

RI

02-21-2001

R SHEET

FORM PTO-1595 U.S.
(Rev. 6-93)
OMB No. 0651-0011 (exp. 4/94)



101616119

DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Commissioner for Patents : Please record the attached original documents or copy thereof.

<p>1. Name of conveying party(ies): Spike Technologies, Inc.</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>3. Nature of conveyance: 2-12-01</p> <p><input type="checkbox"/> Assignment <input type="checkbox"/> Merger</p> <p><input type="checkbox"/> Security Agreement <input checked="" type="checkbox"/> Change of Name</p> <p><input type="checkbox"/> Other _____</p> <p>Execution Date: September 7, 2000</p>	<p>2. Name and address of receiving party(ies)</p> <p>Name: Spike Broadband Systems, Inc.</p> <p>Internal Address:</p> <p>Street Address: One Chestnut Street Nashua, New Hampshire 03060</p> <p>Additional name(s) & addresses(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>						
<p>4. Application number(s) or patent number(s):</p> <p>If this document is being filed together with a new application, the execution date of the application is</p> <table style="width:100%;"> <tr> <td style="width:50%;"> <p>A. Patent Application No.(s)</p> <p>09/287,144</p> <p>09/287,142</p> <p>09/327,232</p> <p>09/491,929</p> <p>09/546,060</p> </td> <td style="width:50%;"> <p>B. Patent No.(s)</p> <p>6,046,701</p> <p>6,169,525</p> </td> </tr> </table> <p style="text-align: right;">Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>		<p>A. Patent Application No.(s)</p> <p>09/287,144</p> <p>09/287,142</p> <p>09/327,232</p> <p>09/491,929</p> <p>09/546,060</p>	<p>B. Patent No.(s)</p> <p>6,046,701</p> <p>6,169,525</p>				
<p>A. Patent Application No.(s)</p> <p>09/287,144</p> <p>09/287,142</p> <p>09/327,232</p> <p>09/491,929</p> <p>09/546,060</p>	<p>B. Patent No.(s)</p> <p>6,046,701</p> <p>6,169,525</p>						
<p>5. Name and address of party to whom correspondence Concerning document should be mailed:</p> <p>Name: Joseph Teja, Jr. Address: WOLF, GREENFIELD & SACKS, P.C. Federal Reserve Plaza 600 Atlantic Avenue Boston, MA 02210</p>	<p>6. Total number of applications and patents involved: [7]</p> <p>7. Total fee (37 CFR 3.41) \$280.00</p> <p><input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account</p> <p>The Commissioner is authorized to charge: _____</p> <p>8. Deposit Account No: 23/2825</p>						
DO NOT USE THIS SPACE							
<p>9. Statement and signature <i>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.</i></p> <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:30%; border-bottom: 1px solid black; text-align: center;">Joseph Teja, Jr.</td> <td style="width:30%; border-bottom: 1px solid black; text-align: center;"> </td> <td style="width:40%; border-bottom: 1px solid black; text-align: center;"> 2/08/01 </td> </tr> <tr> <td style="border-top: 1px solid black; text-align: center;">Name of Person Signing</td> <td style="border-top: 1px solid black; text-align: center;">Signature</td> <td style="border-top: 1px solid black; text-align: center;">Date</td> </tr> </table>		Joseph Teja, Jr.		2/08/01	Name of Person Signing	Signature	Date
Joseph Teja, Jr.		2/08/01					
Name of Person Signing	Signature	Date					
<p>Total number of pages including cover sheet, attachments, and document: [5]</p>							

Mail documents to be recorded with required cover sheet information to:

Box Assignment

Honorable Commissioner of Patents,
Washington, D.C. 20231

02/21/2001 GTON11 00000064 09287144

01 FC:581

280.00 DP

512536.1

PATENT
REEL: 011511 FRAME: 0693

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 AMENDMENT OF "SPIKE TECHNOLOGIES, INC.", CHANGING ITS NAME FROM "SPIKE TECHNOLOGIES, INC." TO "SPIKE BROADBAND SYSTEMS, INC.", FILED IN THIS OFFICE ON THE SEVENTH DAY OF SEPTEMBER, A.D. 2000, AT 9 O'CLOCK A.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.





Edward J. Freel, Secretary of State

AUTHENTICATION: 0661302

DATE: 09-07-00

2552797 8100

001451152

PATENT
REEL: 011511 FRAME: 0694

**CERTIFICATE OF AMENDMENT
OF THE
CERTIFICATE OF INCORPORATION
OF
SPIKE TECHNOLOGIES, INC.**

Spike Technologies, Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware (the "Corporation"),

DOES HEREBY CERTIFY:

FIRST: That, pursuant to action taken at a meeting duly called and held at 12:00 noon on August 8, 2000, the Board of Directors of the Corporation has duly adopted the following resolution setting forth a proposed amendment to the Certificate of Incorporation of the Corporation, declaring the advisability thereof and calling for submission of the proposed amendment to the stockholders of the Corporation for their approval and adoption:

RESOLVED: That the Certificate of Incorporation of this Corporation be amended such that the Article I of the Certificate of Incorporation read in its entirety as set forth below:

"The name of the Corporation is: Spike Broadband Systems, Inc. (the "Corporation")."

that the Board of Directors of this Corporation deems such amendment advisable and in the best interests of this Corporation and its stockholders and that such amendment be submitted to the stockholders of this Corporation for their approval; and that upon approval by the stockholders of such amendment, the officers of this Corporation at the time in office be, and they are, and each of them acting singly is, authorized and directed, in the name and on behalf of this Corporation, to execute and to file or cause to be filed with the Secretary of State of the State of Delaware the Certificate of Amendment effectuating such amendment, such execution and filing of the Certificate of Amendment to be conclusive evidence that the same have been approved by this Board of Directors.

SECOND: That the stockholders of the Corporation duly approved the amendment in accordance with Section 228 of the General Corporation Law of the State of Delaware by action of written consent, in lieu of a special meeting of stockholders, pursuant to which the necessary number of shares as required by statute were voted in favor of the amendment.

THIRD: That said amendment was duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, Spike Technologies, Inc. has caused this Certificate of Amendment to be signed by Zachary J. Shulman, its Vice President and General Counsel, as of this 7th day of September, 2000.

SPIKE TECHNOLOGIES, INC.

By: 

Zachary J. Shulman

Vice President and General Counsel