

05-04-2005

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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.

S.O.R.S.

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

Execution Date(s): April 15, 2005
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: NOVELL, INC.
Internal Address: Suite 500
Street Address:
404 Wyman Street
City: Waltham
State: Massachusetts
Country: United States of America Zip: 02451
Additional name(s) & address(es) attached: Yes No

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):
A. Patent Application No.(s)

Additional numbers attached? Yes No

This document is being filed together with a new application.
B. Patent No.(s)
5,440,738

 Yes No

5. Name and address to whom correspondence concerning document should be mailed:
Name: David J. Powsner
NUTTER MCCLENNEN & FISH LLP
Internal Address: Atty. Dkt.: 102328-0001
Street Address: World Trade Center West
155 Seaport Boulevard

City: Boston
State: MA Zip: 02210-2604
Phone Number: (617) 439-2000
Fax Number: (617) 310-9000
Email Address: _____

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
a. Credit Card Last 4 Numbers _____
Expiration Date _____
b. Deposit Account Number _____
Authorized User Name _____

9. Signature: [Signature]
Signature _____ Date 4/28/05
David J. Powsner - 31,868
Name of Person Signing _____ Total number of pages including cover sheet, attachments, and documents:

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Recordation Form Cover Sheet
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Assignment Recordation Services, Director of the US Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.
Dated: 4/28/05 Signature: [Signature] (David J. Powsner)

CONFIRMATORY PATENT ASSIGNMENT

WHEREAS, **Tally Systems Corporation**, a New Hampshire corporation, having a principal place of business at 30 Lafayette Street, Lebanon, New Hampshire 03766 (hereinafter, the "Assignor"), is the owner of all right, title and interest in the patent identified below (hereinafter, the "Patent"):

United States Patent No. 5,440,738, issued August 8, 1995, entitled "Method And Apparatus For Digital Data Processor File Configuration"

WHEREAS, **Novell, Inc.**, a corporation of Delaware, having a principal place of business at 404 Wyman Street, Suite 500, Waltham, MA 02451 (hereinafter, the "Assignee"), has acquired from Assignor the entire right, title and interest in and to the Patent; and

WHEREAS, Assignor wishes to codify further and record such acquisition;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby sell, assign, and transfer and/or confirm sale, assignment and transfer unto the Assignee of all right, title and interest in and to the Patent, including any inventions disclosed therein whether or not presently claimed.

IN WITNESS WHEREOF, this Assignment has been executed on behalf of the Assignor by its duly authorized officer as of the 15th day of April, 2005.

Tally Systems Corporation

by: Joseph A. LaSala, Jr.

Name: Joseph A. LaSala, Jr.

Title: Vice President