

09-12-2003

REC

ET



102549787

Commissioner for Patents: Please record the attached original document(s) or copy(ies).

1. Name of conveying party(ies): <u>9-16-03</u> John J. Roese, Richard W. Graham, David Frattura, Anja A. Allen and Brendan J. Fee Additional name(s) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		2. Name and address of receiving party(ies): Enterasys Networks, Inc. 50 Minuteman Road Andover, MA 01810	
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: Execution Date: 07/16/03		Additional names/addresses attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
4. Application number(s) or patent number(s): If this document is being filed with a new application, the execution date of the application is: A. Patent Application No(s): <u>10/377,014</u> B. Patent No(s): Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
5. Name/address of party to whom correspondence concerning document should be mailed: DAVID MIRANDA Fish & Richardson P.C. 225 Franklin Street Boston, MA 02110-2804		6. Total number of applications/patents involved: 1	
		7. Total fee (37 CFR §3.41): \$40 <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to charge Deposit Account.	
		8. Deposit Account No.: 06-1050 Please apply any additional charges, or any credits, to our Deposit Account No. 06-1050.	
<b>DO NOT USE THIS SPACE</b>			
9. Statement and Signature: <i>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.</i>			
David Miranda Reg. No. 42,898 Name of Person Signing		 Signature	<u>9/8/03</u> Date
Total number of pages including coversheet, attachments and document: 7			

NOTICE OF PROCEEDINGS  
003 SEP 10 PM 2:51  
FINANCE SECTION

20721128.doc

09/11/2003 BYRNE 00000021 10377014

01 FC:8021

40.00 DP

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL**

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Mail Stop Assignment Recordation Services, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

September 8, 2003  
Date of Deposit

Signature

Alissa Passacantilli  
Typed Name of Person Signing Certificate

ASSIGNMENT

For valuable consideration, we, JOHN J. ROESE of 21 Moody Point Drive, Newmarket, New Hampshire 03857, RICHARD W. GRAHAM of 186 Island Pond Road, Derry, New Hampshire 03038, DAVID FRATTURA of 303 West 21st Street, New York, New York 10011, ANJA A. ALLEN of 12806 Dogwood Hills Lane, Fairfax, Virginia 22033, BRENDAN J. FEE of 34 Pemberton Road, Nashua, New Hampshire 03063, hereby assign to: Enterasys Networks, Inc., a corporation of Delaware having a place of business at:

50 Minuteman Road  
Andover, MA 01810; and

its successors and assigns (collectively hereinafter called "the Assignee"), the entire right, title and interest throughout the world in the inventions and improvements which are subject of an application for United States Patent signed by us, entitled LOCATION DISCOVERY IN A DATA NETWORK, filed February 28, 2003, and assigned U.S. Serial Number 10/377,014, and we authorize and request the attorneys appointed in said application to hereafter complete this assignment by inserting above the filing date and serial number of said application when known; this assignment including said application, any and all United States and foreign patents, utility models, and design registrations granted for any of said inventions or improvements, and the right to claim priority based on the filing date of said application under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes; and we authorize the Assignee to apply in all countries in our name or in its own name for patents, utility models, design registrations and like rights of exclusion and for inventors' certificates for said inventions and improvements; and we agree for ourselves and our respective heirs, legal representatives and assigns, without further compensation to perform such lawful acts and to sign such further applications, assignments, Preliminary Statements and other lawful documents as the Assignee may reasonably request to effectuate fully this assignment.

IN WITNESS WHEREOF, I hereto set my hand and seal at Andover, MA,

this 16 day of July, 2003

L.S.

JOHN J. ROESE

State of MA :

: ss.

County of Essex :

Before me this 16<sup>th</sup> day of July, 2003, personally appeared JOHN J. ROESE known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that he executed the same as his free act and deed for the purposes therein contained.

Kathleen E. Smith

Notary Public

My Commission Expires:

9/29/2006

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at Andover MA,

this 16<sup>th</sup> day of July, 2003

~~Richard W. Graham~~ L.S.  
RICHARD W. GRAHAM

State of MA :

: ss.

County of Essex :

Before me this 16<sup>th</sup> day of July, 2003, personally appeared RICHARD W. GRAHAM known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that he executed the same as his free act and deed for the purposes therein contained.

Karen E. Anthony  
Notary Public  
My Commission Expires: 9/29/2006

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at Andover, MA

this 16 day of July, 2003

David Frattura L.S.  
DAVID FRATTURA

State of MA :

: ss.

County of Essex :

Before me this 16<sup>th</sup> day of July, 2003, personally appeared DAVID FRATTURA known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that he executed the same as his free act and deed for the purposes therein contained.

Kathleen E. Anttila

Notary Public

My Commission Expires: 9/29/2006

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at Andover MA,

this 16 day of July, 2003

[Signature] L.S.  
ANJA A. ALLEN

State of MA :

: ss.

County of Essex :

Before me this 16<sup>th</sup> day of July, 2003, personally appeared ANJA A. ALLEN known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that he executed the same as his free act and deed for the purposes therein contained.

[Signature]  
Notary Public  
My Commission Expires: 9/29/2006

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at Andover, MA,  
this 16<sup>th</sup> day of July, 2003  
Brendan J Fee L.S.  
BRENDAN J. FEE

State of MA :  
County of Essex : ss.

Before me this 16<sup>th</sup> day of July, 2003, personally  
appeared BRENDAN J. FEE known to me to be the person whose name is subscribed to the  
foregoing Assignment and acknowledged that he executed the same as his free act and deed for  
the purposes therein contained.

Kathleen E. Anhalt  
Notary Public  
My Commission Expires: 9/29/2006

[Notary's Seal Here]