FORM PTO-15957 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005)

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RECORDA

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

> Attorney Docket No. CE10281R (79061)

To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copy thereof. 1. Name of conveying party(ies): 2. Name and address of receiving party(ies) Colin Frank Name: Motorola, Inc. Yuda Y. Luz Internal Address:\_\_\_\_ Keith A. Tenbrook Additional name(s) of conveying party(ies) attached? 

Yes 

No 3. Nature of conveyance: Street Address: 1303 E. Algonquin Road Assignment Merger Security Agreement City: Schaumburg State: IL ZIP: 60196 Change of Name Other\_\_\_ Execution Date: October 27, 2003 Additional name(s) and 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: October 27, 2003 A. Patent Application No.(s) B. Patent No.(s) Additional numbers attached? 

Yes 

No 5 Name and address of party to whom correspondence 6. Total number of applications and patents involved: \_\_\_1\_ concerning document should be mailed: Name: Stephen S. Favakeh 7. Total fee (37 CFR 3.41).....\$ 40.00 FITCH, EVEN, TABIN & FLANNERY Enclosed Internal Address:\_\_\_ Authorized to be charged to deposit account Street Address: Suite 1600 8. Deposit Account Number: 120 South LaSalle Street 06-1135 City: Chicago State: IL ZIP 60603-3406 (Attach duplicate copy of this page if paying by deposit account) 12/BO/2003 DBYRNE 00000120 061135 10740270 DO NOT USE THIS SPACE FC:8021 40.00 DA 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. Steven G. Parmelee 28,790 December 18, 2003 Name of Person Signing Registration No. Signature Total number of pages including cover sheet, attachments, and document: \_\_5

> Fax documents to be recorded with required cover sheet information to (703) 306-5995 Mail documents to be recorded with required cover sheet information to: Mail Stop Assignment Recordation Services, Director of the United States Patent and Trademark Office P.O. Box 1450, Alexandria, VA 22313-1450

## ASSIGNMENT AND AGREEMENT

For good and valuable consideration, the receipt of which is hereby acknowledged, we, COLIN FRANK, CHICAGO, ILLINOIS; YUDA Y. LUZ, BUFFALO GROVE, ILLINOIS, and KEITH A. TENBROOK, CRYSTAL LAKE, ILLINOIS, have sold, assigned and transferred, and do hereby sell, assign and transfer, unto MOTOROLA, INC., a corporation of the State of Delaware, having its principal office in Schaumburg, State of Illinois, United States of America, and its successors, assigns, and legal representatives, the entire right, title and interest for the United States of America in and to certain inventions relating to improvements in METHOD AND APPARATUS FOR OPTIMAL MULTIPLE BEAM TRANSMIT WEIGHTINGS FOR BEAM TO BEAM HANDOFF IN A

SWITCHED BEAM SYSTEM (Docket No. CE10281R (79061)), described, illustrated and claimed in an application for Letters Patent of the United States of America executed by us on the dates indicated by our signatures below, together with the entire right, title and interest in and to the application, and in and to Letters Patent which may be issued upon the application, and upon any division, extension, continuation or reissue thereof.

We hereby also sell, assign and transfer unto MOTOROLA, INC., the entire right, title and interest in and to the invention and in and to applications for Letters Patent therefor in all countries foreign to the United States of America, including all rights under any and all international conventions and treaties in respect of the invention and the applications for Letters Patent in foreign countries, and we further authorize MOTOROLA, INC. to apply for Letters Patent in foreign countries directly in its own name, and to claim priority of the filing date of the application for Letters Patent of the United States of America under the provisions of any and all international conventions and treaties.

We hereby authorize and request the Commissioner of Patents of the United States of America to issue Letters Patent upon the aforesaid application, division, extension, continuation or reissue, to MOTOROLA, INC., for the sole use and benefit of MOTOROLA, INC., its successors, assigns and legal representatives, to the full end of the term for which Letters Patent may be granted, the same as they would have been held and enjoyed by me had this assignment not been made, and we hereby authorize and request the equivalent authorities in foreign countries to issue the patents of their respective countries to MOTOROLA, INC.

We agree that, when requested, we will, without charge to MOTOROLA, INC., but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining patents for the inventions in any and all countries and for vesting title thereto in MOTOROLA, INC., its successors, assigns and legal representatives or nominees.

CE10281R (79061)

We covenant with MOTOROLA, INC., its successors, assigns and legal representatives, that the interest and property hereby conveyed is free from all prior assignment, grant, mortgage, license or other encumbrance.

STATE OF ILLINOIS

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COUNTY OF

The undersigned Notary Public in and for the County and State aforesaid, do hereby certify that Colin Frank whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered the instrument as their free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and notarial seal this  $27^{\frac{1}{4}}$  day of \_\_\_\_

COOK

My commission expires:

5-28.06

MARIANNE NORRIS

Printed Name of Notary Public

OFFICIAL SEAL MARIANNE NORRIS NOTARY PUBLIC - STATE OF ILLINOIS OFFICIAL SEAL
MARIANNE NORRIS
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES: 05-28-06

YUDA Y.LUZ	DATE: 10/27/03
STATE OF ILLINOIS )	
COUNTY OF Cook )	
The undersigned Notary Public in and for the that Yuda Y. Luz whose name is subscribed to this day in person and acknowledged that they their free and voluntary act and deed for the use	signed, sealed and delivered the instrument as
Given under my hand and notarial seal this	$\frac{29^{\frac{11}{12}}}{2003}$ day of $\frac{0c70BeK}{2003}$ , 2003.
My commission expires: 5-28.06	Notary Public Signature
OFFICIAL SEAL	Printed Name of Notary Public

CE10281R (79061)

Keith A. Tenbrook	DATE: 10-27-2003
STATE OF ILLINOIS )	
COUNTY OF CoolC )ss	
that Keith A. Tenbrook whose na before me this day in person and instrument as their free and volument	ic in and for the County and State aforesaid, do hereby certify ame is subscribed to the foregoing instrument, appeared acknowledged that they signed, sealed and delivered the ntary act and deed for the uses and purposes therein set forth. tarial seal this 21th day of 2703612, 2003.
My commission expires: 5-28-06	
	MARIANNE NORRIS
OFFICIAL SEAL MARIANNE NORRIS NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES: 05-28-06	Printed Name of Notary Public

CE10281R (79061)

PATENT REEL: 014823 FRAME: 0284