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R SHEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

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Tab settings

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
Thomas A. Ball

08/23/02

Additional names(s) of conveying party(ies)  Yes  No

2. Name and address of receiving party(ies):

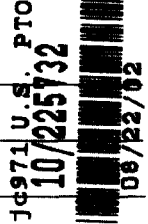
Name: Sun Microsystems, Inc.

Internal Address:

Street Address: 4150 Network Circle

City: Santa Clara State: CA ZIP: 95054

Additional name(s) & address(es) attached?  Yes  No



3. Nature of conveyance:

- Assignment  Merger
- Security Agreement  Change of Name
- Other

Execution Date: 08/19/2002

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

10/225732

If this document is being filed together with a new application, the execution date of the application is: 08/13/2002

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached?  Yes  No

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

Name: Jonathan P. Osha

Internal Address:

Street Address: Rosenthal & Osha L.L.P.

1221 McKinney Street, Suite 2800

City: Houston State: TX ZIP: 77010

6. Total number of applications and patents involved: 1

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

- Enclosed - Any excess or insufficiency should be credited or debited to deposit account
- Authorized to be charged to deposit account

8. Deposit account number:

50-0591

(Attach duplicate copy of this page if paying by deposit account)

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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.

Thomas K. Scherer, Reg. No.: 45,079

August 22, 2002

Name of Person Signing

Signature

Date

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

## **Assignment – Worldwide**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned individual(s) (referred to herein as the “INVENTOR(S)”) hereby assign, transfer, and set over to:

**SUN MICROSYSTEMS, INC.**

having the following address:

**4150 Network Circle  
Santa Clara, CA 95054**

(referred to herein as “COMPANY”), its successors, and assigns, the entire right, title, and interest, worldwide, in and to the invention known by the following title:

### **METHOD AND APPARATUS FOR SOFTWARE METRICS IMMEDIATE FEEDBACK MECHANISM**

for which the undersigned has/have executed an application for patent in the United States of America on this same day, together with said patent application, all divisions, continuations, continuations-in-part, reissues, and extensions thereof, and all Letters Patent (domestic and foreign) which may be granted therefor. Such interest represents the entire ownership of said applications and Letters Patent when granted and is to be owned by COMPANY, its successors, and assigns, or their legal representatives, for the full and entire term for which such Letters Patent may be granted or extended, as fully and entirely as the same would have been enjoyed by the INVENTOR(S) if this assignment had not been made.

In addition, the undersigned INVENTOR(S) each hereby agrees:

1. To sign and execute any further documents which may be necessary or desirable, lawful, and proper in connection with the prosecution of all applications for patent(s) on the INVENTION in the United States, including without limitation said application and all divisions, continuations, continuations-in-part, amendments thereof, and all interference proceedings associated therewith, or otherwise necessary or desirable to secure the title thereto to COMPANY;
2. To execute all papers and documents and to perform all lawful acts which may be necessary in connection with claims to priority or otherwise under the International Convention for the Protection of Industrial Property or similar treaties or agreements;
3. To perform all lawful affirmative acts which may be necessary to obtain the grant of a valid and enforceable patent to COMPANY;

The undersigned INVENTOR(S) each hereby authorizes and requests the Commissioner of Patents and Trademarks in the United States to issue any and all Letters Patent resulting from said application, including without limitation any division, continuation, continuation-in-part, or reissue thereof to COMPANY.

**ROSENTHAL & OSHA L.L.P.**

The undersigned INVENTOR(S) each hereby grants to the firm of ROSENTHAL & OSHA L.L.P. the power to insert on this Assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for the recordation of this document.

IN WITNESS WHEREOF, this Assignment has been executed by each of the undersigned individuals on the date appearing by such individual's signature:

Aug. 19, 2002  
Date

Signature: Thomas Ball  
Print or Type Name: Thomas A. Ball

\_\_\_\_\_  
Date

Signature: \_\_\_\_\_  
Print or Type Name: \_\_\_\_\_

\_\_\_\_\_  
Date

Signature: \_\_\_\_\_  
Print or Type Name: \_\_\_\_\_

\_\_\_\_\_  
Date

Signature: \_\_\_\_\_  
Print or Type Name: \_\_\_\_\_

When this Assignment is not filed concurrently with the patent application,  
the following identifying information may be added after execution:  
*U.S. Application Serial No.:*  
*Filing Date:*

ROSENTHAL & OSHA L.L.P.