

03-01-2001



101623687

original documents or copy thereof.

To the Honorable Commissioner of Patents and

1. Name of the conveying party(ies):

Srivathsan Krishnamachari
Neil Judell

- ☒ Individuals ☐ (Association)
☐ General Partnership ☐ Limited Partnership
☐ Corporation- ☐ Other:

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

Name: Vigilant Networks, LLC
Internal Address:

Street Address: c/o GenTek, Inc.
Liberty Lane
Hampton, New Hampshire 03842

City: State: Zip:

3. Nature of conveyance:

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

Execution Date: February 6, 2001

Additional name(s) & address(ies) attached? ☐ Yes ☒ No

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

A. Patent Application No.(s)

09/684,453

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: Michael B. Stewart, Reg. No. 36,018

Internal Address: RADER, FISHMAN & GRAUER PLLC

Street Address: 39533 Woodward Avenue, Suite 140

City: Bloomfield Hills State: Michigan Zip: 48304

6. Total number of applications and patents involved:
one

7. Total fee (37 CFR 3.41):\$ 40.00

- ☐ Enclosed
☒ Authorized to be charged to deposit account

8. Deposit account number: 18-0013

02/28/2001 DBYRNE 00000150 180013 09684453

01 FC:581 40.00 CH

DO NOT USE THIS SPACE

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.

Kristin L. Murphy

Signature

February 7, 2001

Date

Total number of pages including cover sheet, attachments and document: 3 Atty. Docket No: 65,807-0006

ASSIGNMENT
(Joint Inventors)

WHEREAS, We, Srivathsan Krishnamachari residing at 1039 Massachusetts Avenue, Apt.#204, Cambridge, MA 02138, and Neil Judell, residing at 9 Whispering Pines Drive, Andover, MA 01810, (hereinafter referred to as Assignors) have invented new and useful improvements in:

**SYSTEM AND METHOD TO DETERMINE DATA THROUGHPUT
IN A COMMUNICATION NETWORK**

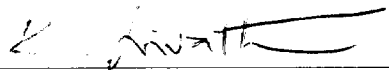
which is set forth in an application for Letters Patent in the United States which was filed on October 6, 2000 and assigned Serial No. 09/684,453;

AND WHEREAS, Vigilant Networks, LLC, a limited liability company formed and existing under the laws of the State of Delaware (hereinafter referred to as Assignee), having offices at c/o GenTek, Inc., Liberty Lane, Hampton, New Hampshire 03842 ("Vigilant"), is desirous of acquiring the entire right, title and interest in and to said invention and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW, THEREFORE, be it known by all whom it may concern, that for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the Assignors have assigned, sold and set over, and by these present assigns, sells and sets over unto the Assignee, its successors, legal representatives and assigns, for the territory of the United States of America and all foreign countries, the entire right, title and interest in and to said invention, said application for Letters Patent, including the right to file foreign patent applications corresponding to said application, and the right to claim the priority date of said United States patent application and any legal equivalents thereof, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and to any and all divisions, continuations, and continuations-in-part of said application, or re-issues or extensions of said Letters Patent or Patents prepared and executed by Assignors on even date herewith, the same to be held and enjoyed by the Assignee, as fully and entirely as the same would have been held by the Assignor had this Assignment and sale not been made.

AND the Assignors hereby covenant and agree that the Assignors will at any time upon the request and at the expense of the Assignee execute and deliver any and all papers and do all lawful acts that may be necessary or desirable to perfect the title to said invention and to obtain Letters Patent therefor, and the Assignor hereby authorize and requests the Commissioner of Patents to issue said Letters Patent to the Assignee in accordance with this Agreement.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix my seal at _____
Berlington, in the State of Mass., this 6 day of Feb, 2001.



Srivathsan Krishnamachari

STATE OF Mass.)
)
COUNTY OF Middlesex)

Before me personally appeared said Srivathsan Krishnamachari, and acknowledged the foregoing instrument to be his own free act and deed, this 6 day of Feb, 2001.

David W. Phillips-Jones
NOTARY PUBLIC
My commission expires Mar. 4, 2005

David W. Phillips-Jones
Notary Public

SEAL

IN TESTIMONY WHEREOF, I hereunto set my hand and affix my seal at Burlington, in the State of Mass, this 6 day of Feb, 2001.

Neil Judell
Neil Judell

STATE OF Mass)
)
COUNTY OF Middlesex)

Before me personally appeared said Neil Judell, and acknowledged the foregoing instrument to be his own free act and deed, this 6 day of Feb, 2001.

David W. Phillips-Jones
Notary Public

SEAL

David W. Phillips-Jones
NOTARY PUBLIC
My commission expires Mar. 4, 2005

Please address all correspondence and telephone calls and, upon recordation, please return this document to:

RADER, FISHMAN & GRAUER PLLC
39533 Woodward Avenue, Suite 140
Bloomfield Hills, Michigan 48304
(248) 594-0600

R0102246