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(Rev. 03/01) (modified)

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U.S. Patent And Trademark Office

OMB No. 0651-0027 (exp 5/31/2002)

To the Honorable Commissioner For Patents: Please record the attached original documents or copy thereof:

1. Name of conveying party(ies):  
 Nicholas J. Rush 7-240)

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

3. Nature of Conveyance:  
 Assignment  Merger  
 Security Agreement  Change of Name  
 Other: \_\_\_\_\_

Execution Date: June 4, 2001

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

Internal Address: JUL 24 2001

Street Address: 300 California Street, 8<sup>th</sup> Floor

City: San Francisco  
 State: CA Zip: 94104

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):  
 09/715,385

B. Patent No.(s):

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:  
 Name: Amir H. Raubvogel, Esq.  
 Internal Address: Fenwick & West LLP  
 Street Address: Two Palo Alto Square  
 City: Palo Alto State: CA Zip Code: 94306

07/30/2001 TDI AZ1 00000117 09715385  
 01 FC:501 40.00 IP

6. Total number of applications and patents involved: [ ]

7. Total fee (37 CFR 3.41): \$40.00  
 Check Enclosed  
 Fee Transmittal Enclosed  
 Charge the indicated fees to the below mentioned deposit account.

8. Deposit Account No.:

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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.*

Amir H. Raubvogel, Reg. No. 37,070  July 20, 2001  
 Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, documents: [4]

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

Case Docket No.: 4862

19615/04862/DOCS/1192556

PATENT REEL: 012010 FRAME: 0537

ASSIGNMENT

For good and valuable consideration, the receipt of which is hereby acknowledged, the person(s) named below (referred to as "INVENTOR" whether singular or plural) has sold, assigned, and transferred and does hereby sell, assign, and transfer to Pogo.com, Inc., a corporation of Delaware, having a place of business at 300 California Street, 8<sup>th</sup> Floor, San Francisco, CA 94104 ("ASSIGNEE"), for itself and its successors, transferees, and assignees, the following:

1. The entire worldwide right, title, and interest in all inventions and improvements ("SUBJECT MATTER") that are disclosed in the application for United States Letters Patent entitled: **POSITIVE-RETURN GAMBLING** ("APPLICATION"), which:

is to be filed herewith

was filed on November 16, 2000, now bearing U.S. serial number 09/715,385 and for which a Declaration was executed by INVENTOR on the date(s) below; and

2. The entire worldwide right, title, and interest in and to:  
 (a) the APPLICATION, including any right of priority; (b) any divisional, continuation, substitute, renewal, reissue, and other related applications thereto which have been or may be filed in the United States or elsewhere in the world; and (c) any patents which may be granted on the applications set forth in (a) and (b) above.

INVENTOR agrees that ASSIGNEE may apply for and receive patents for SUBJECT MATTER in ASSIGNEE's own name.

INVENTOR agrees to do the following, when requested, and without further consideration, in order to carry out the intent of this Assignment: (1) execute all oaths, assignments, powers of attorney, applications, and other papers necessary or desirable to fully secure to ASSIGNEE the rights, titles and interests herein conveyed; (2) communicate to ASSIGNEE all known facts relating to the SUBJECT MATTER; and (3) generally do all lawful acts that ASSIGNEE shall consider desirable for securing, maintaining, and enforcing worldwide patent protection relating to the SUBJECT MATTER and for vesting in ASSIGNEE the rights, titles, and interests herein conveyed. INVENTOR further agrees to provide any successor, assign, or legal representative of ASSIGNEE with the benefits and assistance provided to ASSIGNEE hereunder.

INVENTOR represents that INVENTOR has the rights, titles, and interests to convey as set forth herein, and covenants with ASSIGNEE that the INVENTOR has made or will make hereafter no assignment, grant, mortgage, license, or other agreement affecting the rights, titles, and interests herein conveyed.

INVENTOR grants the attorney of record the power to insert on this Assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

Title of Document: ASSIGNMENT

Re:
Title: Positive-Return Gambling
Filed: (if applicable) November 16, 2000
Serial No.: (if applicable) 09/715,385

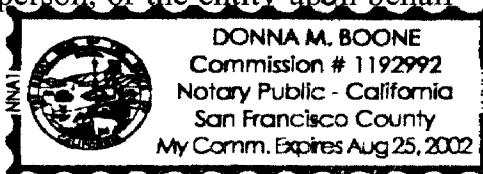
This Assignment may be executed in one or more counterparts, each of which shall be deemed an original and all of which may be taken together as one and the same Assignment.

Name and Signature Date of Signature Date Declaration Executed By This Person
Nicholas J. Rush 6/4/01

State of CALIFORNIA
County of SAN FRANCISCO

On JUNE 4, 2001 before me, DONNA M. BOONE, Notary Public personally appeared Nicholas J. Rush personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon a behalf of which the person acted, executed the instrument.

Donna M. Boone



Name and Signature Date of Signature Date Declaration Executed By This Person
Jason M. Kapalka

State of
County of

On before me,
personally appeared Jason M. Kapalka personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

Title of Document: ASSIGNMENT

Re:

Title: Positive-Return Gambling

Filed: (if applicable) November 16, 2000

Serial No.: (if applicable) 09/715,385

Name and Signature	Date of Signature	Date Declaration Executed By This Person
Sukhbir S. Sidhu		

State of \_\_\_\_\_  
County of \_\_\_\_\_

On \_\_\_\_\_ before me, \_\_\_\_\_  
personally appeared Sukhbir S. Sidhu personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.