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In Place of Form PTO-1595

Docket No. AUS920020242US1

REC 07-15-2002

IT



To the Assistant Commissioner of
Please record the attached original documents or copy thereof.

102154029

1. Name of conveying party(ies)

James B. Cunningham
Herman D. Dierks, Jr.
Octavian F. Herescu
Kiet H. Lam

6-27-02

2. Name and address of receiving party(ies)

International Business Machines Corporation
New Orchard Road
Armonk, New York 10504

3. Nature of Conveyance:

X Assignment

Execution Date: 6/26/02, 6/26/02, 6/27/02, 6/26/02

4. Application number(s) or patent number(s):

10185697

If this document is being filed together with a new application, the execution date of the application is: 6/26/02, 6/26/02, 6/27/02, 6/26/02

A. Patent Application No.(s)

B. Patent No.(s)

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

Mark E. Mc Burney
IBM Corporation
Intellectual Property Law
Internal Zip 4054
11400 Burnet Road
Austin, TX 78758
(512) 823-1003

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41) \$40.00

X Authorized to be charged to deposit account

8. Deposit account number:

09-0447

07/12/2002 6TON11 00000118 090447 10185697
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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.

MARK E. McBurney
Name of Person Signing

Mark E. McBurney
Signature

6-27-02
Date

Total number of pages including cover sheet: 3

ASSIGNMENT

Whereas we,

(1) James B. Cunningham of Austin
County of Travis and State of Texas

and

(2) Herman D. Dierks, Jr. of Round Rock
County of Williamson and State of Texas

and

(3) Octavian F. Herescu of Austin
County of Travis and State of Texas

and

(4) Kiet H. Lam of Round Rock
County of Williamson and State of Texas

have invented certain improvement in:

System and Method for Improved Performance Using Tunable TCP/IP Acknowledgment

and executed a United States patent application therefore on

(Date Inventor Signed Declaration) (1) 06/26, 2002; and
(2) 06/26, 2002; and
(3) 06/27, 2002; and
(4) 06/26, 2002.


Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefore;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, I, the above named, hereby sell, assign, and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and I request the Commissioner of Patents to issue any Letters Patent granted upon the invention set forth in said application to IBM, its successors and assigns; and I hereby agree that IBM may apply for foreign Letters Patent on said invention and I will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.


(1) Signed at Austin on 06/26, 2002.


James B. Cunningham

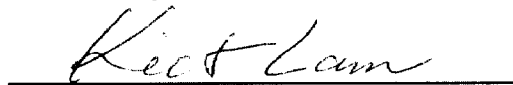
(2) Signed at AUSTIN on 06/26, 2002.


Herman D. Dierks, Jr.

(3) Signed at AUSTIN on 06/27, 2002.


Octavian F. Herescu

(4) Signed at Austin on 06/26, 2002.


Kiet H. Lam