COMMUNICATION**

2. The party(ies) conveying this interest is(are):

- (1) **Robert B. Foster, Jr.**
- (2) **Charles R. Baugh**
- (3) **David C. Schafer**

3. The rights are being conveyed to:

**Waytrace, Inc.**  
**1555 132nd Street, N.E.**  
**Bellevue, WA 98005**

4. The accompanying document intends to accomplish:

**An assignment.**

11/15/1999 DNGUYEN 00000352 09434832

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5. Please address correspondence to:

**David H. Tannenbaum**  
**Fulbright & Jaworski L.L.P.**  
**2200 Ross Avenue, Suite 2800**  
**Dallas, Texas 75201**  
**Registration No. 24, 745**  
**Telephone: (214) 855-8333**

6. The attached assignment (document) was executed on:

**November 5, 1999**

7. Submitted herewith is the original document.

8. a. This cover sheet identifies only one application.

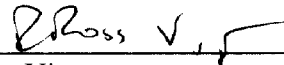
b. The fee for recordation is **\$40.00** and a check in that amount is enclosed herewith.

9. 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.

10. The total number of pages being submitted, including the cover sheet, attachment(s) and document(s) are: **4**.

Respectfully submitted,

FULBRIGHT & JAWORSKI L.L.P.



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R. Ross Viguet  
Attorney for Applicant  
Reg. No. 42,203  
2200 Ross Avenue, Suite 2800  
Dallas, Texas 75201  
(214) 855-8185

Date: November 5, 1999

**ASSIGNMENT**

**WHEREAS**, we, the undersigned inventors of residences as listed, having invented certain new and useful improvements as below entitled, for which application for United States Letters Patent is made, said application having been executed on the date set forth below; and

**WHEREAS**, American Wireless Corporation (hereinafter referred to as "Assignee"), a Washington corporation, with an address of 1555 132nd Street N.E., Bellevue, Washington 98005, desires to acquire my entire right, title and interest in and to the invention, and in and to the said application and any Letters Patent that may issue thereon;

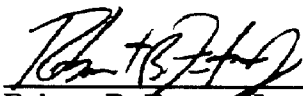
**NOW, THEREFORE**, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we assign to Assignee, all right, title and interest in and to said invention and in and to said application and all patents which may be granted therefor, and all divisions, reissues, continuations, continuations-in-part and extensions thereof; and we authorize and request the Commissioner of Patents and Trademarks to issue all patents for said invention, or patents resulting therefrom, insofar as my interest is concerned, to Assignee.


We also assign to Assignee, all right, title and interest in and to the invention disclosed in said application throughout the world, including the right to file applications and obtain patents, utility models, industrial models and designs for said invention in its own name throughout the world including all rights to publish cautionary notices reserving ownership of said invention and all rights to register said invention in appropriate registries; and we further agree to execute any and all powers of attorney, applications, assignments, declarations, affidavits, and any other papers in connection therewith necessary to perfect such right, title and interest in Assignee.

We will communicate to Assignee any facts known to us respecting any improvements; and, at the expense of Assignee, we will testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, continuation-in-part, reissue and substitute applications, make lawful oaths and declarations, and generally do everything possible to vest title in Assignee and to aid Assignee to obtain and enforce proper protection for said invention in all countries.

This Assignment shall be binding on the parties' successors, assigns and legal representatives.

Title of Invention: **SYSTEM AND METHOD FOR BROADBAND MILLIMETER WAVE DATA COMMUNICATION**

Signature of Inventor:   
 Inventor's Name: Robert B. Foster, Jr.  
 Residence (City, County, State): Bellevue, Washington  
 Date: 11/5/96  
 Date Application Executed: \_\_\_\_\_

Signature of Inventor:   
 Inventor's Name: Charles R. Baugh  
 Residence (City, County, State): Bellevue, Washington  
 Date: 11/5/96  
 Date Application Executed: \_\_\_\_\_

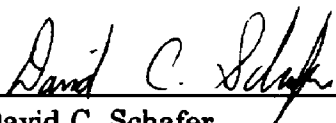
Signature of Inventor:

Inventor's Name:

Residence (City, County, State)

Date:

Date Application Executed:

  
\_\_\_\_\_  
David C. Schafer  
Bellevue, Washington  
\_\_\_\_\_  
11/5/56  
\_\_\_\_\_

Clyde Hill