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To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)/Execution Date(s):

Dean Lee Saghier, Richard Michael Wyatt, Jianzhou Chen

Execution Date(s) October 26, 2004

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

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other _____

2. Name and address of receiving party(ies)

Name: SPRINT COMMUNICATIONS COMPANY L.P.

Internal Address: KSOPHT0101-Z2100

Street Address: 6391 Sprint Parkway

City: Overland Park

State: Kansas

Country: U.S.A. Zip: 66251-2100

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

4. Application or patent number(s):

☒ This document is being filed together with a new application.

A. Patent Application No. (s)

B. Patent No. (s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: KEVIN D. ROBB

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Spring Communications Company L.P.

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Fax Number: 913/315-0762

Email Address: kevin.d.robbs@mail.sprint.com

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00

- ☐ Authorized to be charged by credit card
☒ Authorized to be charged to deposit account
☒ Enclosed SEE FEE TRANSMITTAL
☐ None required (government interest not affecting title)

8. Payment Information

a. Credit Card Last 4 Numbers _____
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b. Deposit Account Number 21-0765

Authorized User Name Sprint Communications Company

9. Signature:

Leonard Searcy II
Signature

10/26/04
Date

Leonard Searcy, II

Name of Person Signing

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

4

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, V.A. 22313-1450

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PATENT
REEL: 015934 FRAME: 0535

Sprint Docket No. 2946

**ASSIGNMENT AND AGREEMENT IN AN APPLICATION FOR
LETTERS PATENT OF THE UNITED STATES OF AMERICA****INVENTORS:** Richard Michael Wyett, Jianzhou Chen, Dean Lee Saghier

I hereby declare that I am an original, first and joint inventor of the invention relating to **METHOD AND SYSTEM FOR EVALUATING PERFORMANCE OF A COMPUTER SYSTEM**, described in an application for Letters Patent of the United States of America, executed by me on even date with my execution of this Assignment.

For valuable consideration received, I hereby sell, assign and transfer to **SPRINT COMMUNICATIONS COMPANY L.P.**, a limited partnership duly organized and existing under the laws of the State of Delaware, United States of America, its successors and assigns, my entire right, title and interest, for all countries in and to said inventions and all the rights and privileges under any and all Letters Patent that may be granted therefore, and any divisions, continuations, reissues and extensions thereof.

I agree that, when requested, I will, without charge to said limited partnership but at its expense, sign all papers, take all rightful oaths, make all rightful declarations and do all acts which may be necessary, desirable or convenient for securing and maintaining patents or other forms of protection for said inventions in any and all countries and for vesting title thereto in said limited partnership, its successors, assigns or nominees.

I agree that I will communicate to said limited partnership or its representatives any facts known to me respecting said inventions and when requested by said limited partnership and at its expense will testify in any legal proceedings, and generally do everything possible to aid said limited partnership, its successors, assigns and legal representatives or nominees, to obtain or enforce proper protection for said inventions in any and all countries.

I authorize and empower said limited partnership, its successors, assigns or nominees, to make application for patent or other form of protection for said inventions in its or their own name, or in my/our name, in any and all countries to invoke and claim for any application for patent or other form of protection for said inventions filed by it or them, the benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it, and to invoke and claim such right of priority without further written or oral authorization from me.

I hereby consent that a copy of this Assignment shall be deemed a full legal and formal equivalent of any assignment, consent to file or like document which may be required in any country for any purpose and more particularly in proof of the right of the said limited partnership or its successors, assigns or nominees to apply for patent or other proper protection for said inventions, and to claim the aforesaid benefits of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it.

I covenant with **SPRINT COMMUNICATIONS COMPANY L.P.**, its successors, assigns, legal representatives, and nominees, that to the best of my knowledge the right, title and interest herein conveyed by me are free and clear of any encumbrance, and that I have the full right to convey the same as herein expressed.

This Agreement and Assignment supersedes all other assignments, agreements and addenda related to the above identified application.

After this Assignment has been recorded, please return it to :

Attn: Kevin D. Robb
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Sprint Docket No. 2946

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2nd Witness:	<u>Kenneth F. Ruda II</u>	<u>[Signature]</u>
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	(Type or Print Name)	(Signature)