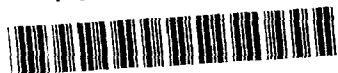


10-29-2004

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TO THE HONORABLE DIRECTOR OF PATENT AND TRADEMARK OFFICE. PLEASE RECORD THE ATTACHED ORIGINAL DOCUMENTS (

ND TRADEMARK OFFICE. PLEASE RECORD THE ATTACHED ORIGINAL DOCUMENTS (

1. Name of conveying party(ies):  
 VERITAS Software Corporation  
 /0-27-04  
 Additional name(s) of conveying party(ies) attached?  
 Yes  No

2. Name and address of receiving party(ies):  
 Name: VERITAS Operating Corporation  
 Street Address: 350 Ellis Street  
 City: Mountain View State: California Zip: 94043  
 Country: USA

3. Nature of Conveyance:  
 Assignment  Merger  
 Security Agreement  Change of Name  
 Other  
 Execution Date: October 13, 2004

Additional name(s) & 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: \_\_\_\_\_

A. Patent Application No.(s) - 10/326,427  
 Title: INSTANT REFRESH OF A DATA VOLUME COPY

B. Patent No.(s)

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:  
 Name: Eric A. Stephenson  
 Firm: CAMPBELL STEPHENSON ASCOLESE LLP  
 Address: 4807 Spicewood Springs Rd.  
 Address: Bldg. 4, Suite 201  
 City Austin State TX Zip 78759

6. Total number of applications and patents involved: 1  
 7. Total fee (37 CFR 3.41): \$40.00  
 Authorized to be charged to Deposit Account 502306  
 Charge Deposit Account 502306 for any additional fees required for this conveyance and credit deposit account 502306 any amounts overpaid

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8. 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.*  
 Eric A. Stephenson 38,321 10/22/04  
 Name of Person Signing Signature Date

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

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**ASSIGNMENT**

For good and valuable consideration, receipt of which is hereby acknowledged, VERITAS Software Corporation, of 350 Ellis Street, Mountain View, California 94043, having acquired by a prior assignment effective as of September 24, 2002 and September 25, 2002, the entire right, title and interest in an invention entitled:

**METHOD AND APPARATUS FOR RESTORING A CORRUPTED DATA VOLUME**

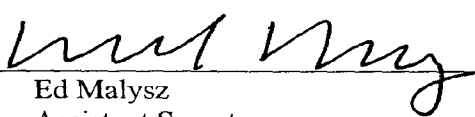
for which Anand A. Kekre et al. filed a United States patent application on September 25, 2002, and which application now has Serial No. 10/254,753, and having acquired the entire right, title and interest in all patent applications and patents of every country for said invention, including divisions, reissues, continuations and extensions thereof, and all rights of priority resulting from the filing of said applications; and having acquired the right to apply for patents of foreign countries for said invention, and to claim all rights of priority without further authorization from Anand A. Kekre et al.;

Now, in view of the above premises and effective upon execution of this document VERITAS Software Corporation hereby sells, assigns and transfers to VERITAS Operating Corporation, a Delaware corporation, having a place of business at 350 Ellis Street, Mountain View, California 94043, its successors and assigns, the entire right, title and interest throughout the world in said invention entitled:

**METHOD AND APPARATUS FOR RESTORING A CORRUPTED DATA VOLUME**

for which Anand A. Kekre et al. filed a United States patent application on September 25, 2002, and which application now has Serial No. 10/254,753, and all patent applications and patents of every country for said invention, including divisions, reissues, continuations and extensions thereof, and all rights of priority resulting from the filing of said applications; authorizes the above-named assignee to apply for patents of foreign countries for said invention, and to claim all rights of priority without further authorization from VERITAS Software Corporation; and agrees to execute all papers useful in connection with said United States and foreign applications, and generally to do everything possible to aid said assignee, its successors, assigns and nominees, at their request and expense, in obtaining and enforcing patents for said invention in all countries; and VERITAS Software Corporation requests that the United States Patent and Trademark Office issue all patents granted for said invention to VERITAS Operating Corporation, its successors and assigns.

Executed this 13<sup>th</sup> day of October, 2004.

  
 By: Ed Malysz  
 Title: Assistant Secretary  
 VERITAS Software Corporation