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U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Mathieu Gagne

2. Name and address of receiving party(ies)

Name: EMC Corporation

Internal Address: _____

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

3. Nature of conveyance:

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

Execution Date: May 2, 2001Street Address: 35 Parkwood DriveCity: Hopkinton State: MA Zip: 01748Additional name(s) & 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)

09/796,078

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: George A. Herbster, Esq.

Internal Address: _____

Street Address: 40 Beach StreetHarbor's Point, Suite 303City: Manchester State: MA Zip: 019446. Total number of applications and patents involved: 17. Total fee (37 CFR 3.41).....\$ 40.00☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

05-0889

405

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

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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.*George A. Herbster

Name of Person Signing

SignatureMay 8, 2001

Date

Total number of pages including cover sheet, attachments, and documents: 1

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

Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231PATENT
REEL: 011797 FRAME: 0773

A S S I G N M E N T

WHEREAS I, **Mathieu Gagne** of **43 Joy Street, Apt. 5, Boston, Massachusetts 02114**, a citizen of **Canada** (hereinafter called **Assignor**) have invented certain new and useful improvements in **IMPROVED DATA RECOVERY METHOD AND APPARATUS** for which an application for United States Letters Patent was filed on February 28, 2001, Serial No. 09/796,078; and

WHEREAS **EMC Corporation**, a corporation duly organized under the Laws of the **Commonwealth of Massachusetts**, located at **35 Parkwood Drive, Hopkinton, County of Middlesex, Massachusetts**, is desirous of acquiring the entire right, title and interest in and to said invention and in and to any Letters Patent that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in consideration of Ten (\$10.00) Dollars, the receipt of which is hereby acknowledged, and other good and valuable consideration, **Assignor** has sold, assigned and transferred and by these presents does sell, assign and transfer unto the said **EMC Corporation**, its successors and assigns, the full and exclusive right, title and interest in and to said invention and in and to said patent application in the United States of America and its territorial possessions and in any and all foreign countries and the entire right, title and interest in and to any and all Letters Patent which may be granted therefor in the United States of America or in any and all said foreign countries and in and to any and all divisions, continuations, renewals, substitutions or reissues, and extensions thereof for the full term or terms for which the same may be granted;

Assignor hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale;

Assignor hereby authorizes and requests the Patent and Trademark Office officials in the United States of America and any and all foreign countries to issue any and all of said Letters Patent, when granted, to said **EMC Corporation** as the assignee of **Assignor's** entire right, title and interest in and to the same for the sole use and behoof of said **EMC Corporation**, its successors and assigns, to the full end of the term for which any of said Letters Patent may be granted as fully and entirely as the same would have been held by **Assignor** had this assignment and sale not been made;

Further, **Assignor** agrees to communicate to **EMC Corporation** or its representatives any facts known to **Assignor** respecting said invention, to testify in any legal proceeding, to sign all lawful papers, to execute all divisional, continuation, substitution, renewal and reissue applications, to execute all necessary assignment papers to cause any and all of said Letters Patent to be issued to said **EMC Corporation**, to make all rightful oaths and generally to do everything possible to aid said **EMC Corporation**, its successors and assigns to obtain and enforce proper protection for said invention in the United States of America and in any and all foreign countries without further compensation, but at the expense of **EMC Corporation**, its successors, assigns or other legal representatives; and

Assignor hereby appoints the Secretary or any other officer of **EMC Corporation** as **Assignor's** attorney-in-fact and agent to execute all documents required or appropriate to perfect or enforce all rights assigned under this Agreement and further authorizes **Assignor's** attorney and attorneys and the attorney and attorneys for **EMC Corporation** to register this assignment in any and all countries.

IN TESTIMONY WHEREOF **Mathieu Gagne** hereunto sets his hand and seal this 2nd day of May, 2001

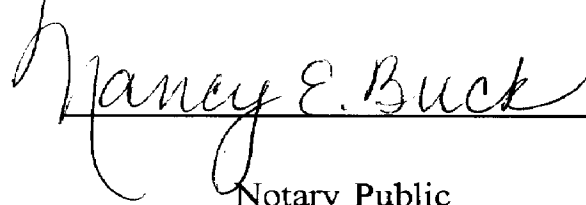


Mathieu Gagne

Commonwealth of Massachusetts)
) ss:
Middlesex County)

Before me personally appeared the above named **Mathieu Gagne** on the date aforesaid, known to me to be the person described herein, who executed the foregoing instrument before me and acknowledged the same to be his free act and deed.

(Notarial Seal)



Notary Public

My commission expires: 9-4-2003