

08-18-2003

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19704 U.S. PTO
10/35835
08/05/03

To the Honorable Assistant Commissioner for Patents: Please record the attached original documents or copy thereof

1. Names of conveying party(ies)
Zayante, Inc

85-03

2. Name and address of receiving party(ies)

Name: Apple Computer, Inc.

Internal Address: _____

Street Address: 1 Infinite Loop

City: Cupertino State: CA Zip: 95014

Additional names (s) & address(es) attached? () Yes (X) No

Additional names (s) of conveying party(ies) attached () yes () no

3. Nature of conveyance:

- (X) Assignment () Merger
- () Security Agreement () Change of Name
- () Other _____

Execution Date: April 2, 2002

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

If this document is being filed together with a new application, the execution date of application is Aug 5, 2003

A. Patent Application No.(s) 10635835

B. Patent No.(s)

Additional numbers attached? () Yes (X) No

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

Name: Sierra Patent Group, Ltd.

Internal Address: _____

Address: P.O. Box 6149

City: Stateline State: NV Zip: 89449

6. Total number of applications and patents involved: _____

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

(X) Enclosed

() Authorized to be charged to deposit account

8. Deposit account Number: 50-0612

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

DO NOT USE THIS SPACE

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.

John W. Crosby

Name of Person Signing

John W. Crosby
Signature

August 5, 2003

Date

Total number of pages including cover sheet, attachments, and documents 7

Mail documents to be recorded with required cover sheet information to:
Assistant Commissioner for Patents, Box Assignment, Washington, D.C. 20231

PATENT ASSIGNMENT

WHEREAS, Zayante, Inc., a California corporation with an office located at 269 Mount Hermon Road, Suite 200, Scotts Valley, California 95066, (the "Assignor") owns the patents, patent applications and inventions listed and described on Schedule A attached hereto (the "Patents"); and

WHEREAS, Assignor and Apple Computer, Inc., a California corporation ("Assignee") have entered into an Asset Purchase Agreement dated March 1, 2002 (the "Asset Agreement"), pursuant to which Assignor has agreed, *inter alia*, to grant to Assignee all of Assignor's right title and interest in and to the Patents and Assignee desires to acquire the entire right, title and interest in and to the Patents.

NOW, THEREFORE, in consideration of the Purchase Price (as defined in the Asset Agreement), and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby irrevocably sell, assign, convey and transfer unto Assignee, its successors and assigns, the entire right, title and interest in and to the Patents, anywhere in the world, including any patents issuing from or based upon all patent applications thereon, or any continuations, continuations-in-part, divisions, reissues or extensions of the Patents, and including any foreign counterparts of the Patents, and including, without limitation, the right to sue for and recover damages for any past, present or future infringement of such Patents, the same to be held and enjoyed by Assignee for its own use, and for its legal representatives and assigns, to the full end of the term for which patents are granted, as fully and entirely as the same would have been held by Assignor had this assignment and sale not been made.

Assignor agrees to execute any further papers and to do such other acts as may be necessary and proper, or otherwise required by the Asset Agreement, to vest full title in and to the Patents in Assignee.

IN WITNESS WHEREOF, Assignor has caused these presents to be duly executed in a manner appropriate thereto as of the 2nd day of April 2002.

ZAYANTE, INC.

By: [Signature]

Name: PRASHANT KANHERE

Title: PRESIDENT & CEO

ACKNOWLEDGMENT

State of California)
) ss:
County of Santa Cruz)

On this 2nd day of April 2002, before me, the undersigned, personally appeared Prashant Kanhere personally known to me - OR - proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature: [Signature] (Seal)
Notary Public

