

08-08-2003

PATENTS ONLY

7-28-03

IN THE UNIT



EXAMINATION OFFICE

IN RE APPLICATION OF

102519608

: Larry B. Hostetler

FOR

: **HIGH AVAILABILITY MULTI-TENANT FEATURE**

SERIAL NO.

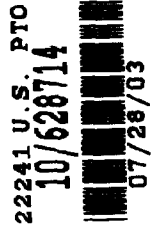
: Unknown

FILED

: Herewith

ATTORNEY DOCKET NO.

: LUTZ 2 00222  
ID No. 125682 (Hostetler)



ASSIGNMENT TRANSMITTAL LETTER

Mail Stop: Assignment Recordation Services  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

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

1. Name of Party(ies) conveying an interest:

Larry B. Hostetler, Jr.

2. Name of Party(ies) receiving an interest:

Lucent Technologies Inc.  
600 Mountain Avenue  
P.O. Box 636  
Murray Hill, Jew Jersey 07974-0636

3. Description of the interest conveyed:

Assignment  Change of Name  
 Security Agreement  Merger  
Other \_\_\_\_\_

Execution Date: July 28, 2003

"EXPRESS MAIL" Mailing Label Number EV 341149526

Date of Deposit July 28, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Kathleen A. Nimrichter

08/08/2003 07:11 00000014 060300 10628714  
01 FC:0021 40.00 BA

4. These documents are being filed together with a new application, the execution date of which is: July 28, 2003

A. Patent Application No.(s)

B. Patent No.(s)

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

Richard J. Minnich, Esq.  
Reg. No. 24,175  
FAY, SHARPE, FAGAN  
MINNICH & McKEE, LLP  
1100 Superior Avenue, Seventh Floor  
Cleveland, Ohio 44114-2518

6. One patent application is involved.

10,628,714

7. Amount of fee authorized to be charged to Deposit Account: \$ 40.00

8. Deposit Account Number (attached duplicate copy of this form if paying by Deposit Account): 06-0308.

9. Please charge any additional fees or credit overpayment to Deposit Account No. 06-0308.

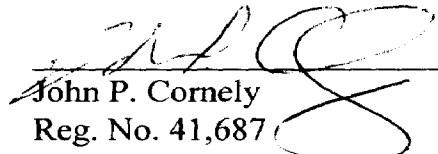
10. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

11. Total number of pages enclosed 4.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

7/28/03  
Date

  
John P. Cornely  
Reg. No. 41,687  
1100 Superior Avenue  
Seventh Floor  
Cleveland, OH 44114-2518  
(216) 861-5582

LUTZ 2 00222  
Case Name/No. 125682

### ASSIGNMENT AND AGREEMENT

For value received, I, Larry B. Hostettler, Jr. of Phoenix, in the County of Maricopa, and State of Arizona, hereby sell, assign and transfer to Lucent Technologies Inc., a corporation of the State of Delaware, having an office at 600 Mountain Avenue, Murray Hill, New Jersey 07974-0636, U.S.A., and its successors, assigns and legal representatives, the entire right, title and interest, for the United States of America, in and to certain inventions related to **HIGH AVAILABILITY MULTI-TENANT FEATURE**, described in an application for Letters Patent of the United States, which was filed with the U.S. Patent and Trademark Office on July 28, 2003 under U.S. Serial No. \_\_\_\_\_, and all the rights and privileges in said application and under any and all Letters Patent that may be granted in the United States for said inventions; and we also concurrently hereby sell, assign and transfer to Lucent Technologies Inc. the entire right, title and interest in and to said inventions for all countries foreign to the United States including all rights of priority arising from the application aforesaid, and all the rights and privileges under any and all forms of protection, including Letters Patent, that may be granted in said countries foreign to the United States for said inventions.

We authorize Lucent Technologies Inc. to make application for such protection in its own name and maintain such protection in any and all countries foreign to the United States, and to invoke and claim for any application for patent or other form of protection for said inventions, without further authorization from us, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any document which may be required in any country in proof of the right of Lucent Technologies Inc. to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

We request that any and all patents for said inventions be issued to Lucent Technologies Inc. in the United States and in all countries foreign to the United States, or to such nominees as Lucent Technologies Inc. they may designate.

We agree that, when requested, we shall, without charge to Lucent Technologies Inc., but at its expense, sign all papers, and do all acts which may

be necessary, desirable or convenient in connection with said applications, patents, or other forms of protection.

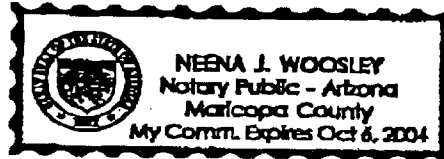
Larry B. Hostetler, Jr.  
Larry B. Hostetler, Jr.

Date: July 28, 2003

United States of America )  
State of Arizona )ss.:  
City of Phoenix )  
County of Maricopa )

On this 28<sup>th</sup> day of July, 2003, before me personally came Larry B. Hostetler, Jr., to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

Neena J. Wosley  
Notary Public



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