

Form PTO-1595

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U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

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

1. Name of conveying party(ies):

Sukha Ghosh
Debasis Dalapati
Arvind Jain

8.21.03

2. Name and address of receiving party(ies)

Name: iVivity, Inc.

Internal Address: _____

Street Address: 5555 Oakbrook Parkway

Suite 280

City: Norcross State: GA Zip: 30093-2286

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:



Assignment



Merger



Security Agreement



Change of Name



Other _____

7/30/03 and 8/13/03

Execution Date: _____

Additional name(s) & address(es) attached? ☐ Yes ☒ No

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) 10/428,638

B. Patent No.(s) _____

Additional numbers attached? ☒ Yes ☐ No

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

Name: Brown & Michaels PC

Internal Address: _____

Street Address: 400 M&T Bank Building

118 North Tioga Street

City: Ithaca State: NY Zip: 14850

6. Total number of applications and patents involved: 1

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



Enclosed



Authorized to be charged to deposit account

8. Deposit account number:

02-0910

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9. Signature.

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Frank Tian

Name of Person Signing

Signature

Date

8/19/2003

Total number of pages including cover sheet, attachments, and documents: 2

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231PATENT
REEL: 014430 FRAME: 0076

ASSIGNMENT AND AGREEMENT

For value received, I, Sukha Ghosh, of Lilburn in the State of Georgia, Debasis Dalapati, of Roswell in the State of Georgia, and Arvind Jain, of Lilburn in the State of Georgia hereby sell, assign and transfer to iVivity, Inc., having an office at 5555 Oakbrook Parkway, Suite 280, Norcross, GA 30093-2286, and its successors, assigns and legal representatives (hereinafter referred to as the "Assignee"), the entire right, title and interest, for the United States of America, in and to certain inventions related to the "Application Program Interface - Access to Hardware Services for Storage Management Applications" described in an application for Letters Patent of the United States, executed by me of even date here with, 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 I also concurrently hereby sell, assign and transfer to Assignee 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.

I authorize Assignee 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 me, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

I 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 Assignee to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

I request that any and all patents for said inventions be issued to Assignee in the United States and in all countries foreign to the United States, or to such nominees as Assignee may designate.

I agree that, when requested, I shall, without charge to Assignee, 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.

Sukha Ghosh

Name: Sukha Ghosh

Date: July 30, 2003

D. Dalapati

Name: Debasis Dalapati

Date: 8/13/2003

Arvind K Jain

Name: Arvind Jain

Date: July 30, 2003

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