



RECOF

03-23-2001

KEY DOCKET NO: M-8760 US

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

101645397

TO THE HONORABLE DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE. PLEASE RECORD THE ATTACHED ORIGINAL DOCUMENTS OR COPY THEREOF.

## 1. Name of conveying party(ies):

Emotioneering, Inc., a Delaware corporation

Additional name(s) of conveying party(ies) attached?

☐ Yes☒ No

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

Name: MoodLogic, Inc., a Delaware corporation

Street Address: 608 Folsom Street

City: San Francisco CA 94107

Country: USA

## 3. Nature of Conveyance:

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

Execution Date: May 26, 2000

## Name and address of receiving party(ies):

Name:

Street Address:

City:

Country:

Additional name(s) &amp; 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) - 09/695,526

Title: System and Method for Presenting Music to Consumers

## B. Patent No.(s)

Additional numbers attached?



Yes



No

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

Name: THEODORE P. LOPEZ

Internal Address: SKJERVEN MORRILL MacPHERSON LLP

Street Address: 25 METRO DRIVE, SUITE 700

City SAN JOSE State CA Zip 95110

## 6. Total number of applications and patents involved: ONE (1)

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



Authorized to be charged to Deposit Account 19-2386



Charge Deposit Account 19-2386 for any additional fees required for this conveyance and credit deposit account 19-2386 any amounts overpaid

DO NOT USE THIS SPACE

## 8. 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.

THEODORE P. LOPEZ (Regis. No. 44,881)

Name of Person Signing

Signature

Date

Total number of pages comprising cover sheet: 1

**CERTIFICATE OF AMENDMENT  
OF AMENDED AND RESTATED  
CERTIFICATE OF INCORPORATION  
OF EMOTIONEERING, INC.**



Emotioneering, Inc., a corporation organized and existing under the General Corporation Law of the State of Delaware (the "General Corporation Law")

**DOES HEREBY CERTIFY:**

**FIRST:** That the name of this corporation is Emotioneering, Inc. (the "Corporation"). The Corporation was originally incorporated under the same name and the original Certificate of Incorporation of the corporation was filed with the Secretary of State of the State of Delaware on October 14, 1999. The original Certificate of Incorporation was amended and restated by the Amended and Restated Certificate of Incorporation, filed with the Secretary of State of Delaware on May 5, 2000.

**SECOND:** That Article I of the Amended and Restated Certificate of Incorporation of said corporation is amended to read in its entirety as follows:

**"ARTICLE I**

The name of this corporation (hereinafter the "Corporation") is:

**MoodLogic, Inc."**

**THIRD:** That the foregoing amendment was approved by the holders of the requisite number of shares of the Corporation in accordance with Section 228 of the General Corporation Law.

**FOURTH:** That the foregoing amendment was duly adopted by the Board of Directors of the Corporation in accordance with Section 242 and 245 of the General Corporation Law.

**IN WITNESS WHEREOF,** the Corporation has caused this Certificate of Amendment of Amended and Restated Certificate of Incorporation to be executed by Thomas R. Sulzer, its President and Chief Executive Officer, this 26th day of May, 2000.

**EMOTIONEERING, INC.**

By: 

Thomas R. Sulzer  
President and Chief Executive Officer

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**PATENT**

**RECORDED: 03/12/2001**

**REEL: 011598 FRAME: 0850**