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To the Honorable Commissioner of Patents and Trademarks: Fig.

ord the attached original documents or copy

thereof. Name of conveying party(ies) 2. Name and address of receiving party(ies) Vikram Pillai Name: SILVERBACK TECHNOLOGIES, INC. 12.1.01 Joseph Kinsella Patrick Bray Street Address: 85 Rangeway Road Noah White Deborah MacCallum City: North Billerica State: MA Robert Klotz Gregory O. Bruell Country: USA Additional name(s) of conveying party(ies) Additional name(s) & address(es) attached? [] Yes attached? [] Yes [X] No 3. Nature of conveyance: [X] Assignment [] Merger [] Security Agreement [] Change of Name [] Other Execution Date: 12/5/01; 12/5/01 12/5/01; 12/5/01; 12/05/01; 12/5/01; 12/5/01 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: December 5, 2001.

Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? [] Yes [X] No

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

> Weingarten, Schurgin, Gagnebin & Lebovici LLP Ten Post Office Square Boston, Massachusetts 02109

6. Total number of applications and patents Involved [1]

2/14/2001 MABAWI 00000009 10010315

3 FC:581

40.00 GP

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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.

Attorney name:

David A. Dagg

Registration No. 37,809

Signature:

Total number of pages including cover sheet, Lattachments, and document: [7]

Mail documents to be recorded with required cover sheet information to: DAD/kdm/263438-1 Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

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REEL: 012372 FRAME: 0346

PATENT

ASSIGNMENT

In consideration of One Dollar and other good and valuable consideration, the receipt of which is hereby acknowledged, we,

<u>Vikram Pillai</u>, residing at <u>158 Concord Road</u>, #M16, Billerica, MA 01821

and

<u>Joseph Kinsella</u>, residing at <u>304 Franklin Street</u>, Reading, MA 01867,

and

<u>Patrick Bray</u>, residing at <u>8 Omaha Avenue</u>, Northboro, MA 01532

and

Noah White, residing at 340 Maple Street #1,
Danvers, MA 01923

and

Deborah MacCallum, residing at 8 Louisberg Square #5,
Nashua, NH 03060

and

Robert Klotz, residing at 142 Nashua Road, Groton, MA 01450

and

Gregory O. Bruell, residing at 779 West Street
Carlisle, MA 01741

hereby sell and assign to SILVERBACK TECHNOLOGIES, INC. a Delaware corporation, having a principal place of business at 85 Rangeway Road, North Billerica, MA 01862, its successors and assigns, the entire right, title and interest, including the right to claim priority under the International Convention, throughout the United States, its territories and all foreign countries in and to our invention(s) in

DISTRIBUTED NETWORK MONITORING AND CONTROL SYSTEM

and the application for United States Letters Patent therefor executed by us on $\frac{December\ 5,\ 2001}{}$ and identified as Attorney Docket No. $\frac{SBACK-001XX}{}$, and such patents as may issue thereon and all divisions, reissues and continuations and continuations-in-part thereof.

And we hereby covenant that we have full right to make such assignment, and agree for ourselves and our executors and administrators that we will, at the expense of said SILVERBACK TECHNOLOGIES, INC., execute all applications for patents in foreign countries, execute all divisional, continuing, reissue and re
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examination applications, make all rightful oaths, sign all lawful papers, testify in any proceeding in which said invention or any application or patent directed thereto may be involved, and generally do everything possible to aid said SILVERBACK TECHNOLOGIES, INC., its successors and assigns, to obtain and enforce proper patent protection for said invention in the United States, its territories and all foreign countries.

And we hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue all Letters Patent on said invention or resulting therefrom to SILVERBACK TECHNOLOGIES, INC., its successors and assigns.

PATENT REEL: 012372 FRAME: 0348

IN WITNESS WHEREOF, we have our seals.	hereunto set our hands and affixed
Vikram Pillai	Date: December 5, 2001
Without (bighatare)	Date: 12/5/C1
Mitness (Please Print Name)	
IN WITNESS WHEREOF, we have lour seals.	hereunto set our hands and affixed
Joseph Kinsella	Date: 12/5/2001
Shkie Hanna	Date: 12/5/200/
Witness (Please Print Name)	

IN WITNESS WHEREOF, we have hour seals.	nereunto set our hands and affixed
Patrick Bray	Date: 12/5/01
Micoli Witness (Signature)	Date: 12/5/0/
Thomas Miceli Witness (Please Print Name)	
IN WITNESS WHEREOF, we have hour seals.	nereunto set our hands and affixed
Noah White	Date: 12/5/2001
Witness (Signature)	Date: 12/5/2001
Leslie 4. Forsyth Witness (Please Print Name)	

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Gregory O Bruell

Date: 12/5/2001

Jours Micele Witness (Signature)

Date: 12/5/0/

Thomas V. Micell Witness (Please Print Name)

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PATENT REEL: 012372 FRAME: 0352