

02-08-2001



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PATENTS ONLY

Our Ref.: 2345-369

Commissioner of Patents and Trademarks  
Box Assignment, Washington, D.C. 20231

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

1. Name of conveying party(ies):

Steve W. SMALL  
John D. MILLER  
Ted F. KELLEY

2. Name and address of receiving party(ies):

Name: Exabyte Corporation  
Internal Address: \_\_\_\_\_  
Street Address: 1685 38th Street

Additional name/s of conveying party/ies attached? ☐

3. Nature of conveyance:

☒ Assignment ☐ Merger  
☐ Security Assignment ☐ Change of Name  
☐ Other \_\_\_\_\_

City: Boulder  
State/Country: Colorado  
Zip: 80301

Execution Date: January 12, 2001

Additional name/s & address/es attached? ☐ Yes ☒ No

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

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

A. Patent Application No(s).

(1) 29/132,408  
(2) \_\_\_\_\_  
(3) \_\_\_\_\_

B. Patent No(s).

(1) \_\_\_\_\_  
(2) \_\_\_\_\_  
(3) \_\_\_\_\_

Additional numbers attached ☐ Yes ☒ No

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

Name: H. Warren Burnam, Jr.  
Internal Address: \_\_\_\_\_  
Street Address: Nixon & Vanderhye P.C.  
1100 North Glebe Road  
8<sup>th</sup> Floor  
City: Arlington State: VA Zip: 22201

6. Total number of applications & patents involved: 1

7. Total fee (37 CFR 3.41) \$ 40.00  
☒ Enclosed  
☐ Authorized to be charged to deposit account #14-1140

8. The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper thereafter filed in this application by this firm) to our **Account No. 14-1140.**

DO NOT USE THIS SPACE

9. Statements 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.

H. Warren Burnam, Jr.

Name of Person Signing  
Reg. No. 29,366

*H. Warren Burnam, Jr.*  
Signature

January 31, 2001

Date

Total number of pages including **original** cover sheet, attachments, and document: [3]

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**ASSIGNMENT**

WHEREAS, Steve SMALL, John D. MILLER and Ted F. KELLEY (hereinafter ASSIGNORS) of 13982 W. 60th Drive, Golden, Colorado 80403; 210 Brook Road, Boulder, Colorado 80302; 900 6th Street, Boulder, Colorado 80302, respectively, have invented a certain improvement in CARTRIDGE LIBRARY for which a so-entitled design application for Letters Patent of the United States was filed in the United States Patent and Trademark Office on November 9, 2000 under Serial No. 29/132,408;

WHEREAS, Exabyte Corporation (hereinafter ASSIGNEE), a corporation of Delaware, having an office and place of business at 1685 38th Street, Boulder, Colorado 80301 is desirous of acquiring an interest therein;

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the ASSIGNORS by these presents hereby sell, assign, and transfer unto the ASSIGNEE, its successors, assigns, and legal representatives, the aforesaid application(s) and the full and exclusive right to the invention and improvements therein in the United States and all foreign countries, as described in the aforesaid application, together with the right of priority under the International Convention for the Protection of Industrial Property, Inter-American Convention Relating to Patents, Designs and Industrial Models, and any other international agreements to which the United States of America adheres, and hereby authorizes and requests the Commissioner of Patents and Trademarks to issue any Letters Patent or Patents claiming priority or resulting from the aforesaid application to ASSIGNEE, for its interest as ASSIGNEE, for the sole use and behoof of ASSIGNEE, its successors, assigns, and legal representatives. It is understood and agreed that ASSIGNEE'S attorneys Nixon & Vanderhye P.C. have represented only ASSIGNEE and will continue to represent only ASSIGNEE with respect to this invention;

ASSIGNORS hereby agree to assist in the preparation of and hereby assign a like interest to said ASSIGNEE, its successors, assigns, and legal representatives, without further remuneration, any continuation, divisional, reissue, or foreign application claiming priority from the aforesaid application or otherwise growing out of or related to the invention; and to execute any papers by ASSIGNEE, its successors, assigns, and legal representatives necessary to ASSIGNEE's full protection and title in and to the invention hereby transferred.

ASSIGNORS specifically agree, upon request of ASSIGNEE, and without further remuneration, to execute any and all papers desired by ASSIGNEE for the filing and granting of foreign applications and the perfecting of title thereto in ASSIGNEE.

AGREED and executed as noted below:

1-12-01  
Date

Steve W. Small  
Steve W. SMALL

COUNTY OF Boulder )  
ss  
STATE OF Colorado )

On this 12th day of January, 2001, Steve W. SMALL, appeared before me personally and acknowledged to me that he executed the foregoing Assignment as a free act and deed for the uses and purposes therein set forth.

My Commission Expires: My Commission Expires April 7, 2002

Karen E. Jost  
Notary Public

(SEAL)

1-12-01  
Date

John D. Miller  
John D. MILLER

COUNTY OF Boulder )  
ss  
STATE OF Colorado )

On this 12th day of January, 2001, John D. MILLER, appeared before me personally and acknowledged to me that he executed the foregoing Assignment as a free act and deed for the uses and purposes therein set forth.

My Commission Expires: My Commission Expires April 7, 2002

Karen E. Jost  
Notary Public

(SEAL)

1/12/01  
Date

Ted F. Kelley 01-12-01  
Ted F. KELLEY

COUNTY OF Boulder )  
ss.  
STATE OF Colorado )

On this 12 day of January, 2001, Ted F. Kelley, appeared before me personally and acknowledged to me that he executed the foregoing Assignment as a free act and deed for the uses and purposes therein set forth.

My Commission Expires: My Commission Expires June 12, 2001

Nancy G. Johnson  
Notary Public

(SEAL)