

12-03-2002



U.S. Department of Commerce
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PATENT

102299380
**COVER SHEET
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TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- ☒ New **11-25-02**
☐ Resubmission (Non-Recordation)
☐ Document ID #
☐ Correction of PTO Error
☐ Reel # Frame #
☐ Corrective Document
☐ Reel # Frame #

Conveyance Type

- ☒ Assignment
☐ License
☐ Merger
☐ Security Agreement
☐ Change of Name
☐ Other

U.S. Government

(For Use ONLY by U.S. Government Agencies)

- ☐ Departmental File ☐ Secret File

Conveying Party(ies)

☒ Mark if additional names of conveying parties attached

Name (line 1) Christopher Midgley

Execution Date
Month Day Year
07 19 2002

Name (line 2)

Second Party

Name (line 1) John Webb

Execution Date
Month Day Year
07 19 2002

Name (line 2)

Receiving Party

☐ Mark if additional names of receiving parties attached

Name (line 1) LiveVault Corporation

Name (line 2)

Address (line 1) 201 Boston Post Road West

Address (line 2)

Address (line 3) Marlborough

MA

01752

City

State/Country

Zip Code

☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

FOR OFFICE USE ONLY

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

PATENT
REEL: 013528 FRAME: 0657

Correspondent Name and Address

Area Code and Telephone Number

617-832-1241

Name Kevin A. Oliver

Address (line 1) Foley Hoag LLP

Address (line 2) World Trade Center West

Address (line 3) 155 Seaport Boulevard

Address (line 4) Boston, MA 02210

Pages

Enter the total number of pages of the attached conveyance document including any attachments

9

Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached.

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

09/465,435

Patent Number(s)

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year

Patent Cooperation Treaty (PCT)

Enter PCT application number
only if a U.S. Application
Number as not been assigned.

PCT

PCT

PCT

PCT

PCT

PCT

Number of Properties

Enter the total number of properties involved.

1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 40

Method of Payment:

Enclosed ☒

Deposit Account ☐

Deposit Account

Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

06-1448

Authorization to charge additional fees:

Yes ☒

No ☐

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. Charges to deposit account are authorized, as indicated herein.

Kevin A. Oliver

Name of Person Signing

Signature

November 19, 2002

Date

12/02/2002 DBYRNE 00000071 09465435

01 FC:8021

40.00 DP

**RECORDATION FORM COVER SHEET
CONTINUATION
PATENTS ONLY**

U.S. Department of Commerce
Patent and Trademark Office
PATENT

Conveying Party(ies)

☒ Mark if additional names of conveying parties attached

Enter additional Conveying Parties

Name (line 1) Ted Hess

Execution Date
Month Day Year
07 19 2002

Name (line 2)

Name (line 1) Dave Wright

Execution Date
Month Day Year
07 19 2002

Name (line 2)

Name (line 1) Mark Fox

Execution Date
Month Day Year
07 19 2002

Name (line 2)

Name (line 1) Paul Ranauro

Execution Date
Month Day Year
07 14 2002

Receiving Party(ies)

☐ Mark if additional names of receiving parties attached

Enter additional Receiving Party(ies)

Name (line 1)

☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Name (line 2)

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Name (line 1)

☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Name (line 2)

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

PATENT

REEL: 013528 FRAME: 0659

ASSIGNMENT

We, Christopher Midgley, John Webb, Ted Hess, Paul Ranauro, Dave Wright, and Mark Fox, for valuable consideration received from LiveVault Corporation, a corporation with a principal place of business at 201 Boston Post Road West, Marlborough, MA 01752, the receipt of which is hereby acknowledged, do hereby sell, assign and transfer unto said

LiveVault Corporation

its successors and assigns, the entire interest for the United States of America and all foreign countries including all rights of priority under the International Convention for the Protection of Industrial Property in a certain invention or improvement in

"SYSTEMS AND METHODS FOR BACKING UP DATA FILES"

described in application 09/465,435, filed on December 16, 1999 in the United States Patent and Trademark Office, and in all Letters Patent of the United States and all foreign countries which may or shall be granted on said invention, or any parts thereof, or on said application, or any divisional, continuing, reissue or other applications based in whole or in part thereon. And we agree, for ourselves, and our executors and administrators, with said corporation and its successors and assigns but at its or their expense and charges, hereafter to execute all applications, amended specifications, deed or other instrument, and to do all acts necessary or proper to secure the grant of Letters Patent in the United States and in all other countries to said corporation, with specifications and claims in such form as shall be approved by the counsel of said corporation and to vest and confirm in said corporation, its successors and assigns, the legal title to all such patents.


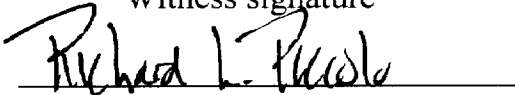
And we do hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said corporation, its successors and assigns.

WITNESS my hand this 19 day of July, 2002.

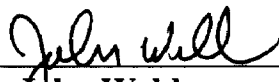
By: 

Christopher Midgley


Then personally appeared the above-named **Christopher Midgley** and acknowledged the foregoing instrument to be his free act and deed, before me, this 19 day of July, 2002.

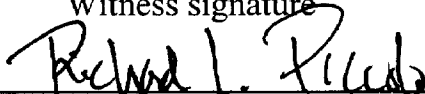

Witness signature
Witness Name (please print)

WITNESS my hand this 19 day of July, 2002.

By: 
John Webb


Then personally appeared the above-named **John Webb** and acknowledged the foregoing instrument to be his free act and deed, before me, this 19 day of July, 2002.


Witness signature



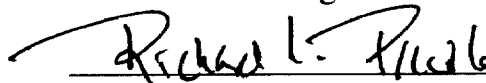
Witness Name (please print)

WITNESS my hand this 19 day of July, 2002.

By: 
Ted Hess

Then personally appeared the above-named **Ted Hess** and acknowledged the foregoing instrument to be his free act and deed, before me, this 19 day of July, 2002.


Witness signature



Witness Name (please print)

WITNESS my hand this ____ day of _____, 2002.

By: _____
Paul Ranauro

Then personally appeared the above-named **Paul Ranauro** and acknowledged the foregoing instrument to be his free act and deed, before me, this ____ day of _____, 2002.

Witness signature

Witness Name (please print)

WITNESS my hand this 19 day of July, 2002.

By: Dave Wright
Dave Wright

Then personally appeared the above-named **Dave Wright** and acknowledged the foregoing instrument to be his free act and deed, before me, this 19 day of July, 2002.

R. Riccio
Witness signature
Richard L. Riccio
Witness Name (please print)

WITNESS my hand this 19 day of July, 2002.

By: Mark Fox
Mark Fox

Then personally appeared the above-named **Mark Fox** and acknowledged the foregoing instrument to be his free act and deed, before me, this 19 day of July, 2002.

R. Riccio
Witness signature
Richard L. Riccio
Witness Name (please print)

ASSIGNMENT

We, Christopher Midgley, John Webb, Ted Hess, Paul Ranauro, Dave Wright, and Mark Fox, for valuable consideration received from LiveVault Corporation, a corporation with a principal place of business at 201 Boston Post Road West, Marlborough, MA 01752, the receipt of which is hereby acknowledged, do hereby sell, assign and transfer unto said

LiveVault Corporation

its successors and assigns, the entire interest for the United States of America and all foreign countries including all rights of priority under the International Convention for the Protection of Industrial Property in a certain invention or improvement in

"SYSTEMS AND METHODS FOR BACKING UP DATA FILES"

described in application 09/465,435, filed on December 16, 1999 in the United States Patent and Trademark Office, and in all Letters Patent of the United States and all foreign countries which may or shall be granted on said invention, or any parts thereof, or on said application, or any divisional, continuing, reissue or other applications based in whole or in part thereon. And we agree, for ourselves, and our executors and administrators, with said corporation and its successors and assigns but at its or their expense and charges, hereafter to execute all applications, amended specifications, deed or other instrument, and to do all acts necessary or proper to secure the grant of Letters Patent in the United States and in all other countries to said corporation, with specifications and claims in such form as shall be approved by the counsel of said corporation and to vest and confirm in said corporation, its successors and assigns, the legal title to all such patents.

And we do hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said corporation, its successors and assigns.

WITNESS my hand this ____ day of _____, 2002.

By: _____
Christopher Midgley

Then personally appeared the above-named **Christopher Midgley** and acknowledged the foregoing instrument to be his free act and deed, before me, this ____ day of _____, 2002.

Witness signature

Witness Name (please print)

WITNESS my hand this ____ day of _____, 2002.

By: _____
John Webb

Then personally appeared the above-named **John Webb** and acknowledged the foregoing instrument to be his free act and deed, before me, this ____ day of _____, 2002.

Witness signature

Witness Name (please print)

WITNESS my hand this ____ day of _____, 2002.

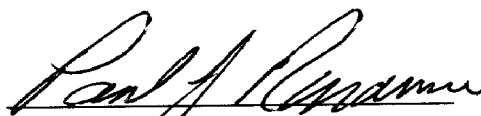
By: _____
Ted Hess

Then personally appeared the above-named **Ted Hess** and acknowledged the foregoing instrument to be his free act and deed, before me, this ____ day of _____, 2002.


Witness signature

Witness Name (please print)

WITNESS my hand this 14 day of July, 2002.

By: 
Paul Ranauro

Then personally appeared the above-named **Paul Ranauro** and acknowledged the foregoing instrument to be his free act and deed, before me, this 14 day of July, 2002.


Witness signature

KAREN RANAURO
Witness Name (please print)

WITNESS my hand this 14 day of July, 2002.

By: _____
Dave Wright

Then personally appeared the above-named **Dave Wright** and acknowledged the foregoing instrument to be his free act and deed, before me, this ____ day of _____, 2002.

Witness signature

Witness Name (please print)

WITNESS my hand this ____ day of _____, 2002.

By: _____
Mark Fox

Then personally appeared the above-named **Mark Fox** and acknowledged the foregoing instrument to be his free act and deed, before me, this ____ day of _____, 2002.

Witness signature

Witness Name (please print)