

01-10-2001

FORM PTO-1595
(Rev. 6-93)

RECOR



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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

OMB No. 0651-0011 (exp. 4/94)

101578027

Atty Docket No. 14077/197535

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

1. Name of conveying party(ies):
Fountainhead Technologies, Inc.*Handwritten signature and initials*Additional names(s) of conveying party(ies) attached ☐ Yes ☒ No

3. Nature of conveyance:

☐ Assignment☒ Merger☐ Security Agreement☐ Change of Name☐ Other: _____

Date: August 31, 1999

2. Name and address of receiving party(ies)

Name: Baracuda International Corporation

Internal Address _____

Street Address: 3420 N.W. 53rd StreetCity Ft. Lauderdale State: Florida Zip: 33309Additional names(s) & address(es) attached? ☐ Yes ☒ No

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

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

A. Patent Application No.(s)

09/473,329

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: John S. PrattInternal Address: Kilpatrick Stockton LLP
Suite 2800Street Address: 1100 Peachtree StreetCity: Atlanta State: GA Zip 30309-4530

23370

6. Total number of applications and patents involved: 17. Total fee (37 CFR 3.41).....\$ \$40.00☒ Enclosed

The Commissioner is authorized to charge any deficiency in the required fee or credit any over payment to Deposit Account No. 11-0855.

☐ Authorized to be charged to deposit account

8. Deposit account number:

11-0855

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.

Bruce D. Gray, Reg. No. 35,799

Name of Person Signing

Handwritten signature

Signature

12/15/00

Date

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

01/09/2001 01:01:00 00000001 02475329

01-10-2001

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Mail documents to be recorded with required cover sheet information to:
40.09 OF Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231PATENT
REEL: 011399 FRAME: 0370

State of Delaware
Office of the Secretary of State

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:

"FOUNTAINHEAD TECHNOLOGIES, INC.", A DELAWARE CORPORATION,
WITH AND INTO "BARACUDA INTERNATIONAL CORPORATION" UNDER THE
NAME OF "BARACUDA INTERNATIONAL CORPORATION", A CORPORATION
ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF FLORIDA,
AS RECEIVED AND FILED IN THIS OFFICE THE THIRTY-FIRST DAY OF
AUGUST, A.D. 1999, AT 9 O'CLOCK A.M.



Edward J. Freel

Edward J. Freel, Secretary of State

2272386 8100M

991405285

AUTHENTICATION: 9993502

DATE: 09-28-99

PATENT
REEL: 011399 FRAME: 0371

CERTIFICATE OF OWNERSHIP AND MERGER

of

FOUNTAINHEAD TECHNOLOGIES, INC.
(a Delaware corporation)

with and into

BARACUDA INTERNATIONAL CORPORATION
(a Florida corporation)

It is hereby certified that:

1. Baracuda International Corporation (hereinafter sometimes referred to as the "Corporation") is a business corporation of the State of Florida.
2. The Corporation is the owner of all of the issued and outstanding shares of the stock of Fountainhead Technologies, Inc., which is a business corporation of the State of Delaware.
3. The laws of the jurisdiction of organization of Baracuda International Corporation permit the merger of a business corporation of that jurisdiction with a business corporation of another jurisdiction.
4. The Corporation hereby merges Fountainhead Technologies, Inc. into the Corporation.
5. The following is a copy of the resolutions adopted on August 23, 1999 by the Board of Directors of the Corporation to merge the said Fountainhead Technologies, Inc. into the Corporation:

RESOLVED, that, with effect from 11:59 p.m. on August 31, 1999, Fountainhead Technologies, Inc. be merged with and into the Corporation, and that all of the estate, property, rights, privileges, powers, and franchises of Fountainhead Technologies, Inc. be vested in and held and enjoyed by the Corporation as fully and entirely and without change or diminution as the same were before held and enjoyed by Fountainhead Technologies, Inc. in its name; and

FURTHER RESOLVED, that, with effect from 11:59 p.m. on august 31, 1999, the Corporation assume all of the obligations of Fountainhead Technologies, Inc.; and

FURTHER RESOLVED, that the Corporation does hereby agree that it may be served with process in the State of Delaware in any proceeding for enforcement of any obligation of Fountainhead Technologies, Inc., as well as for enforcement of any obligation of the Corporation arising from the merger herein provided for; does hereby irrevocably appoint the Secretary of State of the State of Delaware as its agent to accept service of process in any such proceeding; and does hereby specify the following address without the State of Delaware to which a copy of such process shall be mailed by the Secretary of State of the State of Delaware:

Baracuda International Corporation
3420 N.W. 53rd Street
Ft. Lauderdale, Florida 33309
Attn.: President

FURTHER RESOLVED, that the Corporation shall cause to be executed and filed and recorded the documents prescribed by the laws of the State of Delaware, by the laws of the State of Florida, and by the laws of any other appropriate jurisdiction and will cause to be performed all necessary acts within the jurisdiction of organization of Fountainhead Technologies, Inc. and of the Corporation and in any other appropriate jurisdiction.

Executed on the 23rd day of August, 1999.

Baracuda International Corporation
a Florida corporation

By: 

Name:

Title:

JACK E. LACEY
PRESIDENT / CEO

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