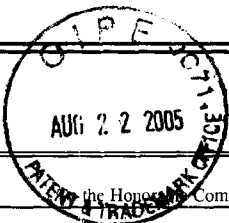


08-29-2005



REC



103069809

Mail documents or copy thereof.

1. Name of conveying party(ies):  
Sean S. B. Moore  
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** ZIP: **07920**  
Additional name(s) & address(es) attached?  Yes  No

3. Nature of conveyance:  
 Assignment  Merger  
 Security Agreement  Change of Name  
 Other  
Execution Date: **August 16, 2005**

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:  
A. Patent Application No.(s) 11/171,631 Filed: June 30, 2005 B. Patent No.(s)  
Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: **Kevin M. Mason**  
Internal Address: **Ryan, Mason & Lewis, LLP**  
Street Address: **1300 Post Road, Suite 205**  
City: **Fairfield** State: **CT** ZIP: **06824**

6. Total number of applications and patents involved: 1  
7. Total Fee (37 CFR 3.41)..... \$ 40.00  
 Enclosed  
 Authorized to be charged to deposit account  
8. Deposit account number **50-1602**

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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.*

Kevin M. Mason Kevin M. Mason August 19, 2005  
Reg. No. 36,597 Signature Date

08/26/2005 ECDOPER 00000064 501602 11171631

FC:8021 40.00 DA Total number of pages including cover sheet, attachments, and document: 3

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ASSIGNMENT AND AGREEMENT

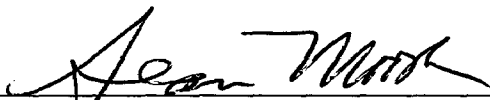
For value received, I, Sean S. B. Moore, of Hollis in the County of Hillsborough and State of New Hampshire, hereby sell, assign and transfer to Avaya Technology Corp., a corporation of the State of Delaware, having an office at 211 Mount Airy Road, Basking Ridge, New Jersey 07920, U.S.A., and its successors, 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 SCHEDULING PERIODIC TASKS BASED ON SYNTHETIC HOMOGENIZATION** described in an application for Letters Patent of the United States, filed on June 30, 2005 and assigned Serial No. 11/171,631, 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 I 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.

I 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 me, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

I 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.

I 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.

I agree that, when requested, I 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.

  
Sean S. B. Moore

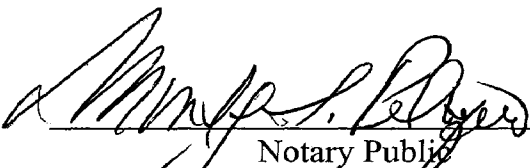
Date: 8-16-2005

United States of America )

State of New Hampshire ) ss.:

County of Hillsborough )

On this 16 day of Aug, 2005, before me personally came Sean S. B. Moore, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

  
Notary Public

MINDY S. PELOQUIN, Commissioner of Deeds  
My Commission Expires March 23, 2010

Ryan, Mason & Lewis LLP  
1300 Post Road, Suite 205  
Fairfield, CT 06824  
(203) 255-6560