

1-4-05

01-26-2005



102926606

D&B Docket: 630-089US

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

Tab settings

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

1. Name of conveying party(ies): Moody, Taryn Seligmann, Doree Duncan

2. Name and address of receiving party(ies) Name: Avaya Technology Corp. Internal Address:

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

3. Nature of conveyance: [X] Assignment [] Merger [] Security Agreement [] Change of Name [] Other

Execution Date: 12/13/2004

City: Basking Ridge State: NJ Zip: 07920-2332 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: 13 Dec 2004

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? Yes No

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

Name: DeMont & Breyer, LLC

Internal Address:

Street Address: Suite 250

100 Commons Way

City: Holmdel State: NJ Zip: 07733

6. Total number of applications and patents involved 1

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

[] Enclosed

[X] Authorized to be charged to deposit account

8. Deposit account number:

50-1602

(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.

Jason Paul DeMont

Name of Person Signing

Signature

January 4, 2005

Date

Total number of pages including cover sheet, attachments, and documents: 3

Mail documents to be recorded with required cover sheet information to: Commissioner of Patents & Trademarks, Box Assignments Washington, D.C. 20231

01/25/2005 6TON11 00000239 501602 11028919

01 FC:8021

40.00 DA

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE
Assignment and Agreement

For value received, we, **Taryn Moody**, of Atlantic Highlands, NJ, USA, **Doree Duncan Seligmann** of New York, NY, USA, hereby sell, assign and transfer to Avaya Technology Corp., a corporation of the State of Delaware, having an office at 211 Mount Airy Road, Basking Ridge, NJ, 07920-2332, USA, and its successors, assigns and legal representatives, the entire right, title and interest, for the United States of America, in and to all of the inventions in the patent application identified by DeMont & Breyer's Attorney Docket as **630-089US**, and all the rights and privileges in said application and under any and all Letters Patent that may be granted in the United States for said inventions; and we also concurrently hereby sell, assign and transfer to Avaya Technology Corp. the entire right, title and interest in and to said inventions for all countries foreign to the United States, including all rights of priority arising from the application aforesaid, and all the rights and privileges under any and all forms of protection, including Letters Patent, that may be granted in said countries foreign to the United States for said inventions.

We authorize Avaya Technology Corp. to make application for such protection in its own name and maintain such protection in any and all countries foreign to the United States, and to invoke and claim for any application for patent or other form of protection for said inventions, without further authorization from us, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any document which may be required in any country in proof of the right of Avaya Technology Corp. to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

We request that any and all patents for said inventions be issued to Avaya Technology Corp. in the United States and in all countries foreign to the United States, or to such nominees as Avaya Technology Corp. may designate.

We agree that, when requested, we shall, without charge to Avaya Technology Corp. but at its expense, sign all papers, and do all acts which may be necessary, desirable or convenient in connection with said applications, patents, or other forms of protection.

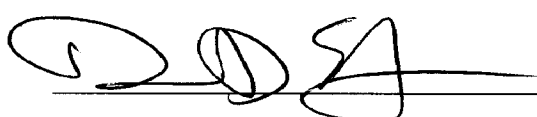
 12-13-04

Signature of **Taryn Moody** and Date Signed

 12-13-04

Witness or Notary's Signature and Date

DeMont & Breyer Docket: 630-089US
Avaya Docket: 504103-A-01-US

 1/3/05

Signature of **Doree Duncan Seligmann** and Date Signed

 1/3/2005

Witness or Notary's Signature and Date

DeMont & Breyer, LLC
Suite 250
100 Commons Way
Holmdel, NJ 07733
United States of America

KATHLEEN K. ADAMS
Notary Public of New Jersey
County of Union
My Commission Expires March 8, 2009