

10-14-2005

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OMB No. 0651-0011 (exp. 4/94)

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

1. Name of conveying party(ies):

Chih-Yi Chen, Guohua Xiong, and Muthukumar Ratty

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

2. Name and address of receiving party(ies)

Name: Network Appliance, Inc.

Internal Address: _____

Street Address: 495 East Java Drive

City: Sunnyvale State: California

ZIP: 94089

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

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other _____

Execution Date: October 4, 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)

11/135,053

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: John R. Ley

Internal Address: _____

Street Address: Suite 610
5299 DTC Boulevard

City: Greenwood Village State: CO ZIP: 80111-3327

6. Total number of applications and patents

involved:

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

☒ Enclosed

☐ Authorized to be charged to deposit account

8. Deposit account number:

12-1087

(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.

John R. Ley

Name of Person Signing

Signature

October 6, 2005

Date

Total number of pages including cover sheet, attachments, and document: 5

ASSIGNMENT

WHEREAS, I, Chih-Yi Chen, having a residence address of 1159 Lynbrook Way, San Jose, California, 95129; and I, Guohua Xiong, having a residence address of 1886 Norton Sound Com, San Jose, California, 95131; and I, Muthukumar Ratty, having a residence address of 1063 Morse Avenue, Apartment 15-211, Sunnyvale, California, 94089, as joint inventors, have made a certain new and useful invention relating to a THERMAL MONITORING AND RESPONSE APPARATUS AND METHOD FOR COMPUTER UNIT for which an application for Letters Patent of the United States has been made, said application having been filed May 23, 2005, and assigned Serial Number 11/135,053, and

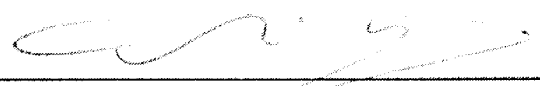
WHEREAS, Network Appliance, Inc., Assignee, a California corporation, whose post office address is 495 East Java Drive, Sunnyvale, California, 94089, desires to acquire the entire interest in and to said invention, said application and the Letters Patent to be obtained therefor:

NOW THEREFORE, for and in consideration of good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, I have sold, assigned, and set over and by these presents do hereby sell, assign and set over unto the said Assignee and said Assignee=s legal representatives, successors and assigns, my entire right, title and interest in and to the above-identified patent application and invention, all rights of priority derived from and corresponding to the above-identified application and invention, all national and regional foreign patent applications corresponding to the above-identified application and invention, and all Letters Patents, both foreign and domestic, that may or shall issue thereon; and I do hereby authorize and request the Commissioner of Patents to issue said Letters Patent to the above mentioned Assignee, agreeably with the term of this Assignment.

UPON SAID CONSIDERATION, I hereby covenant and agree with the said

Assignee that I will not execute any writing or do any act whatsoever conflicting with these presents, and that I will, at any time upon request, without further or additional consideration, but at the expense of the said Assignee, execute such additional assignments and other writings and do such additional acts as said Assignee may deem necessary or desirable to perfect the Assignee=s enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional, renewal, reissued, reexamined or extended Letters Patent of the United States, or of any and all foreign countries, on said invention, and in enforcing any rights or choses in action accruing as a result of such applications or patents, by giving testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits and declarations, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of, the successors, assigns and legal representatives of the parties hereto.

IN WITNESS WHEREOF, I have signed this ASSIGNMENT on this 4th day of October, 2005.




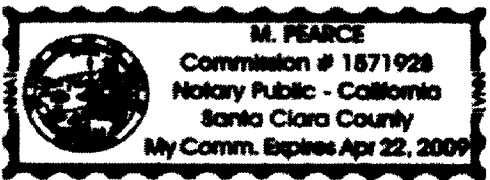
Chih-Yi Chen

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

On this 4th day of October, 2005, before a Notary Public in and for said county, appeared Chih-Yi Chen, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument, and acknowledged that he signed, sealed and delivered the same instrument as a free and voluntary act for the uses and purposes therein set forth.

My commission expires: April 22, 2009

Witness my hand and official seal. 



(SEAL)

Notary Public

IN WITNESS WHEREOF, I have signed this ASSIGNMENT on this 4th day of

10, 2005.

Guohua Xiong

STATE OF CALIFORNIA)

) ss.

COUNTY OF SANTA CLARA)

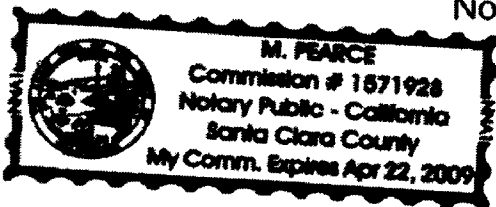
On this 4th day of October, 2005, before a Notary Public in and for said county, appeared Guohua Xiong, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument, and acknowledged that he signed, sealed and delivered the same instrument as a free and voluntary act for the uses and purposes therein set forth.

My commission expires: April 22, 2009

Witness my hand and official seal.

(SEAL)

M. Pearce
Notary Public



IN WITNESS WHEREOF, I have signed this ASSIGNMENT on this 4th day of October, 2005.

R Muthukumar
Muthukumar Ratty

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

On this 4 day of October, 2005, before a Notary Public in and for said county, appeared Muthukumar Ratty, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument, and acknowledged that he signed, sealed and delivered the same instrument as a free and voluntary act for the uses and purposes therein set forth.

My commission expires: April 22, 2009

Witness my hand and official seal.

(SEAL)

M. Pearce
Notary Public

