

ASSIGN



SHEET

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BOX ASSIGNMENT

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

9.31.01

Sir:

Please record the attached original document(s) or copy(ies) thereof:

1. Name of conveying parties: Date of Conveyance
a) John Fan 8/28/01
2. Name and address of receiving parties:
Iospan Wireless, Inc.
3099 N. First Street
San Jose, CA 95134
3. Nature of conveyance

<input checked="" type="checkbox"/> Assignment	<input type="checkbox"/> Merger
<input type="checkbox"/> Security Agreement	<input type="checkbox"/> Change of Name
<input type="checkbox"/> Other _____	<input type="checkbox"/> License Agreement
4. Application Number(s) or Patent Number(s): 09/873,449
5. Please send all correspondence concerning these documents to:
Brian R. Short, Esq.
Iospan Wireless, Inc.
P.O. Box 641867
San Jose, CA 95164-1867
6. Total number of properties involved: 1
7. Total fee (37 CFR 3.41): \$80.00 for recordation of two Assignment documents.
Charge fees and credit overpayments to Deposit Account 501397.
8. To the best of my knowledge and belief, the foregoing information is true and correct, and the attached copy is a true copy of the original document.

Date: August 28, 2001

Brian R. Short
Brian R. Short, Esq.
Reg. No. 41,309

09/12/2001 6TON11 00000012 501397 09873449
01 FC:581 40.00 CH

ASSIGNMENT OF PATENT APPLICATION

(Accompanying Application)

Whereas I/we the undersigned inventor(s) have invented certain new and useful improvements as set forth in the patent application entitled:

A METHOD AND SYSTEM FOR TRANSMITTING DATA BETWEEN A BASE TRANSCIVER STATION AND A SUBSCRIBER UNIT

(Atty. Docket No.: P132US1) for which I (we) have executed an application for a United States Letters Patent. **Application number 09/873,449**

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I/We the undersigned inventor(s) hereby:

1) Sell(s), assign(s) and transfer(s) to Iospan Wireless, Inc., a Delaware corporation having a place of business at 3099 N. First Street, San Jose, CA 95134 (hereinafter referred to as "ASSIGNEE"), the entire right title and interest in any and all improvements and inventions disclosed in, application(s) based upon, and Patent(s) (including foreign patents) granted upon the information which is disclosed in the above referenced application.

2) Authorize and request the Commissioner of Patents to issue any and all Letters Patents resulting from said application or any division(s), continuation(s), substitutes(s) or reissue(s) thereof to the ASSIGNEE.

3) Agree to execute all papers and documents and, entirely at the ASSIGNEE's expense, perform any acts which are reasonably necessary in connection with the prosecution of said application, as well as any derivative and applications thereof, foreign applications based thereon, and/or the enforcement of patents resulting from such applications.

4) Agree that the terms, covenants and conditions of this assignment shall inure to the benefit of the Assignee, its successors, assigns and other legal representative, and shall be binding upon the inventor(s), as well as the inventor's heirs, legal representatives and assigns.

5) Warrant and represent that I/we have not entered, and will not enter into any assignment, contract, or understanding that conflicts with this assignment.

6) Declare:

That the instant Patent Application is based upon an invention conceived and reduced to practice in whole during the course of my responsibilities at Iospan Wireless Incorporated (IWI).

a) No more than incidental use of resources other than IWI resources was used in the conception or reduction to practice of the invention.

b) No part of the conception or reduction to practice of the invention was based upon work performed for any other entity (Corporation or University).

- c) Assigning this invention to IWI is not in conflict with any previously existing contractual obligation with any other entity (Corporation or University).
- d) No information defined as confidential or proprietary by any non-IWI entity (Corporation or University) was used in the conception or reduction to practice of the invention.

Signed on the date(s) indicated beside my (our) signature(s).

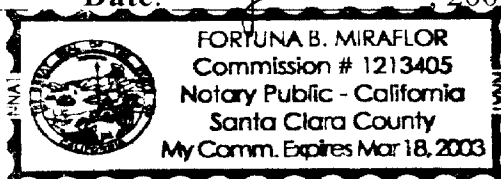
1. **Inventor Signature:** John Fan
John Fan

Date: Aug. 28, 2001

State of California)

County of Santa Clara)

ss.



On this 28th day of August, in the year 2001, before me, Fortuna B. Mirafior, Notary Public, personally appeared John Fan, 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(ies), and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Notary Signature Fortuna B. Mirafior

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3) Agree to execute all papers and documents and, entirely at the ASSIGNEE's expense, perform any acts which are reasonably necessary in connection with the prosecution of said application, as well as any derivative and applications thereof, foreign applications based thereon, and/or the enforcement of patents resulting from such applications.

4) Agree that the terms, covenants and conditions of this assignment shall inure to the benefit of the Assignee, its successors, assigns and other legal representative, and shall be binding upon the inventor(s), as well as the inventor's heirs, legal representatives and assigns.

5) Warrant and represent that I/we have not entered, and will not enter into any assignment, contract, or understanding that conflicts with this assignment.

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Signed on the date(s) indicated beside my (our) signature(s).

1. Inventor Signature:

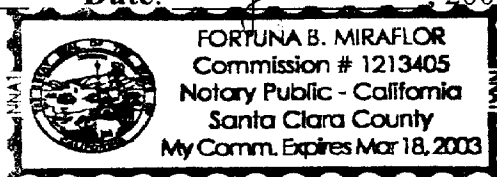
John Fan
John Fan

Date: Aug. 28, 2001

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WITNESS my hand and official seal.

Notary Signature

Fortuna B. Mirafior