

10-19-2005

Atty. Docket No. 4366-273
Avaya Ref. No. 405116-A-01-US (Cyriac)

(Rev. 06/04)



103103036

COVER SHEET

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

NY

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):

Shaiju Kurian Cyriac
Diana Messano D'Angelo
Sreerupa Das
Bruce Wallace Hill
William Curtis Leck

Execution Date(s) 8/29/05

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

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):

This document is being filed together with a new application.

A. Patent Application No.(s)

Not yet assigned

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 a true copy of the original document.

Douglas W. Swartz
Reg. No. 37,739

Douglas Swartz
Signature

Oct. 4, 2005
Date

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

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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PATENT
REEL: 017088 FRAME: 0393

10-19-05

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ASSIGNMENT AND AGREEMENT

For value received, we, **Shaiju Kurian Cyriac** of 1496 W. 116th Avenue, #20, Westminster, Colorado 80234, **Diana Messano D'Angelo** of 13731 Basalt Court, Broomfield, Colorado 80020, **Sreerupa Das** of 11791 W. 83rd Place, Arvada, Colorado 80005, **Bruce Wallace Hill** of 4102 Broadmoor Loop, Broomfield, Colorado 80020, and **William Curtis Leck** of 6427 W. 82nd Drive, Arvada, Colorado 80003, 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 "NEXT AGENT AVAILABLE NOTIFICATION" for which an application for Letters Patent of the United States has been prepared and filed on _____, receiving Serial No. _____, 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.

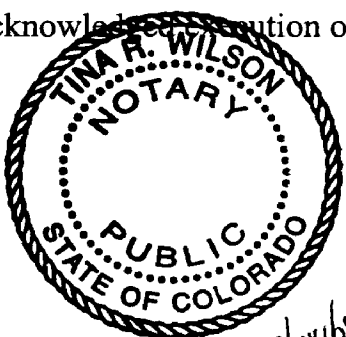
We agree that, when requested, we shall, without charge to Avaya Technology Corp. but at its expense, sign all papers, and do all acts which may be necessary, desirable or convenient in connection with said applications, patents, or other forms of protection.

Date: Aug 29, 2005

[Signature]
Shaiju Kurian-Cyriac

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

On this 29th day of August, 2005, before me personally came **Shaiju Kurian Cyriac**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.



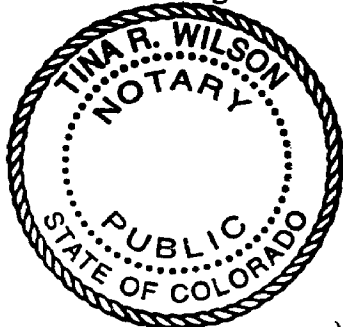
[Signature]
Notary Public

Date: 8/29/05 My Commission Expires 08/04/08

[Signature]
Diana Messano D'Angelo

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

On this 29th day of August, 2005, before me personally came **Diana Messano D'Angelo**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.



My Commission Expires 08/04/08

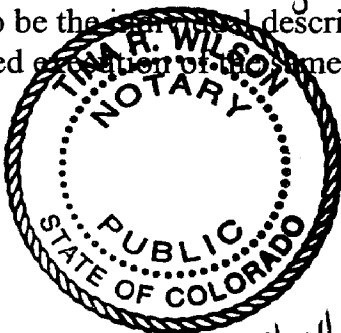
[Signature]
Notary Public

Sreerupa Das
Sreerupa Das

Date: 8-29-05

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

On this 29th day of August, 2005, before me personally came **Sreerupa Das**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.



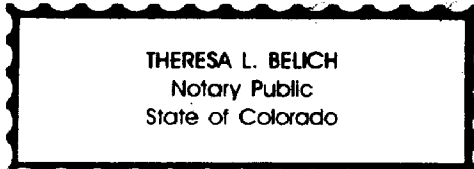
My Commission Expires 08/04/08

[Signature]
Notary Public

Date: _____


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

On this 12th day of Sept., 2005, before me personally came **Bruce Wallace Hill**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.



My commission expires 3-16-09

[Signature]
Notary Public

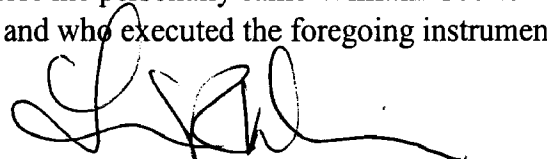


William Curtis Leck

Date: 8-29-05

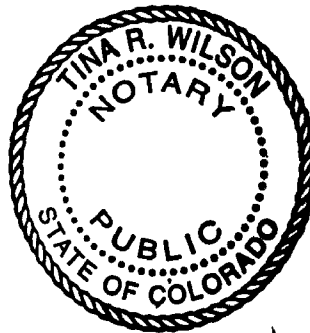
United States of America)
State of Colorado) ss.
County of Adams)

On this 29th day of August, 2005, before me personally came **William Curtis Leck**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.



Notary Public

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



My Commission Expires 08/04/08