


01-24-2003

Form PTO-1595 (Rev. 03/01) R  U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

OMB No. 0651-0027 (exp. 5/31/2002) 102346055

Tab settings  $\Rightarrow \Rightarrow \Rightarrow$

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

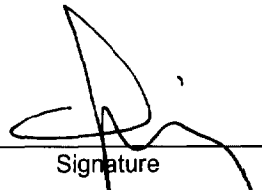
<p>1. Name of conveying party(ies):          BMC Software (Optisystems), Ltd.          Habarzel Street, Number 6          Ramat Hachayal, Tel Aviv ISRAEL</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies)          Name: <u>BMC Software, Inc.</u>          Internal Address: <u>1-23-03</u>          Street Address: <u>2101 CityWest Blvd</u>          City: <u>Houston</u> State: <u>TX</u> Zip: <u>77042</u></p> <p>Additional name(s) &amp; address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>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 _____</p> <p>Execution Date: <u>October 4, 2002</u></p>	

4. Application number(s) or patent number(s):  
 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) 5,511,220  
 Additional numbers attached?  Yes  No

<p>5. Name and address of party to whom correspondence concerning document should be mailed:          Name: <u>Coe F. Miles</u>          Internal Address: _____  <u>Wong, Cabello, Lutsch, Rutherford &amp; Bruculeri, L.L.P.</u>          Street Address: <u>20333 SH 249, Suite 600</u>          City: <u>Houston</u> State: <u>TX</u> Zip: <u>77070</u></p>	<p>6. Total number of applications and patents involved: <input type="checkbox"/> 1</p> <p>7. Total fee (37 CFR 3.41).....\$ <u>40.00</u>  <input type="checkbox"/> Enclosed  <input checked="" type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit account number:  <u>501922 (149-0098US)</u></p>
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DO NOT USE THIS SPACE

9. Signature.  
 Attorney for BMC Software, Inc.  
Coe F. Miles  
 Name of Person Signing

  
 Signature

14 JAN 03  
 Date

Total number of pages including cover sheet, attachments, and documents:  3

FINANCE SECTION

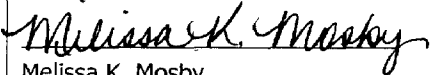
01/24/2003 LMJELLER 00000017 501922 5511220  
01 FC:8021 40.00 CH

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

PATENT  
REEL: 013669 FRAME: 0920

Inventors : Noah Perlman  
Title : Multi-User Computer System with a Clock Driven Batch Dispatching Mechanism  
Patent No : 5,511,220 Docket : 149-0098US  
Issued : 23 April 1996

ATTN: Assignment Division  
Commissioner for Patents  
Washington, D.C. 20231

CERTIFICATE OF MAILING (37 C.F.R. 1.8)
The undersigned hereby certifies that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, Assignment Division, Washington, DC 20231, on <u>1/14/2003</u>
 Melissa K. Mosby

## ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which is hereby acknowledged, the undersigned do hereby:

SELL, ASSIGN AND TRANSFER to BMC SOFTWARE, INC., (the "Assignee"), a corporation of Delaware having a place of business at 2101 CityWest Boulevard, Houston, TX 77042 the entire right, title and interest for the United States and all foreign countries in the above-identified United States Letters Patent;

WARRANT AND COVENANT that the undersigned is duly authorized to make this assignment on behalf of the owner/patentee of the above-identified United States Letters Patent as evidenced by:

1. The assignment recorded at Reel 7135 and Frame 0813 by the named inventor as assignor and T.S.S. Total System Support, Ltd. a company of Israel having a place of business at 3B Netanyahu St. Or Yehuda 60376, ISRAEL; and
2. A notice of corporate name change from T.S.S. Total System Support, Ltd. to OptiSystems Solutions, Ltd., a company of Israel, such notice being filed contemporaneously with this Assignment; and
3. A notice of corporate name change from OptiSystems Solutions, Ltd. to BMC Software (OptiSystems), Ltd., a company of Israel, such notice being filed contemporaneously with this Assignment;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Executed on 10-4-2002 by John W. Cox  
Date John Cox, President  
BMC Software (OptiSystems), Ltd. of Israel

STATE OF TEXAS  
County of HARRIS

BEFORE ME, this 4th day of October personally appeared the above-named individuals, to me known to be the persons who are described in and who executed the foregoing assignment instrument and acknowledged to me that they executed the same of their own free will for the purposes therein expressed.

SEAL

Mary Hayes  
Notary or Consular Officer  
My Commission Expires: 5/5/05

