

102088790

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

1. Name of conveying party(ies):
MATT N. MORANO
KAI NEUMANN *5-8-02*
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies):
Name: New York Mercantile Exchange, Inc.
Internal Address: _____

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other _____
Execution Date: May 3, 2002

Street Address: World Financial Center, One North End Avenue
City: New York State: NY Zip: 10282-1101
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).
09971172

B. Patent No(s).

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: David R. Clonts
Internal Address: AKIN, GUMP, STRAUSS,
HAUER & FELD, L.L.P.
Street Address: 711 Louisiana Street
Suite 1900 South
City: Houston State: TX Zip: 77002

6. Total number of applications and patents involved: 1
7. Total fee (37 C.F.R. § 3.41) \$ 40
 Enclosed
 Authorized to be charged to deposit account
8. Deposit account number:
16-2435
(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.

David R. Clonts, Reg. No. 36,768

5/8/02
Date

Total number of pages including cover sheet, attachments and document: 4

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ASSIGNMENT

WHEREAS, we, Matt N. Morano, Ian West and Kai Neumann, are joint inventors of IMPLIED MARKET TRADING SYSTEM application for United States Letters Patent Serial No. 09/971,172, filed October 4, 2001; and

WHEREAS, NEW YORK MERCANTILE EXCHANGE, INC. ("NYMEX"), a corporation created and existing under and by virtue of the laws of the State of Delaware, is desirous of acquiring the entire right, title and interest in and to the aforesaid invention throughout the world, and all right, title and interest in, to and under any and all Letters Patent of the United States and all other countries throughout the world;

NOW, THEREFORE, for and in consideration of the sum of One Dollar (\$1.00) to us in hand paid by NYMEX and for other good and valuable considerations, the receipt of which is hereby acknowledged, we hereby sell, assign, transfer and set over to NYMEX, all right, title and interest in and to the said invention throughout the world, and said application for U.S. Letters Patent, and any and all divisions, continuations, reexaminations and reissues thereof, and any and all Letters Patent of the United States and foreign countries which may be granted therefor, the same to be held and enjoyed by NYMEX for its own use and benefit, and for the use and benefit of its successors, assigns, or other legal representatives, to the end of the term or terms for which said Letters Patent of the United States or foreign countries are or may be granted, reexamined or reissued, as fully and entirely as the same would have been held and enjoyed by us if this assignment and sale had not been made.

And we hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all Letters Patent of the United States on said invention or resulting from said application and from any and all divisions, continuations, and reissues thereof, to NYMEX, as assignee of our entire interest, and hereby covenant that we have the full right to convey the entire interest herein assigned, and that we have not executed and will not execute any agreement in conflict herewith.

And we further hereby covenant and agree that we will, at any time, upon request, execute and deliver any and all papers that may be necessary or desirable to perfect the title of said invention and to such Letters Patent as may be granted therefor, to NYMEX, its successors, assigns, or other legal representatives and that if NYMEX, its successors, assigns or other legal representatives shall desire to file any divisional or continuation applications or to secure a reexamination or reissue of such Letters Patent, or to file a disclaimer relating thereto, will upon request, sign all papers, make all rightful oaths and do all lawful acts requisite for the filing of such divisional or continuation application, or such application for reissue and the procuring thereof, and for the filing of such disclaimer, without further compensation but at the expense of said assignee, its successors, or other legal representatives.

And we do further covenant and agree that we will, at any time upon request, communicate to NYMEX, its successors, assigns or other legal representatives, such facts relating to said invention and Letters Patent or the file history thereof as may be known to us, and testify as to the same in any interference or other litigation when requested so to do, without further compensation but at the expense of said assignee, its successors, or other legal representatives.

EXECUTED THIS 3 day of May, 2002.



MATT MORANO

STATE OF NEW YORK §

COUNTY OF NEW YORK §

BEFORE ME, the undersigned authority, on this day personally appeared MATT N. MORANO, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND and seal of office this 3 day of May, 2002.

SUELLEN M. GALISH
Notary Public, State of New York
No. 31-4819103
Qualified in New York County
Commission Expires 4/14/03

Suellen Galish
NOTARY PUBLIC IN AND FOR THE
STATE OF New York

* * * * *

EXECUTED THIS _____ day of _____, 2002.

IAN WEST

STATE OF _____ §

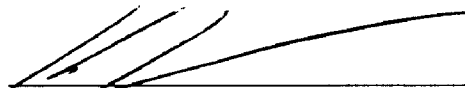
COUNTY OF _____ §

BEFORE ME, the undersigned authority, on this day personally appeared IAN WEST, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND and seal of office this _____ day of _____, 2002.

NOTARY PUBLIC IN AND FOR THE
STATE OF _____

EXECUTED THIS 3 day of May, 2002.

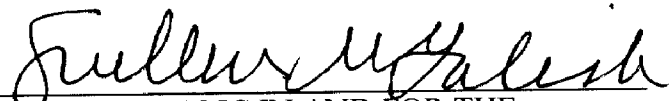

KAI NEUMANN

STATE OF NEW YORK §
 §
COUNTY OF NEW YORK §

BEFORE ME, the undersigned authority, on this day personally appeared KAI NEUMANN, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND and seal of office this 3 day of May, 2002.

SUELLEN M. GALISH
Notary Public, State of New York
No. 31-4819103
Qualified in New York County
Commission Expires 4-14-03


NOTARY PUBLIC IN AND FOR THE
STATE OF New York