

1/10/05

Form PTO-1595 (Rev. 06/04)
OMB No. 0651-0027 (exp. 6/30/2005)

orney Docket No. 062070-0312805
U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

01-26-2005



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REC

To the Director of the U.S. Patent and Trademark Office

attached documents or the new address(es) below.

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

Kurt NOSACK
Christopher Jean SEILER
Ty ELLIS

Execution Date(s) January 6, 2005

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

2. Name and address of receiving party(ies)

Name: Novell, Inc.

Internal Address: _____

Street Address: 1800 South Novell Place

City: Provo

State: Utah

Country: United States of America Zip: 84606

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

12967 U.S. PTO
11/030904

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3. Nature of conveyance:

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

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: PILLSBURY WINTHROP LLP

Internal Address: P.O. Box 10500

Street Address: 1600 Tysons Boulevard

City: McLean

State: VA Zip: 22102

Phone Number: (703) 905-2000

Fax Number: (703) 905-2500

Email Address: jgatto@pillsburywinthrop.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
- None required (government interest not affecting title)

8. Payment Information

ATTORNEY DOCKET NO:
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Credit Card Last 4 Numbers _____
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9. Signature:

47641

January 10, 2005

Signature

Date

James G. Gatto, Reg. No. 32694
Name of Person Signing

Total number of pages including cover sheet, attachments, and documents: 6

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

01/25/2005 6TON11 00000252 033975 11030904
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PATENT
REEL: 016166 FRAME: 0401

ASSIGNMENT

WHEREAS, **Kurt Nosack**, a citizen of the United States of America, residing at 84 East 1320 South, Payson, Utah 84651; **Christopher Jean Seller**, a citizen of the United States of America, residing at 2816 Arapahoe Lane, Provo, Utah 84604; and **Ty Ellis**, a citizen of the United States of America, residing at 368 E. Salem Hills Dr., Elk Ridge, Utah 84651, (hereinafter "Assignors"), have made an invention entitled

"SYSTEM AND METHOD FOR DETERMINING A NEAREST NETWORK RESOURCE USING GPS COORDINATES"

described in an application for United States Letters Patent filed herewith, and

WHEREAS, **Novell, Inc.** (hereinafter "Assignee"), having a place of business at 1800 South Novell Place, Provo, Utah 84606, is desirous of acquiring the entire right, title and interest in and to the aforesaid invention, application and all Letters Patent of the United States or any foreign country, including continuations, continuations-in-part, reissues, reexaminations, extensions, substitutes and divisions which may be granted therefor;

NOW THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said Assignors, by these presents do sell, assign and transfer unto Assignee, its successors, legal representatives and assigns, the full and exclusive right in and to the said invention as described in the said application, and in and to any Letters Patent of the United States or any foreign country, including continuations, continuations-in-part, reissues, reexaminations, extensions, substitutes and divisions which may be granted therefor and all rights to claim priority on the basis of said application;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks or any other proper officer or agency of any country to issue all said Letters Patent to said Assignee;

AND WE HEREBY warrant and covenant that we have the full right to convey the entire interest herein assigned and that we have not executed and will not execute any instrument or assignment in conflict herewith;

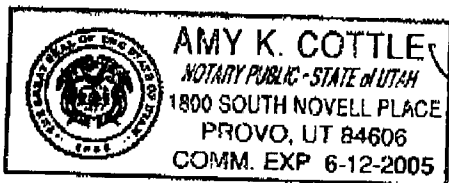
AND WE HEREBY agree to communicate to said Assignee or its representatives any facts known to us respecting said invention, to execute all divisional, continuation, reissue, reexamination, extension, substitute and foreign applications, sign all lawful documents and make all rightful oaths and declarations relating to said invention, execute and deliver any and all papers that may be necessary or desirable to perfect the title to this invention in said Assignee, its successors, legal representatives or assigns, and to testify in any judicial or administrative proceeding and generally do everything possible to aid the said Assignee to obtain and enforce said Letters Patent in the United States or any foreign country when requested so to do by said Assignee.

Signature of Inventor: [Handwritten Signature]
Inventor's Name: Kurt Nosack
Date of Execution: 1/6/2005

IN WITNESS WHEREOF, I have hereunto set my hand and seal.

County of Utah :
State of Utah : SS

On this 6th day of January 2005, before me a Notary Public in and for the County and State aforesaid, personally appeared **Kurt Nosack**, to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and acknowledged the same to be of his free act and deed.



[Handwritten Signature]
Notary Public
My Commission Expires: 6/12/05

[SEAL]

Signature of Inventor:
Inventor's Name:

Christopher Jean Seiler
Christopher Jean Seiler

Date of Execution:

1/6/2005

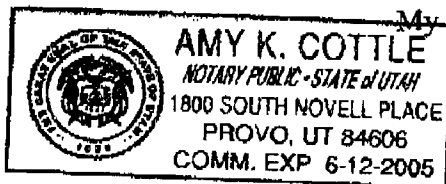
IN WITNESS WHEREOF, I have hereunto set my hand and seal.

County of Utah :
State of Utah : SS

On this 6th day of January 2005, before me a Notary Public in and for the County and State aforesaid, personally appeared **Christopher Jean Seiler**, to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and acknowledged the same to be of his free act and deed.

Amy K. Cottle
Notary Public
My Commission Expires: 6/12/05

[SEAL]



Signature of Inventor:

Ty Ellis

Inventor's Name:

Ty Ellis

Date of Execution:

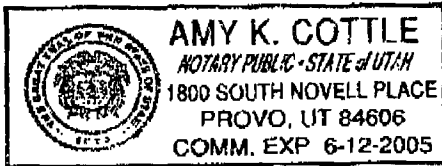
1/6/2005

IN WITNESS WHEREOF, I have hereunto set my hand and seal.

County of Utah :

State of Utah : SS

On this 6th day of January 2005, before me a Notary Public in and for the County and State aforesaid, personally appeared Ty Ellis, to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and acknowledged the same to be of his free act and deed.



Amy K. Cottle
Notary Public
My Commission Expires: 6/12/05

[SEAL]