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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies)
Lucent Technologies, Inc. S.3-04
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving part(ies)
Name: DARPA
Internal Address:
Office of the General Counsel
Street Address:
3701 North Fairfax Drive
City: Arlington State: VA ZIP: 22203
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other Confirmatory License
Execution Date: 04/26/04

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)
10/674,722
B. Patent No.(s)

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Kimberly B. Downey
Internal Address:
Office of the General Counsel
Street Address:
3701 North Fairfax Drive
City: Arlington State: VA ZIP: 22203

6. Total number of applications and patents involved:
7. Total fee (37 CFR 3.41), \$ 40.00
 Enclosed
 Authorized to be charged to deposit account
8. Deposit account number:
01-0280

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9. Signature.
Kimberly B. Downey
Name of Person Signing

Signature
04/26/04
Date

Total number of pages including cover sheet, attachments, and document:

**CONFIRMATORY LICENSE
TO THE UNITED STATES OF AMERICA**

Lucent Technologies Inc., (hereinafter referred to as "Lucent") having an office at Guilford Center, P.O. Box 2500, Greensboro, NC 27420, has determined that the invention defined by the specified claims of the patent application identified below is a "Subject Invention," under the Patent Rights Clause, FAR 52.227-12, dated April, 1984, included in Contract No. MDA 972-02-C0046 under such clause.

Serial No.: 10/674722

Filing Date: September 30, 2003

Title: High Speed Modulation Of Optical Subcarriers

Inventors: Young-Kai Chen and Andreas Leven

Case: Chen 30-4

Specified Claims: All

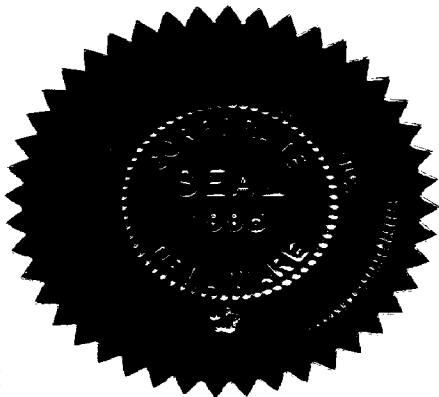
Nothing contained herein shall be deemed to grant rights or licenses under any other inventions, patents or applications for patents.

Lucent agrees that the Government is not estopped at any time to contest the enforceability, validity, or scope of or title to the patent application identified above or any patent resulting therefrom.

It is understood and agreed that this document does not preclude the Government from asserting rights under the provisions of said contract or of any other agreement between the Government and Lucent, or any other rights of the Government with respect to inventions.

Signed this 13 day of February, 2003.

Lucent Technologies Inc.

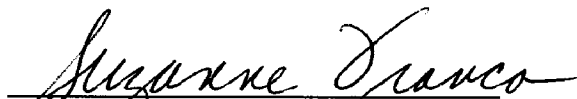


SEAL

By: 

Martin I. Finston
Corporate Counsel
Lucent Technologies Inc.

ATTEST:


Assistant Secretary

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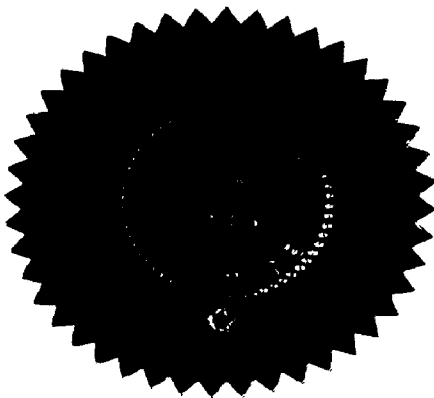
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By:

Martin I. Finston
Corporate Counsel
Lucent Technologies Inc.

ATTEST:

Assistant Secretary



DEFENSE ADVANCED RESEARCH PROJECTS AGENCY
3701 NORTH FAIRFAX DRIVE
ARLINGTON, VA 22203-1714

Commissioner of Patents and Trademarks
United States Patent and Trademark Office
Box Assignments
Washington, D.C. 20231

APR 26 2004

Attention: Register of Government Interest in Patents

Dear Sir:

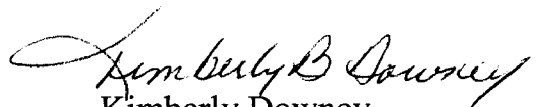
Forwarded herewith is a cover sheet (as required by 37 CFR 3.31) and the original and one copy of an instrument confirming the conveyance to the United States Government of certain rights in and to Patent Application No. 10/674,722 filed on September 30, 2003.

This instrument is forwarded in accordance with Executive Order No. 9424 and 37 CFR Part 7 for recording in the Public portion of the Register of Government Interests.

After the enclosed license is recorded, please return the original to:

Defense Advanced Research Projects Agency
3701 North Fairfax Drive
Arlington, VA 22203-1714

Sincerely,


Kimberly Downey
Program Support Specialist
Office of the General Counsel