

01-02-2003

ASSIGN



SHEET

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To: Honorable Commissioner of Patents and Trademarks:

12-27-02

Please record the attached original document(s) or copy thereof.

- 1. Name of conveying party(ies)
  - a) Brent A. Kingsbury
  
- 2. Name and address of receiving party(ies):
  - a) Name: PolyServe, Inc.
  - b) Address: 20400 NW Amberwood Drive, Suite 150  
Beaverton, OR 97006

- 3. Nature of conveyance
 

|  |  |
|--|--|
| <input checked="" type="checkbox"/> Assignment | <input type="checkbox"/> Merger            |
| <input type="checkbox"/> Security Agreement    | <input type="checkbox"/> Change of Name    |
| <input type="checkbox"/> Other _____           | <input type="checkbox"/> License Agreement |

Execution Date: 10/31/2002

- 4. Application Number(s) or Patent Number(s): 10/251,893

The title of the (new) application is:

**SYSTEM AND METHOD FOR EFFICIENT LOCK RECOVERY**

- 5. Please send all correspondence concerning this (these) documents to:

**Customer No. 21912**  
**Van Pelt & Yi LLP**  
**4906 El Camino Real, Suite 205**  
**Los Altos, CA 94022**  
**(650) 903-3500 (PH)**  
**(650) 903-3501 (FX)**

- 6. Total number of applications and patents involved: 1

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

- Enclosed
- Any deficiencies are hereby authorized to be charged to Deposit Account No. 50-0685 (Order No. POLYP009)

12/31/2002 DBYRNE 00000035 10251893  
 01 FC:8021 40.00 OP

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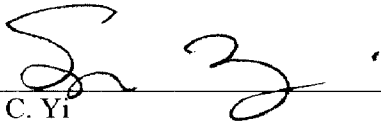
Attorney Docket No. POLYP009

(Revised 01/96)

**PATENT**  
**REEL: 013607 FRAME: 0216**

8. 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.

Date: December 19, 2002

  
\_\_\_\_\_  
Susan C. Yi  
Registration No.

# ASSIGNMENT OF PATENT APPLICATION

(Not Accompanying Application)

Whereas I/we the undersigned inventor(s) have invented certain new and useful improvements as set forth in the patent application entitled:

## SYSTEM AND METHOD FOR EFFICIENT LOCK RECOVERY

for which I (we) have executed an application for a United States Letters Patent which was filed in the U.S. Patent and Trademark Office on September 20, 2002, and which bears the Application No. 10/251,893.

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I/We the undersigned inventor(s) hereby:

- 1) Sell(s), assign(s) and transfer(s) to PolyServe, Inc. a Delaware corporation having a place of business at 20400 NW Amberwood Drive, Suite 150, Beaverton, OR 97006, (hereinafter referred to as ("ASSIGNEE")), the entire right title and interest in any and all improvements and inventions disclosed in, application(s) based upon, and Patent(s) (including foreign patents) granted upon the information which is disclosed in the above referenced application.
- 2) Authorize and request the Commissioner of Patents to issue any and all Letters Patents resulting from said application or any division(s), continuation(s), substitutes(s) or reissue(s) thereof to the ASSIGNEE.
- 3) Agree to execute all papers and documents and, entirely at the ASSIGNEE's expense, perform any acts which are reasonably necessary in connection with the prosecution of said application, as well as any derivative applications thereof, foreign applications based thereon, and/or the enforcement of patents resulting from such applications.
- 4) Agree that the terms, covenants and conditions of this assignment shall inure to the benefit of the Assignee, its successors, assigns and other legal representative, and shall be binding upon the inventor(s), as well as the inventor's heirs, legal representatives and assigns.
- 5) Warrant and represent that I/we have not entered, and will not enter into any assignment, contract, or understanding that conflicts with this assignment.

Signed on the date(s) indicated beside my (our) signature(s).

1) Signature:   
Typed Name: Brent A. Kingsbury

Date: 10/31/02