Attorney Docket No.: 2500082-991130

U6-24	4-2002			
Form PTO-1595 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)	U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office			
To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.				
Name of conveying party(ies):	Name and address of receiving party(ies)			
William J. Earl, Terry G. Hahn, Dhanabal Ekambaram	Name: Zambeel, Inc.			
10 // 10 h	Internal Address:			
Additional name(s) of conveying party(ies) attached?	0			
Nature of conveyance:				
⊠ Assignment 4 Merger	Street Address: 45700 Northport Loop East			
☐ Security Agreement ☐ Change of Name				
☐ Other	City: Fremont State CA Zip: 94538			
Execution Date: June 10, 2002	Additional name(s) & address(es) attached?			
4. Application number(s) or patent number(s) N/A	7/17088/			
If this document is being filed together with a new application the	execution date of the application is:			
A. Patent Application No.(s)	B. Patent No.(s)			
	'			
Additional numbers attached? Yes No				
5. Name and address of party to whom correspondence	Total number of applications and patents involved: 1			
concerning document should be mailed:	or real number of applications and patents invented.			
	7. Total fee (37 CFR 3.41) #511202 \$ 40.00			
Name: David L. Alberti	⊠ Enclosed			
Internal Address:	Authorized to be charged to deposit account			
Gray Cary Ware & Freidenrich LLP 8. Deposit account number: 07-1896				
Patent Department Street				
address: 1755 Embarcadero Road				
0.4000	(Attach dualizate convertible consideration and			
City: State: Zip: 94303- Palo Alto CA 3340	(Attach duplicate copy of this page if paying by deposit account)			
DO NOT USE THIS SPACE				
Statement and signature.				
To the best of my knowledge and belief, the foregoing i <u>nform</u> ation is true and correct and any attached copy				
is a true copy of the original document.				
David L. Alberti 43,465	June 12, 2002			
Name of Person Signing Reg. No.	Signature Date			
Total number of pages including cover sheet, attachments, and documents:				

Mail documents to be recorded with required cover sheet information to: Commissioner of Patents & Trademarks, Box Assignments

Washington, D.C. 20231

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ASSIGNMENT

WHEREAS William J. Earl, Terry G. Hahn, and Dhanabal Ekambaram made certain inventions or discoveries (or both) set forth in an Application for Letters Patent of the United States of America entitled: SYSTEM AND METHOD FOR MANAGING SOFTWARE UPGRADES IN A DISTRIBUTED COMPUTING SYSTEM

	issued as U.S Patent No.		
	filed as U. S. Serial No	on	
X_	filed herewith		

WHEREAS, Zambeel, Inc., whose address is 45700 Northport Loop East, Fremont, California 94538, and who, together with its successors and assigns is hereinafter called "Assignee", is desirous of acquiring the entire right, title and interest together with the benefits and privileges hereinafter recited;

NOW, THEREFORE, for valuable consideration furnished by Assignee to us, receipt and sufficiency of which we hereby acknowledge, effective as of the date this document is executed, hereby, without reservation;

- 1. Assign, transfer and convey to Assignee the entire right, title and interest together with the benefits and privileges in and to said inventions and discoveries, said Application for Letters Patent or similar forms of protection of the United States of America, and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation and convention applications based in whole or in part upon said inventions or discoveries, or upon said application, and any and all Letters Patent, reissues and extensions of Letters Patent or similar forms of protection granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications and said Letters Patent;
- 2. Authorize Assignee to file patent applications in any or all countries or groups of countries on any or all of said inventions and discoveries in our name or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or any other relevant convention or treaty or otherwise;
- 3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title and interest therein, or otherwise as Assignee may direct;
- 4. Warrant that we have not knowingly conveyed to others any rights in said inventions, discoveries, applications or patents or any license to use the same or to make, use or sell anything embodying or utilizing any of said inventions or discoveries; and that we have good right to assign the same to Assignee without encumbrance;
- 5. Bind our heirs, legal representatives and assigns, as well as ourselves, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to us or them, all acts reasonable serving to assure that said inventions and discoveries, said patent applications and said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by us, our heirs, legal representatives and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all

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assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to us relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples and other physical exhibits in our control or in the control of our heirs, legal representatives or assigns which may be useful for establishing any facts of our conceptions, disclosures, and reduction to practice of said inventions or discoveries.

IN WITNESS WHEREOF

Date June 10, 2002

William J. Earl

ALL-PURPOSE ACKNOWLEDGMENT

State of Colyconic)ss County of Alamada)

On June 10, 2008 before me, in Johnson, Notary personally appeared 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 executed the same in his authorized capacity, and that by his 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.

M. JOHNSON
NOTARY PUBLIC - CALIFORNIA
COMMISSION # 1347112
ALAMEDA COUNTY
My Comm. Exp. March 29, 2006

[Notary Seal]

Notary's Signature

IN WITNESS WHEREOF

Date June 10, 2002

Jeny D. Hahn Terry G. Hahn

ALL-PURPOSE ACKNOWLEDGMENT

State of Calfornia)ss
County of Hameda)

Defore me, m. consent Notary Rubipersonally appeared 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 executed the same in his authorized capacity, and that by his 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.

M. JOHNSON

MOTARY PUBLIC - CALIFORNIA
COMMISSION # 1347112
ALAMEDA COUNTY
MV COMM: EXp. March 29, 2006

Notary's Signature

[Notary Seal]

M. JOHNSON
NOTARY PUBLIC - CALIFORNIA
COMMISSION # 1347112
ALAMEDA COUNTY
My Comm. Exp. March 29, 2006

Dhanabal Ekambaram

ALL-PURPOSE ACKNOWLEDGMENT

before me, m. Sohnson Notary Public personally appeared Distance Chambaram _____, 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 executed the same in his authorized capacity, and that by his 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.

MOTARY PUBLIC - CALIFORNIA
COMMISSION # 1347112
ALAMED COUNTY
MY COMM. Exp. March 29, 2006 M. JOHNSON

Notary's Signature

[Notary Seal]

M. JOHNSON NOTARY PUBLIC - CALIFORNIA COMMISSION # 1347112 ALAMEDA COUNTY My Comm. Exp. March 29, 2006

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RECORDED: 06/12/2002

PATENT REEL: 013004 FRAME: 0222