

04-26-2000

FORM PTO-1595  
(Rev. 6-93)  
OMB No. 0651-0011 (exp 4/94)



101333257

U.S. Department of Commerce  
Patent and Trademark Office

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

<p>1. Name of conveying party(ies):  Stephen J. Sicola and Susan G. Elkington  Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies)  Name: Compaq Computer Corporation  Internal address: <u>M/S 110701</u>  Street address: <u>20555 SH 249</u> <u>Houston, Texas 77070</u>  Additional name(s) &amp; address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____  Execution Date: <u>March 29, 2000</u></p>	
<p>4. Application number(s) or patent number(s): <u>APP 3-30-00</u> If this document is being filed together with a new application, the execution date of the application is: <u>March 29, 2000</u>  A. Patent Application No.(s)  Attorney Docket No.: <u>P00-2940</u>  B. Patent No.(s)  Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p>5. Name and Address of party to whom correspondence concerning document should be mailed:  Name: <u>William J. Kubida</u>  Address: <u>Hogan &amp; Hartson LLP</u> <u>One Tabor Center</u> <u>1200 7th Street, Suite 1500</u>  City: <u>Denver</u> State: <u>CO</u> Zip: <u>80202</u></p>	<p>6. Total number of applications and patents involved: <u>1</u>  7. Total fee (37 CFR 3.41) ..... \$ <u>40.00</u> <input checked="" type="checkbox"/> Enclosed  <input type="checkbox"/> Authorized to be charged to deposit account  8. Deposit account number: <u>50-1123</u> (Attach duplicate copy of this page if paying by deposit account)</p>

04/25/2000 JJALLAME 00000036 09530680

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## 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.

E. Michael Byorick, Reg. No. 34,131  
Name of Person signing

Signature

Date

Total number of pages including cover sheet, attachments and document: 4

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

**PATENT**  
**REEL: 010720 FRAME: 0862**

ASSIGNMENT

WHEREAS, We, Stephen J. Sicola and Susan G. Elkington, are joint inventors of "CONTROLLER-BASED BI-DIRECTIONAL REMOTE COPY SYSTEM WITH STORAGE SITE FAILOVER CAPABILITY", application for United States Letters Patent which is executed of even date herewith; and

WHEREAS, COMPAQ COMPUTER CORPORATION, a corporation created and existing under and by virtue of the laws of the State of Delaware, is desirous of acquiring the entire right, title and interest in and to the aforesaid invention on throughout the world, and all right, title and interest in, to and under any and all Letters Patent of the United States and all other countries throughout the world;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, we hereby sell, assign, transfer and set over to COMPAQ COMPUTER CORPORATION, all right, title and interest in and to the said invention throughout the world, and said application for U.S. Letters Patent, and any and all divisions, continuations, and reissues thereof, and any and all Letters Patent of the United States and foreign countries which may be granted therefor, the same to be held and enjoyed by COMPAQ COMPUTER CORPORATION for its own use and benefit, and for the use and benefit of its successors, assigns, or other legal representatives, to the end of the term or terms for which said Letters Patent of the United States or foreign countries are or may be granted or reissued, as fully and entirely as the same would have been held and enjoyed by us if this assignment and sale had not been made.

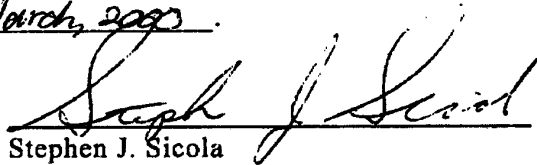
And we hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all Letters Patent of the United States on said invention or resulting from said application and from any and all divisions, continuations, and reissues thereof, to COMPAQ COMPUTER CORPORATION, as assignee of our entire interest, and hereby covenant that we have the full right to convey the entire interest herein assigned, and that we have not executed and will not execute any agreement in conflict herewith.

And we further hereby covenant and agree that we will, at any time, upon request, execute and deliver any and all papers that may be necessary or desirable to perfect the title of said invention and to such Letters Patent as may be granted therefor, to COMPAQ COMPUTER CORPORATION, its successors, assigns, or other legal representatives and that if COMPAQ COMPUTER CORPORATION,

its successors, assigns or other legal representatives shall desire to file any divisional or continuation applications or to secure a reissue of such Letters Patent or to file a disclaimer relating thereto, will upon request, sign all papers, make all rightful oaths and do all lawful acts requisite for the filing of such divisional or continuation application, or such application for reissue and the procuring thereof, and for the filing of such disclaimer, without further compensation but at the expense of said assignee, its successors, or other legal representatives.

And we do further covenant and agree that we will, at any time upon request, communicate to COMPAQ COMPUTER CORPORATION, its successors, assigns or other legal representatives, such facts relating to said invention and Letters Patent or the file history thereof as may be known to us, and testify as to the same in any interference or other litigation when requested so to do, without further compensation but at the expense of said assignee, its successors, or other legal representatives.

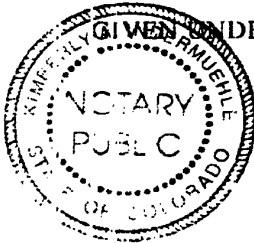
EXECUTED THIS 29 day of March, 2000.

  
Stephen J. Sicola

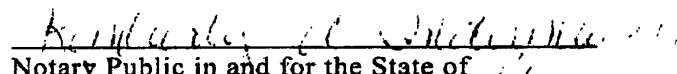
STATE OF CC  
COUNTY OF El Paso

§  
§

BEFORE ME, the undersigned authority, on this day personally appeared Stephen J. Sicola, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.



UNDER MY HAND and seal of office this 29 day of March, 2000

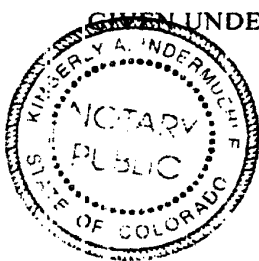
  
Notary Public in and for the State of CC  
Kimberly C. Schmitt

EXECUTED THIS 29 day of March, 2000.

Susan G. Elkington  
Susan G. Elkington

STATE OF Ill §  
COUNTY OF Ill §

BEFORE ME, the undersigned authority, on this day personally appeared Susan G. Elkington, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed.



GIVEN UNDER MY HAND and seal of office this 31 day of March, 2000.

Kimberly A. Indermuhle  
Notary Public in and for the State of Ill