

Form PTO-1595 (Rev. 03/01) OMB No. 0851-0027 (exp. 5/31/2002)

RECORDATION FORM COVER SHEET
PATENTS ONLY

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):
Tod EARHART

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

2. Name and address of receiving party(ies)

Name: InPhase Technologies, Inc.
 Internal Address: _____
 Street Address: _____
 2000 Pike Road

City: Longmont
 State: CO Zip: 80501

Additional name(s) & address(es) attached: Yes No

3. Nature of Conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: May 11, 2004

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

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

A. Patent Application No.(s):
10/757,855

B. Patent No.(s): _____

Additional numbers attached? Yes No

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

Name: Douglas G. Hodder
MORRISON & FOERSTER LLP

Internal Address: Atty. Dkt.: 495812004800
 Street Address: _____
755 Page Mill Road

City: Palo Alto State: CA Zip: 94304

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
 Authorized to be charged to credit card (Form 2038 enclosed)

8. Deposit account number: _____
03-1952
 (Attach 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.

Douglas G. Hodder - 41,840  June 9, 2004
 Name of Person Signing Signature Date

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

CH \$40.00 03-1952 10757855

Attorney Docket No.: 495812004800

**ASSIGNMENT
SOLE**

THIS ASSIGNMENT, by Tod EARTHART (hereinafter referred to as the , residing at 222 Mulligan Lake Drive, Mead, Colorado 80542, witnesseth:

WHEREAS, said assignor has invented certain new and useful improvements in SUPPLEMENTAL MEMORY HAVING MEDIA DIRECTORY, set forth in an application for Letters Patent of the United States, bearing Serial No. 10/757,855 and filed on January 14, 2004; and

WHEREAS, InPhase Technologies, Inc., a corporation duly organized under and pursuant to the laws of Delaware and having its principal place of business at 2000 Pike Road, Longmont, Colorado 80501 (hereinafter referred to as the assignee) is desirous of acquiring the entire right, title and interest in and to said inventions and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, said assignor has sold, assigned, transferred and set over, and by these presents does sell, assign, transfer and set over, unto said assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by said assignee, for its own use and the use of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignor, had this sale and assignment not been made.

AND for the same consideration, said assignor hereby covenants and agrees to and with said assignee its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, said assignor is the sole and lawful owner of the entire right, title and interest in and to said inventions and the application for Letters Patent above-mentioned, and that the same are unencumbered and that said assignor has good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND for the same consideration, said assignor hereby covenants and agrees to and with said assignee, its successors, legal representatives and assigns, that said assignor will, whenever counsel of said assignee, or the counsel of its successor, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, on said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-in-part of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said assignee, its successors, legal representatives and assigns, but at the cost and expense of said assignee, its successors, legal representatives and assigns.

AND said assignor hereby requests the Commissioner of Patents to issue said Letters Patent of the United States to said assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use of said assignee, its successors, legal representatives and assigns.

5/11/04
Date

Tod Earthart
Tod EARTHART