

FORM PTO-1619A
Expires 06/30/99
OMB 0651-0027U.S. Department of Commerce
Patent and Trademark Office
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- ☒ New
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Document ID#
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Conveyance Type

- ☒ Assignment ☐ Security Agreement
- ☐ License ☐ Change of Name
- ☐ Merger ☐ Other
- U.S. Government**
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- ☐ Departmental File ☐ Secret File

Conveying Party(ies)☐ Mark if additional names of conveying parties attached

Name (line 1) CRAMER, SAMUEL M.

Execution Date
Month Day Year
08 25 2000Name (line 2) **Second Party**

Name (line 1) SCHOENTHAL, SCOTT

Execution Date
Month Day Year
08 25 2000Name (line 2) **Receiving Party**☐

Mark if additional names of receiving parties attached

Name (line 1) Network Appliance, Inc.

Name (line 2) a Corporation of California

Address (line 1) 495 East Java Drive

Address (line 2)

Address (line 3) Sunnyvale

CA

94089

City

State/Country

Zip Code

☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name John C. Merchant

Address (line 1) Swernofsky Law Group

Address (line 2) P.O.Box 390013

Address (line 3) Mountain View, CA 94039-0013

Address (line 4) United States

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PATENT

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REEL: 011003 FRAME: 0206

FORM PTO-1619B
Expires 09/30/99
OMB 0551-0027

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U.S. Department of Commerce
Patent and Trademark Office
PATENT**Correspondent Name and Address**

Area Code and Telephone Number 650.947.0700

Name John C. Merchant

Reg. No 45,996

Address (line 1) Swernofsky Law Group

Address (line 2) P.O.Box 390013

Address (line 3) Mountain View, CA 94039-00

Address (line 4) United States

PagesEnter the total number of pages of the attached conveyance document
including any attachments.

#

Application Number(s) or Patent Number(s)☐

Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

09625234

Patent Number(s)If this document is being filed together with a new Patent Application, enter the date the patent application was
signed by the first named executing inventor.

Month Day Year

Patent Cooperation Treaty (PCT)Enter PCT application number
only if a U.S. Application Number
has not been assigned.

PCT

PCT

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PCT

PCT

Number of Properties

Enter the total number of properties involved.

#

1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$

40.00

Method of Payment:

Enclosed ☐Deposit Account ☒

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

50-0365

Authorization to charge additional fees:

Yes

☒

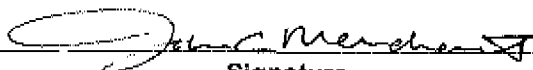
No

☐**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. Charges to deposit account are authorized, as
indicated herein.*

John C. Merchant

Name of Person Signing



Signature

September 27, 2000

Date



22883

PATENT TRADEMARK OFFICE

ASSIGNMENT


103.1036.01

WHEREAS, we, Samuel M. Cramer, a citizen of the United States, residing at 996 Warwick Court, Sunnyvale, California 94087, and Scott Schoenthal, a citizen of the United States, residing at 23 Westside Court, San Ramon, California 94583, have invented a **"Negotiating Takeover in High Availability Cluster"** for which we have executed application papers for a U.S. patent thereon, which was filed on **July 25, 2000, Serial No. 09/625234**; and

WHEREAS, Network Appliance, Inc. a California corporation, having a place of business at 495 East Java Drive, Sunnyvale, CA 94089 is desirous of acquiring the exclusive right, title and interest in and to said invention and in and to the Letters Patent to be granted and issued therefor in the United States of America and its territories and possessions, and in all countries foreign thereto;

NOW, THEREFORE, for a valuable consideration, the receipt of which is hereby acknowledged, we, Samuel M. Cramer and Scott Schoenthal, do sell, assign, transfer and set over unto the said Network Appliance, Inc., its successors and assigns, the full and exclusive right, title and interest in and to said invention, and in and to any and all letters patent to be granted and issued therefor, not only for, to and in the United States of America, its territories and possessions, but also for, to and in all other countries including all priority rights under the International Convention; and we hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said Network Appliance, Inc., its successors and assigns, in accordance with this Assignment.

WITNESS OUR HAND at 2:20 PM, this 25th day of August, 2000.


Samuel M. Cramer


Scott Schoenthal