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Expires 06/30/99  
OMB 0651-0027

09-18-2000



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

101458581

**RECORDATION FORM COVER SHEET  
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- ☐ Assignment ☐ Security Agreement
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- ☒ Merger ☐ Other
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Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

**PATENT**  
**REEL: 011058 FRAME: 0693**

## Correspondent Name and Address

Area Code and Telephone Number (256) 535-1100

Name Frank M. Caprio

Address (line 1) LANIER FORD SHAVER &amp; PAYNE P.C.

Address (line 2) P.O. Box 2087

Address (line 3)

Address (line 4) Huntsville, AL 35758

## Pages

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

# 3

## 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)

## Patent Number(s)

5,422,929

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

PCT

PCT

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:

Deposit Account

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

Enclosed ☒Deposit Account ☐

Deposit Account Number:

# 50-0686

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.*

Frank M. Caprio

Name of Person Signing

Signature

Date

*State of Delaware*  
*Office of the Secretary of State*

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PAGE 1

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"TXPORT, INC.", A DELAWARE CORPORATION,

WITH AND INTO "VERILINK CORPORATION" UNDER THE NAME OF "VERILINK CORPORATION", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-NINTH DAY OF JANUARY, A.D. 1999, AT 1 O'CLOCK P.M.



A handwritten signature in cursive script, reading "Edward J. Freel".

*Edward J. Freel, Secretary of State*

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AUTHENTICATION: 0117084

DATE: 12-03-99

PATENT  
REEL: 011058 FRAME: 0695

**CERTIFICATE OF OWNERSHIP AND MERGER**  
**MERGING**  
**TXPORT, INC.**  
**INTO**  
**VERILINK CORPORATION**

\* \* \* \* \*

Verilink Corporation, a corporation organized and existing under the laws of the State of Delaware,

DOES HEREBY CERTIFY:

FIRST: That this corporation was incorporated on the 20th day of October, 1986, pursuant to the General Corporation Law of the State of Delaware.

SECOND: That this corporation owns all of the outstanding shares of the stock of TxPort, Inc., a corporation incorporated on the July 27, 1995, pursuant to the General Corporation Law of the State of Delaware.

THIRD: That this corporation, by the following resolutions of its Board of Directors, by the unanimous written consent of its members filed with the minutes of the Board, determined to and did merge into itself TxPort, Inc. The date of adoption is January 20, 1999.

RESOLVED, that Verilink Corporation merge, and it hereby does merge into itself, TxPort, Inc. and assumes all of its obligations; and

FURTHER RESOLVED, that the merger shall be effective upon the date of filing with the Secretary of State of Delaware; and

FURTHER RESOLVED, that the proper officer of this corporation be and he or she is hereby directed to make and execute a Certificate of Ownership and Merger setting forth a copy of the resolutions to merge said TxPort, Inc. and assume its liabilities and

obligations, and the date of adoption thereof, and to cause the same to be filed with the Secretary of State and to do all acts and things whatsoever, whether within or without the State of Delaware, which may be in anywise necessary or proper to effect said merger.

IN WITNESS WHEREOF, Verilink Corporation has caused this Certificate to be signed by Leigh S. Belden, its President, this 26<sup>th</sup> day of January, 1999.

A handwritten signature in black ink, appearing to read "Leigh S. Belden", written over a horizontal line.

Leigh S. Belden  
President