

05-30-2001



101733897

To the Honorable Commissioner of Patents

original documents or copy thereof.

1. Name of conveying party(ies):

Kenneth Gould

5.77.01

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

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

Name: Road Runner

Internal Address:

22.2001

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other

Execution Date: May 21, 2001

Street Address: 13241 Woodland Park Road

City: Herndon State: VA ZIP: 20171

Additional 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)

09/752,744

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: Jon L. Roberts, Esq.

Internal Address:

Street Address: Roberts Abokhair & Mardula, LLC

11800 Sunrise Valley Drive, Suite 1000

City: Reston State: VA ZIP: 20191

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

8. Deposit account number:

18/1579

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

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.

Jon L. Roberts, Esq.

Name of Person Signing

Signature

5/22/01

Date

Total number of pages including cover sheet: 3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Joo C. Chung, Michael Sun, Kenneth Gould and Frank Huang

Serial No.: 09/752,744

Group Art Unit: 2661

Filed: Dec. 29, 2000

Examiner:

FOR: **SYSTEM AND METHOD FOR MULTICAST STREAM FAILOVER**

* * * * *

ASSIGNMENT Pursuant to 37 CFR § 3.56

* * * * *

I, Kenneth Gould, residing at 11273B Waples Hill Rd, Oakton VA 22124 for

good and valuable consideration, the sufficiency of which is hereby acknowledged, do hereby sell, assign and transfer unto Road Runner, Inc., a corporation organized under the laws of the State of **Delaware** and having its principal office at **13241 Woodland Park Road, Herndon, Virginia, 20171** (hereinafter "ASSIGNEE,"), the entire right, title and interest, together with all rights of priority, in and to my invention for a **SYSTEM AND METHOD FOR MULTICAST STREAM FAILOVER** as described and/or claimed in my application for Letters Patent of the United States of America, Serial No. **09/752,744**, filed **December 29, 2000**, as well as all foreign counterparts thereof together with all Letters Patent issuing on the aforesaid application for Letters Patent, the same to be held and enjoyed by ASSIGNEE, its successors, assigns or other legal representatives, to the full ends of the terms of all said Letters Patent therefore which may be granted.

I HEREBY AUTHORIZE ASSIGNEE to make application for and to receive Letters Patent for said invention in any foreign countries in its own name, or in my name, at its election.

AND I HEREBY COVENANT AND AGREE that I will execute or procure any further necessary assurance of title to said invention and any Letters Patent which may issue therefor and

that I will, at any time, upon the request and at the expense of ASSIGNEE deliver any testimony in any legal proceedings and execute all papers that may be necessary or desirable to perfect the title to said invention or any Letters Patent which may be granted therefor in ASSIGNEE, its successors, assigns, or other legal representatives, and that I will, at any time, upon the request and at the expense of the ASSIGNEE execute any continuations, divisions, reissues, or any other additional applications for Letters Patent for said invention or any part or parts thereof, all of which applications and any Letters Patent issuing thereof are hereby assigned to ASSIGNEE, and will make all rightful oaths, and do all lawful acts requisite for procuring the same therein, without further compensation, but at the expense of ASSIGNEE, its successors, assigns or other legal representatives.

AND I HEREBY AUTHORIZE AND REQUEST the Commissioner of Patents and Trademarks to issue any and all Letters Patent of the United States for said invention, resulting from any of the aforesaid application to assignee.

WITNESS MY HAND and seal this 21 of MAY, 2001.

Kenneth Gould

STATE OF VIRGINIA

COUNTY OF FAIRFAX

On this 21 day of MAY, 2001 personally appeared before me Kenneth Gould to me known, and known by me to be the same person described in and who executed the foregoing instrument, and acknowledged that he executed the same, of his own free will and for the purposes set forth.

Cliff A. Fel
Notary Public

My commission expires: 1-31-04