

11-25-2003



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Original documents or copy thereof.

1. Name of conveying party(ies):
Lorraine Denby, Bengi Karacali and Jean Meloche

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

2. Name and address of receiving party(ies)
Name: **Avaya Technology Corp.**

Internal Address: **11.17.03**

Street Address: **211 Mount Airy Road**

City: **Basking Ridge** State: **NJ** ZIP: **07920**

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

3. Nature of conveyance:
 X Assignment Merger
 Security Agreement Change of Name
 Other

Execution Date(s): **9/12/03, 9/12/03 and 9/15/03**

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) **10/643,275** 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: **Joseph B. Ryan**
Internal Address: **Ryan, Mason & Lewis, LLP**
Street Address: **90 Forest Avenue**
City: **Locust Valley** State: **NY** ZIP: **11560**

6. Total number of applications and patents involved: 1

7. Total Fee (37 CFR 3.41)..... \$ 40.00
 Enclosed
 X Authorized to be charged to deposit account

8. Deposit account number **50-1602**

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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.

Joseph B. Ryan
Reg. No. 37,922

Joseph B. Ryan
Signature

November 17, 2003
Date

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503021-A-01-US (Denby)

ASSIGNMENT AND AGREEMENT

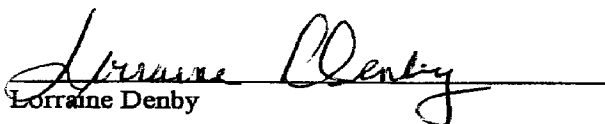
For value received, we, Lorraine Denby, of Berkeley Heights in the County of Union and State of New Jersey, Bengi Karacali, of Basking Ridge in the County of Somerset and State of New Jersey, and Jean Meloche, of Madison in the County of Morris and State of New Jersey, hereby sell, assign and transfer to Avaya Technology Corp., a corporation of the State of Delaware, having an office at 211 Mount Airy Road, Basking Ridge, New Jersey 07920, 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 **METHOD AND APPARATUS FOR AUTOMATIC DETERMINATION OF PERFORMANCE PROBLEM LOCATIONS IN A NETWORK** described in application Serial No. 10/643,275 for Letters Patent of the United States, filed August 19, 2003, 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 Avaya Technology Corp. 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 Avaya Technology Corp. 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 Avaya Technology Corp. 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 Avaya Technology Corp. in the United States and in all countries foreign to the United States, or to such nominees as Avaya Technology Corp. may designate.

We agree that, when requested, we shall, without charge to Avaya Technology Corp. 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.


Lorraine Denby

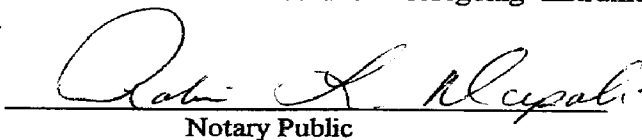
Date: 9/12/2003

United States of America)

State of New Jersey) ss.:

County of ~~Morris~~ Somerset)

On this 12th day of Sept., 2003, before me personally came Lorraine Denby, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.


Notary Public

ROBIN L. NAPOLI
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires April 21, 2007

Bengi Karacali
Bengi Karacali

Date: 9/12/2003

United States of America ~~TURKEY~~)

State of New Jersey) ss.:

County of ~~Morris~~ Somerset)

On this 12th day of Sept, 2003, before me personally came Bengi Karacali, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

Robin L. Napoli
Notary Public

ROBIN L. NAPOLI
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires April 21, 2007

Jean Meloche
Jean Meloche

Date Sept 15 2003

United States of America)

State of New Jersey) ss.:

County of Morris)

On this 15th day of September, 2003, before me personally came Jean Meloche, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

Lynne Perry
Notary Public

LYNNE PERRY
NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES MARCH 17, 2005

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