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Amit P. Acharya

10-22-03

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☐ Yes ☒ No

## 3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other

Execution Date: October 15, 2003

## 2. Name and address of receiving party(ies):

Name: International Business Machines Corporation

Address: New Orchard Road

City: Armonk

State/Prov.: NY

Country: US

ZIP: 10504

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☐ Yes ☒ No

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

If this document is being filed together with a new application, the execution date of the application is: October 15, 2003

Patent Application No.

Filing date

B. Patent No.(s)

Additional numbers

☐ Yes ☒ No

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

Name: Ronald A. D'Alessandro

Registration No. 42,456

Address: Hoffman, Warnick &amp; D'Alessandro LLC

Three E-Comm Square

City: Albany

State/Prov.: NY

Country: US

ZIP: 12207

## 6. Total number of applications and patents involved:

1

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

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## 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.

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# ASSIGNMENT

Whereas, I Jana H. Jenkins,

(1) **Amit P. Acharya,**  
County of Wake,

City of Morrisville,  
and State of North Carolina,

have invented certain improvements in

## METHOD, SYSTEM AND PROGRAM PRODUCT FOR ANALYZING A SCALABILITY OF AN APPLICATION SERVER

and have executed a United States patent application therefor on

(1) 15<sup>th</sup> October, 2003

And whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefor;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, I the above named hereby sell, assign, and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and I request the Commissioner of Patents to issue any Letters Patent granted upon the invention set forth in said application to IBM, its successors and assigns; and I hereby agree that IBM may apply for foreign Letters Patent on said invention and I will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

Signed

this 15<sup>th</sup> day of October, 2003.

(1) at Morrisville, North Carolina  
(city/state where signed)

A. Acharya (Inventor) (Amit P. Acharya)