

2-14-05

02-25-2005

Atty. Docket No. 4366-189  
Avaya Ref. No. 404005-A-01-US (Flockhart)

(Rev. 06/04)



HEET

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

102948217

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):

Andrew D. Flockhart  
Christopher Robinson Howell  
Eugene P. Mathews  
Chadwick Joseph Romero

Execution Date(s) 11/23/04, 11/02/04, 2/7/05, 9/13/04  
Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies):

Name: Avaya Technology Corp.  
Internal Address: \_\_\_\_\_  
Street Address: 211 Mount Airy Road  
City: Basking Ridge State: NJ  
Country: U.S.A. Zip: 07920

112975 U.S. PTO  
11/057925

021405

3. Nature of conveyance:

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

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 of party to whom correspondence concerning document should be mailed:

Name: Douglas W. Swartz  
SHERIDAN ROSS P.C.  
1560 Broadway, Suite 1200  
Denver, CO 80202-5145  
Phone: (303) 863-9700  
Fax: (303) 863-0223

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 1.21(h) & 3.41) . . . . \$ 40.00  
 Enclosed  
 Authorized to be charged to deposit account

8. Deposit Account Number: 50-1602

(Attach duplicate copy of this page if paying by deposit account)

9. Signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is true copy of the original document.

Douglas W. Swartz  
Reg. No. 37,739

Douglas W. Swartz  
Signature

Feb 14, 2005  
Date

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

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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DATE OF DEPOSIT: 2-14-05

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE EXPRESS MAIL POST OFFICE TO ADDRESSEE SERVICE UNDER 37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

TYPED OR PRINTED NAME: Amy S. Duane

SIGNATURE: Amy Duane

PATENT  
REEL: 016281 FRAME: 0455

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02/25/2005 6T0H11  
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## ASSIGNMENT AND AGREEMENT

For value received, we, **Andrew D. Flockhart** of 1062 East 133rd Way, Thornton, Colorado 80241, **Christopher Robinson Howell** of 8001 Goldenrod Drive, Greensboro, North Carolina 27455, **Eugene P. Mathews** of 21920 Rainbow Road, Barrington, Illinois 60010, and **Chadwick Joseph Romero** of 2015 Biscayne Drive, Lewisville, Texas 75067, 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, New Jersey 07920, U.S.A., and its successors, assigns and legal representatives, the entire right, title and interest, for the United States of America, in and to certain inventions related to "**METHOD AND APPARATUS FOR GLOBAL CALL QUEUE IN A GLOBAL CALL CENTER**" described in an application for Letters Patent of the United States, executed by us of even date herewith, 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.

Andrew D Flockhart

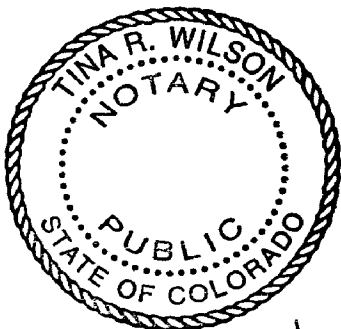
Andrew D. Flockhart

Date: 11/23/04

United States of America     )  
State of Colorado            ) ss.  
County of Adams            )

On this 23<sup>rd</sup> day of November, 2004, before me personally came **Andrew D. Flockhart**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

[Signature]  
Notary Public



My Commission Expires 08/04/08

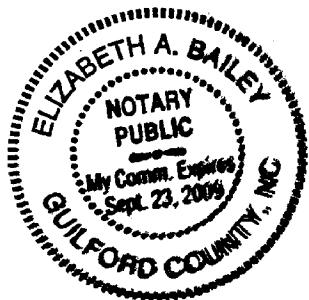
Christopher Robinson Howell  
Christopher Robinson Howell

Date: 11/02/2004

United States of America     )  
State of North Carolina     ) ss.  
County of GUILFORD     )

On this 2<sup>nd</sup> day of November, 2004, before me personally came **Christopher Robinson Howell**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

Elizabeth A. Bailey  
Notary Public

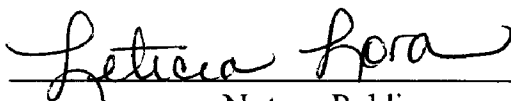


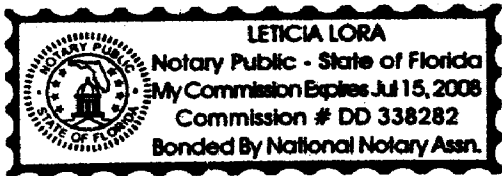
  
\_\_\_\_\_  
Eugene P. Mathews

Date: 2-7-05

United States of America     )  
State of Illinois             ) ss.  
County of Collier         )

On this 7 day of February, 2005, before me personally came **Eugene P. Mathews**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

  
\_\_\_\_\_  
Notary Public  
Leticia Lora



*Chadwick Joseph Romero*

Chadwick Joseph Romero

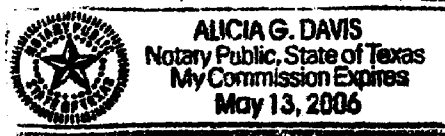
Date: 9/13/04

United States of America    )  
State of Texas                ) ss.  
County of Dallas            )

On this 13<sup>th</sup> day of September, 2004, before me personally came **Chadwick Joseph Romero**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

*Alicia G. Davis*

Notary Public



Avaya Technology Corp.  
211 Mount Airy Road  
Basking Ridge, New Jersey 07920