

REC

04-23-2001

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office



MRD 4/19/01

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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):

Storm Technology, Inc.

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

2. Name and address of receiving party(ies)

Name: **Silitek, Inc.**

Internal Address:

Street Address: **4F, No. 3, Lane 768, Sec. 4, Pateh Road**

City: **Taipei** Country: **Taiwan, R.O.C.** Zip: **115**

Additional name(s) and address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☐ Assignment

☐ Merger

☒ Other Order Authorizing Transfer of Debtor's

Intellectual Property Not Subject to Objection

Execution Date: **September 22, 1999**

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)

B. Patent No.(s)

5,736,738

Additional numbers attached? ☐ Yes ☒ No

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

Name: **Evan R. Witt, MADSON & METCALF**

Internal Address:

Street Address: **15 West South Temple, Suite 900**

City: **Salt Lake City** State: **Utah** ZIP: **84101**

6. Total number of applications and patents involved: **1**

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

☒ Enclosed

☒ Authorized to be charged to deposit account (any deficiencies)

8. Deposit account number:

13-0763

(Attach duplicate copy of this page if paying by deposit account)

04/19/2001 6TON11 00000095 5736738

01 EC:5A1 40.00 DP

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.

Evan R. Witt

Name of Person Signing

Signature

April 4, 2001

Date

Total number of pages including cover sheet, attachments, and document: **8**

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents and Trademarks, Box Assignments
Washington, D.C. 20231

PATENT
REEL: 11682 FRAME: 0920

SEP 21 1999

FILED

Michael A. Isaacs, CSB #99782
ROSENBLUM, PARISH & ISAACS, PC
555 Montgomery Street, 15th Floor
San Francisco, California 94111
(415) 421-8232 Telephone
(415) 397-5383 Facsimile

99 SEP 22 AM 11:57

KEEHAN G. CASADY, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DIST. OF CA.
SAN JOSE

Special Counsel for JEROME E. ROBERTSON
Trustee in bankruptcy

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

In re

STORM TECHNOLOGY, INC.,

Debtor.

Case No. 98-58595 MM
Chapter 7

[No Hearing Requested]

**ORDER AUTHORIZING TRANSFER OF
DEBTOR'S INTELLECTUAL PROPERTY NOT SUBJECT TO OBJECTION**

The Court having considered the Request for Entry of Order Authorizing Transfer of Debtor's Intellectual Property Not Subject to Objection ("Request"), the Declaration of Michael A. Isaacs in support thereof, and good cause appearing therefor, it is

ORDERED as follows:

1. The Trustee's Request is granted.
2. The Trustee is authorized to execute those documents as may be necessary to transfer to Silitek or its designee the intellectual property more thoroughly described in his Notice of Trustee's Intent to Sell Patent Rights Free and Clear of Liens (11 U.S.C. §362; FRBP §2002); provided, however, that any such transfer excludes any intellectual property subject to that certain Limited Objection of Logitech, Inc. to Sale of Patents (the "Objection") whereby Logitech objected to the Trustee transferring certain patents and other intellectual property more specifically described in the Objection.

ORDER AUTHORIZING TRANSFER OF DEBTOR'S INTELLECTUAL PROPERTY NOT SUBJECT TO OBJECTION 1

1 3. With the exception of those items subject to the Objection, the Trustee is authorized to
2 transfer any and all remaining intellectual property to Silitek and/or its designee.

3 4. The lien in favor of Silicon Valley Bank shall reattach to the \$800,000 in the same
4 validity and priority as it existed prior to the transfer authorized herein.

5
6 DATED: Sept 22, 1999

Marcus M. Mangan
UNITED STATES BANKRUPTCY JUDGE



UNITED STATES BANKRUPTCY COURT
Northern District of California
I certify that this is a true, correct and full copy
of the original document on file in my custody.
Dated JUL 25 2000
Keenan G. Casady, Clerk of Court
by [Signature]
Deputy Clerk

ORDER AUTHORIZING EMPLOYMENT OF SPECIAL COUNSEL

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

FILED

99 MAR 19 PM 10:04

In re

STORM TECHNOLOGY, INC.,

Debtor.

Case No. 98-58595
Chapter 7

KEENAN D. CASADY, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DIST. OF CA.
SAN JOSE, CA.

[No Hearing Required
Unless Objection Filed]

**NOTICE OF TRUSTEE'S INTENT TO SELL PATENT RIGHTS
FREE AND CLEAR OF LIENS
(11 U.S.C. §363, FRBP §2002)**

TO THE DEBTOR, ALL CREDITORS, OFFICE OF THE U.S. TRUSTEE, AND OTHER
INTERESTED PARTIES:

PLEASE TAKE NOTICE THAT Jerome E. Robertson, Trustee in bankruptcy of the estate of the above Debtor, intends to sell all of the assets listed below. The auction will be held on April 28, 1999 at 10:00 a.m., at the office of the Trustee's counsel, Rosenblum, Parish & Isaacs, PC, 160 West Santa Clara Street, 15th Floor, San Jose, CA 95113, (408) 280-2800, fax number (408) 280-2801.

The Trustee intends to sell all of the Debtor's patent rights, U.S. and foreign. The list below includes the patent rights of which the Trustee is aware. The Trustee is continuing to investigate whether Storm owns rights in additional patents or applications. The sale will include the known rights, as well as any patent rights of Storm which are later identified. The Debtor's patent assets include certain key scanner and image manipulation patents.

Assets to be Sold

The following list represents the Trustee's efforts in gathering information regarding the Debtor's patent rights:

U.S. Patents

	<u>Patent No.</u>	<u>Serial No.</u>	<u>Issue Date</u>	<u>Maintenance Fee Status</u>	<u>Assignee</u>
1.	5,333,212	978,312	7-26-94	Paid 1-16-98; 2nd Fee Due 1-26-02	Storm
"Image Compression Technique with Regionally Selective Compression Ratio"					
2.	5,412,205	154,735	5-2-95	Due 5-2-99 (w/ext.)	Storm (from Logitech)
"Scanner with a Wing-Shaped Fluorescent Tube Housing and Dual-Faceted Scan Window"					
3.	5,463,256	250,479	10-31-95	Due 4-30-99	Storm (from Primax)
"Feeder used with Scanner"					

4.	5,550,650	332,710	8-27-96	Due 2-27-00	Storm (from Primax)
"Sheet-Feed Scanner for Transmissive and Reflective Documents"					
5.	5,611,033	92,372	3-11-97	Due 9-11-00	Storm (from Logitech)
"Apparatus and method for Automerging Images by Matching Features and Aligning Images"					
6.	5,663,812	417,190	9-2-97	Due 3-2-01	Storm (from Primax)
"Reflection-Type Scanner"					
7.	5,682,441	554,384	10-28-97	Due 4-28-01	Storm
"Method and Format for Storing and Selectively Retrieving Image Data"					
8.	5,711,516	498,539	1-27-98	Due 7-27-01	Storm
"Sheet Feeder Having Sloping Sheet Support Side for use with Detachable Image Scanner"					
9.	5,729,361	497,459	3-17-98	Due 9-17-01	Storm (from Logitech)
"Color Scanner using Both Variable LED Exposure Time and Photo Detector Output Compensation"					
10.	5,736,638	539,031	4-7-98	Due 10-7-01	Storm (from Primax)
"Scanner Housing Structure"					
11.	5,850,296	541,336	12-15-98	Due 6-15-02	Storm
"Scanner Housing Structure"					
12.	5,864,410	831,848	1-26-99	Due 7-26-02	Storm
"Peripheral Bus Powered Document Scanning Device"					

* We believe that this list is substantially complete.

U. S. Patent Applications

<u>Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
1. 60/093,831	7-22-98	Non-provisional due 7-21-99
"Apparatus for Flat-Bed Scanner Imaging System Transport"		
2. 09/118,692	7-16-98	Pending
"Method and Apparatus for Keeping a Document in Focus During non-Contact Scanning"		
3. 09/118,693	7-16-98	Pending
"Apparatus for Scanning Documents such as Photographs Using a Contact Image Sensor"		
4. 08/908,152	8-6-97	Office Action response due 4-26-99 (w/extension)
"Method and Format for Storing and Selectively Retrieving Image Data"		
5. 08/868,549	6-3-97	Pending
"Scanner with Mechanical Deskew"		

NOTICE OF TRUSTEE'S INTENT TO SELL PATENT RIGHTS FREE AND CLEAR OF LIENS

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6. 08/829,962 4-1-97
"Scanner Powered by Peripheral Bus"

Issue Fee due 3-22-99

7. 08/652,856 5-23-96

Office Action response due 6-29-99
(w/extension)

"Compression by Chrominance Subsampling in Color Image Acquisition"

Foreign

China

Patent No.

95,2,23336.3

96196549.5 - corresponds to U.S. Patent No. 5,729,361

Europe

Patent No.

0835582 - corresponds to U.S. Patent No. 5,729,361

France

Patent No.

94,06541

Germany

Patent No.

295,14,389.4

G9408666.4

Japan

Patent No.

10207/95

518371/97 filed 11-7-96 - corresponds to U.S. Patent No. 5,682,441 (pending)

511008/93 (pending) - corresponds to U.S. Patent No. 5,611,033

Taiwan

Patent No.

131,274 - Scanner with Vertical Path

116,852 - Feeder with Scanner

116,289 - Scanner Housing Structure

111,097 - Sheet Fed Scanner

99,164 - Sheet Fed Scanner

96,378 - Structure of Sheet Fed Scanner

91,181 - corresponds to U.S. Patent No. 5,729,361

84203239 (Allowed) - Reflection-Type Scanner

87104814 (Pending) - corresponds to U.S. App. No. 08/829,962

87104864 (Pending) - corresponds to U.S. Patent No. 5,864,410

U.K. Patent No.

2,289,885

Liens Against the Assets

To the best of the Trustee's knowledge, Silicon Valley Bank ("SVB") has a lien on some or all of the assets described above. SVB has agreed to the sale by the Trustee free and clear of any lien in favor of SVB.

The Trustee's Sale

The Trustee has agreed to accept the sum of \$300,000 cash for all of the above patent rights. The offer is from a company with the ability to pay. Accordingly, the Trustee believes the company will close the sale as proposed. The Trustee has agreed to keep the name of the bidder confidential.

Bidding Process

The Trustee will consider overbids at the time of the auction for amounts over \$300,000. A single offer in excess of \$300,000 or a group of offers for separate portions of the patent rights in excess of \$300,000 will be considered an overbid. Parties wishing to bid for either some or all of the patent rights listed above, or who wish to attend the auction, should contact Ms. Rose Ford at the Trustee's office to confirm that the auction is going forward as scheduled. Parties wishing to participate via telephone should contact Ms. Ford no later than 2 p.m. (PST) on April 27, 1999 to make such arrangements. Her telephone number is (650) 949-9266. As an alternative, parties should contact counsel for the Trustee, David Jaffer, at (408) 280-2800. All overbids at the auction shall be in no less than \$5,000 increments, unless the Trustee agrees otherwise. At the auction (or prior thereto if you are participating by telephone), the successful overbidder must provide to the Trustee a cashier's check in the sum of \$30,000 with the balance of the overbid due no later than 5 p.m. (PST), April 29, 1999, unless otherwise agreed to by the Trustee. If the balance of the successful overbid is not paid in conformity with this notice, the bidder will forfeit in the entirety their auction deposit and the patent rights will be offered to the next highest bidder for the amount of the bid submitted by that bidder.

The Trustee reserves the right, in his sole discretion, to refuse bids which do not, in his sole opinion, conform to the terms of the auction and to continue the sale from time to time without any further notices being provided under Rule 2002(a) of the Federal Rules of Bankruptcy Procedure.

No Warranties

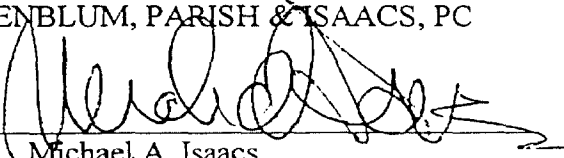
The sale is without warranties or representations by the Trustee. Parties are encouraged to conduct their own due diligence prior to bidding.

PLEASE TAKE FURTHER NOTICE THAT anyone wishing to object to the proposed sale described above must do so in compliance with Rule 9014-1 of the Bankruptcy Local Rules for the Northern District of California. Rule 9014-1 requires that an objecting party file a written objection with the Clerk, United States Bankruptcy Court, 280 S. First Street, San Jose, CA 95113, and by serve a copy on counsel for the Trustee at the address noted below **no later than 20 days** from the date of this notice. Any objection must be accompanied by the legal memoranda and evidence (submitted by declaration signed under penalty of perjury) that the objecting party wishes the Court to consider in support of its objection. If an objection is timely filed and served, counsel for the Trustee will obtain a hearing date and time and will provide the objecting party with at least 10 days notice of the hearing. If no objection is timely filed and served, the Trustee will request entry of an order authorizing the sale.

Dated: March 17, 1999

ROSENBLUM, PARISH & ISAACS, PC

By:


Michael A. Isaacs

Counsel for Jerome E. Robertson, Trustee

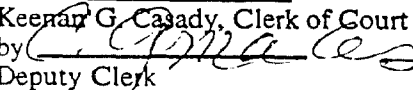
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San Francisco, CA 94111
Telephone: (415) 421-8232

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UNITED STATES BANKRUPTCY COURT
Northern District of California

I certify that this is a true, correct and full copy
of the original document on file in my custody.
Dated JUL 25 2000

Keenan G. Casady, Clerk of Court
by 
Deputy Clerk