

## BOX ASSIGNMENTS

11-02-2000

ET  
ONLY

TO THE HONORABLE COMMISSIONER

101503150

SIR: Please record the enclosed original documents or copy thereof.

## 1. NAME OF CONVEYING PARTY/IES (ASSIGNOR/S):

a. **Adaptive Media, Inc.**

b.

c.

d.

e.

10-16-00

Additional names of conveying parties enclosed?

☒ NO☐ YES

## 2. PARTY(ASSIGNEE) RECEIVING INTEREST:

NAME: **Vuent, Incorporated**ADDRESS: **477 Potrero Avenue  
Sunnyvale, CA 94086**

Additional names and addresses enclosed?

☒ NO☐ YES

## 3. NATURE OF CONVEYANCE:

(Submit only one document for recordation--multiple copies of same Assignment signed by different inventors is one document)

☐ Assignment of ☐ Whole ☐ Part interest☒ Change of name ☐ Patent Application☐ Security ☐ Merger ☐ Other:

Execution date: November 1, 1999

## 4. Execution date/s on Declaration (if filed herewith):

4.5 Appl/Pat Nos.: others on additional sheets enclosed?

☒ NO ☐ YES

| A. Pat. App. No/s | Matter # | 1st inventor if not in item 1 | B. Patent No(s) | 1st inventor if not in item 1 |
|-------------------|----------|-------------------------------|-----------------|-------------------------------|
| 09/003,863        | 0239316  |                               |                 |                               |

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

Pillsbury Madison & Sutro LLP  
1100 New York Avenue N.W., 9<sup>th</sup> Floor, East Tower  
Washington, D.C. 20005-39186. NUMBER INVOLVED:  
Applns: 1 + Pats: 0 = TOTAL 17. Amount of fee enclosed (Code 581):  
Above Total x \$40 = \$40.00

## 5.5 ATTY DKT: 0239316

8. If above fee is missing or inadequate, charge  
insufficiency to DEPOSIT ACCOUNT NO. 03-3975

0239316

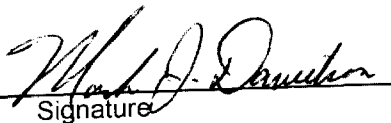
AMT-003

UNDER ORDER NO.: 0239316

MATTER NO.

CLIENT REF.

## 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.

  
Signature

10. Total pages including this cover sheet and document: 5

Atty: Mark J. Danielson, Reg. No. 40,580  
Tel: (650) 233-4777 Fax: (650) 233-4545

Date: October 10, 2000

11/01/2000 RMWED1 00000216 09003863

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PATENT  
REEL: 011188 FRAME: 0613

# State of California



OK

## SECRETARY OF STATE

I, *BILL JONES*, Secretary of State of the State of California, hereby certify:

That the attached transcript of 3 page(s) has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.



**IN WITNESS WHEREOF**, I execute this certificate and affix the Great Seal of the State of California this day of

*Bill Jones*

Secretary of State



## CERTIFICATE OF AMENDMENT

NOV - 8 1999

OF

BILL JONES, Secretary of State

## FOURTH AMENDED AND RESTATED ARTICLES OF INCORPORATION

OF

ADAPTIVE MEDIA, INC.

Michael S. Pliner and Jerry P. Machle hereby certify as follows:

1. They are the Chief Executive Officer and Secretary, respectively, of Adaptive Media, Inc., a California corporation (the "Corporation").

2. Article I of the Fourth Amended and Restated Articles of Incorporation of the Corporation, which presently reads as follows:

"The name of the corporation is Adaptive Media, Inc. (hereinafter called the "Corporation")."

is hereby amended to read in its entirety as follows:

"The name of the corporation is Vuent, Inc. (hereinafter called the "Corporation")."

3. The first paragraph of Section (B) of Article III of the Fourth Amended and Restated Articles of Incorporation of the Corporation, which presently reads as follows:

"B. The Preferred Stock shall be divided into series. The first series shall consist of one million seven hundred seventy-seven thousand seven hundred seventy-eight (1,777,778) shares and is designated "Series A Preferred Stock." The second series shall consist of three million three hundred twenty-seven thousand four hundred forty-one (3,327,441) shares and is designated "Series B Preferred Stock." The third Series shall consist of thirteen million nineteen thousand six hundred and ninety-five (13,019,695) shares and is designated "Series C Preferred Stock." The fourth Series shall consist of fourteen million eight hundred thousand (14,800,000) shares and is designated "Series D Preferred Stock."

is hereby amended to read in its entirety as follows:

"B. The Preferred Stock shall be divided into series. The first series shall consist of one million seven hundred seventy-seven thousand seven hundred seventy-eight (1,777,778) shares and is

designated "Series A Preferred Stock." The second series shall consist of three million three hundred twenty-seven thousand four hundred forty-one (3,327,441) shares and is designated "Series B Preferred Stock." The third Series shall consist of thirteen million nineteen thousand six hundred and ninety-five (13,019,695) shares and is designated "Series C Preferred Stock." The fourth Series shall consist of eighteen million three hundred thousand (18,300,000) shares and is designated "Series D Preferred Stock."

4. The foregoing amendment of the Fourth Amended and Restated Articles of Incorporation has been duly approved by the Board of Directors.

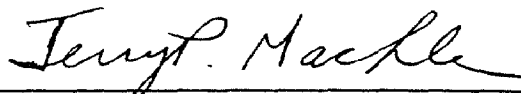
5. The foregoing amendment of the Fourth Amended and Restated Articles of Incorporation has been duly approved by the required vote of shareholders in accordance with Sections 902 and 903 of the California Corporations Code. The total number of outstanding shares of the Corporation is 9,178,098 shares of Common Stock and 1,777,778 shares of Series A Preferred Stock, 3,327,441 shares of Series B Preferred Stock, 13,019,695 shares of Series C Preferred Stock and 14,749,970 shares of Series D Preferred Stock. The number of shares voting in favor of the amendment equaled or exceeded the vote required. The percentage vote required was more than 50% of the outstanding shares of Common Stock, and more than 50% of the outstanding shares of Series A Preferred Stock, more than 50% of the outstanding Series B Preferred Stock, more than 50% of the outstanding Series C Preferred Stock and more than 50% of the outstanding Series D Preferred Stock.

The undersigned further declares under penalty of perjury under the laws of the State of California that the matters set forth in this Certificate are true and correct of his own knowledge.

Dated: November 1, 1999



Michael S. Pliner  
Chief Executive Officer



Jerry P. Machle  
Secretary

