| | | MIER | OIPE PR 1 3 2001 | 118 J | | | 81450 | | <u>20000310 (</u> | <u>PATEN1</u> (1963-5012) | | |
|---------------------------|-----------------------------------------------|---------------------------------------------------------------------------------------------------------------------|--------------------------------------------------|-------------------------------------------------------------------------------------------|----------------|----------------------------------------|-----------------|-------------------|-------------------|------------------------------|--|--|
| | THE UNITED STATES PATENT AND TRADEMARK OFFICE | | | | | | | | | | | |
| | Applicant(s) | | : Philip Shi-Lung Yu, et al. | | | | | | | | | |
| | Serial No. | | : 09/742,571 | | | | | | | | | |
| | Filed | | : December 20, 2000 | | | | | | | | | |
| | For | | | : DYNAMIC PROXY RECONFIGURATION SYSTEM AND METHOD TO SUPPORT SHARING OF EXTRA CAPACITY | | | | | | | | |
| 04/16/2001 E 01 FC:581 | | | RECORE | DATION FO | <u>RM COVE</u> | R SHEET PURS | <u>SUANT TO</u> | 37 C.F.R. § 3 | .31 | | | |
| | BOX | Commissi ASSIGNM nington, D. | | ts and Trade | emarks | | | | | | | |
| | Sir: | | | | | | | | | | | |
| | 1. Ekubay 2. | Paul Andrew Moskowitz, Philip Shi-Lung Yu, Stephen J. Boies and Sam Dinkin EKUBAY1 00000102 09742571 40.00 OP | | | | | | | | | | |
| | 2. | | | | | | | | | | | |
| | | | Name International Business Machines Corporation | | | | | | | | | |
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| | | City _A | <u>armonk</u> | | State | New York | | ZIP <u>1050</u> 2 | 4 | | | |
| | | Name | | - , | | | | | | | | |
| | | Internal A | Internal Address: | | | | | | | | | |
| | | | | | | | | | | | | |
| | | | | | | | | | | | | |
| | | [] Additional names and addresses attached. | | | | | | | | | | |
| | 3. | Name of | conveyance: | [] Chang | ge of Name | [] Merge [] Other ary 17, 2000 | r [] | Security Agre | ement | | | |

- Application Number(s) or Patent Number(s): 4.
- 613704_1

PATENT REEL: 011689 FRAME: 0558

[] This document is being filed together with a new application which was executed on <u>December 20, 2000.</u>

[X] Patent Application No.(s) 09/742,571

 Patent No.(s)

5. Address all future communications to:

MORGAN & FINNEGAN, L.L.P. 345 Park Avenue New York, New York 10154

- 6. Total number of applications and patents involved: <u>one (1)</u>.
- 7. Total fee (37 CFR $\S3.41$): \$40.00 property x <u>1</u> property(ies) = \$40.00.
 - [X] A check in the amount of \$40.00 to cover the recordation fee is enclosed.
 - [] Charge fee to Deposit Account No. 13-4500. Order No.
 - [X] The Commissioner is hereby authorized to charge any additional fees which may be required for this recordation, or credit any overpayment to Deposit Account No. 13-4500. Order No. <u>1963-5012</u>.
- 8. 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.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

n

Mark J. Abate Registration No. <u>32,527</u>

Dated: April 6, 2001

CORRESPONDENCE ADDRESS:

MORGAN & FINNEGAN, L.L.P. 345 Park Avenue New York, New York 10154 (212) 758-4800 (212) 751-6849 Facsimile

FORM: REC-PAT.NY Rev. 05/26/98

Assignment

Whereas, we

| INVENTOR | (1) Stephen J. Boies | of Mahopac | | | | |
|---------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|--|--|--|--|
| AND CITY | County of Westchester | and State of New York | | | | |
| INVENTOR | (2) Samuel Dinkin | of Austin | | | | |
| AND CITY | County of Travis | and State of Texas | | | | |
| INVENTOR | (3) Paul Andrew Moskowitz | of Yorktown Heights | | | | |
| AND CITY | County of Westchester | and State of New York | | | | |
| INVENTOR | (4) Philip Shi-Lung Yu | of Chappaqua | | | | |
| AND CITY | County of Westchester | and State of New York | | | | |
| TITLE | have invented certain improvements in DYNAMIC PROXY RECONFIGURATION SYSTEM AND METHOD TO SUPPORT SHARING OF EXTRA CAPACITY | | | | | |
| DATES THAT INVENTORS SIGNED THE | and executed, respectively, a United States patent app (1) $ _{(S 200)}$, (2) $ _{(S 200)}$ (3) $ _{(S 200)}$, (4) $i _{(S 20)}$ | lication therefor on | | | | |

DECLARATION

Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefor;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, we, the above named, hereby sell, assign, and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and we request the Commissioner of Patents to issue any Letters Patent granted upon the inventions set forth in said applications to IBM, its successors and assigns; and we hereby agree that IBM may apply for foreign Letters Patent on said invention and we will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

590906_1

YOR9-2000-0310 (1963-5012) Page 2 of 2

All statements made herein of my (our) own knowledge are true and all statements made herein on information and belief are believed to be true. Also, all statements made herein were made with knowledge that willful false statements and the like so made are punishable by fine and/or imprisonment under section 1001 of Title 18 of the United States Code and may jeopardize the validity of the application or any patent issuing thereon.

| CITY AND DATE | (1) at H_{1} the there M_{1} on $1/10$, 2000; | Alph Moris Stephen J. Boies |
|------------------|----------------------------------------------------|----------------------------------------------------------------------------------------------------------|
| CITY AND DATE | (2) at $AUSTINJTX$ on $1/15$ 2000, $1/15$ 2001 | FIRST NAME MIDDLE INITIAL LAST NAME SIGNATURE Samuel Dinkin FIRST NAME MIDDLE INITIAL LAST NAME |
| CITY AND DATE | (3) at 11. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. | SIGNATURE Paul A. Moskowitz FIRST NAME MIDDLE INITIAL LAST NAME |
| CITY AND DATE | (4) at Hawthurne, NY on 1/10, 2000; | Philip S. Yu FIRST NAME MIDDLE INITIAL LAST NAME |

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- 8. 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.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Dated: April 6, 2001

n

Mark J. Abate Registration No. <u>32,527</u>

CORRESPONDENCE ADDRESS:

MORGAN & FINNEGAN, L.L.P. 345 Park Avenue New York, New York 10154 (212) 758-4800 (212) 751-6849 Facsimile

FORM: REC-PAT.NY Rev. 05/26/98

PATENT REEL: 011689 FRAME: 0562