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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

John F. Hornibrook,
John E. Lumby,
Walid Rjaibi, and
Calisto Paul Zuzarte

Additional name(s) of conveying party(ies) attached ___Yes XX No

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

Name: International Business
Machines Corporation

Street Address: New Orchard Road
City: Armonk State: NY ZIP: 10504

* Additional name(s) & address(es) attached?
* ___Yes XX No

3. Nature of conveyance:

XX Assignment

Execution Date: November 16, 1999

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s): 09/404,440

* B. Patent No.(s)

Additional numbers attached? ___Yes XX No

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

Name: IBM Corporation
Internal: Ingrid M. Foerster
Address: Intellectual Property Law
Street
Address: 555 Bailey Avenue, Dept J46/G464
San Jose, CA 95141-1003

* 6. Total Number of applications and patents involved: One

* 7. Total fee (37 CFR 3.41).....\$ 40.00
* ___ Enclosed
* XX Authorized to be charged to
* deposit account

* 8. Deposit Account Number: 09-0466

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.

Ingrid M. Foerster
Ingrid M. Foerster

Date 11/23/99

Total number of pages including cover sheet, attachments, and document: / 2 /

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Whereas, we

| | | |
|----------------------|---|---|
| INVENTOR AND CITY | (1) John F. Hornibrook Province of Ontario | of Toronto, and Country of Canada |
| | and (2) John E. Lumby Province of Ontario | of Toronto, and Country of Canada |
| | and (3) Walid Rjaibi Province of Ontario | of Willowdale, and Country of Canada |
| | and (4) Calisto Paul Zuzarte Province of Ontario | of Pickering, and Country of Canada, |

have invented certain improvements in

TITLE A SYSTEM AND PROCESS FOR EVALUATING THE PERFORMANCE OF A DATABASE SYSTEM

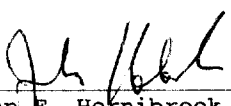
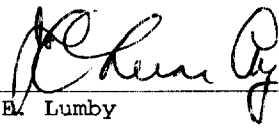
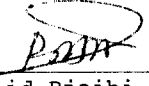
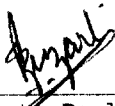
DATES THAT INVENTORS SIGNED THE DECLARATION and executed, respectively, a United States patent application therefor on

(1) 11/16, 1999, (2) 11/16, 1999, (3) 11/16, 1999,
 (4) 11/16, 1999.

Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefor;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, we, the above named, hereby sell, assign, and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and we request the Commissioner of Patents to issue any Letters Patent granted upon the inventions set forth in said application to IBM, its successors and assigns; and we hereby agree that IBM may apply for foreign Letters Patent on said invention and we will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

Signed and sealed

| | | | |
|------|---------------------------|--|-----------------------|
| CITY | (1) at <u>Toronto</u> |  | SIGNATURE INVENTOR |
| DATE | on <u>Nov 16</u> , 1999, | John F. Hornibrook | |
| CITY | and (2) at <u>Toronto</u> |  | SIGNATURE INVENTOR |
| DATE | on <u>16 Nov</u> , 1999, | John E. Lumby | |
| CITY | and (3) at <u>Toronto</u> |  | SIGNATURE INVENTOR |
| DATE | on <u>Nov 16</u> , 1999, | Walid Rjaibi | |
| CITY | and (4) at <u>TORONTO</u> |  | SIGNATURE INVENTOR |
| DATE | on <u>NOV, 16</u> , 1999. | Calisto Paul Zuzarte | |