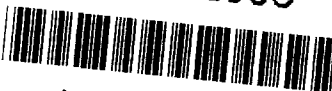


10-31-2005

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

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103110350

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 parties/Execution Date:

David A. Eatough  
Gregory P. Olsen  
Paul B. Hillyard

Execution Date  
October 18, 2005

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

2. Name and address of receiving party(ies)

Name: LANDesk Software Limited

Internal Address:

Street Address: Premier Business Centre, 3013 Lake Drive, Citywest Business Campus

City: Dublin 24

Country: Ireland

Zip:

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)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

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

Name: Wesley L. Austin, MADSON & METCALF

Internal Address:

Street Address: Gateway Tower West

15 West South Temple, Suite 900

City: Salt Lake City

State: Utah Zip: 84101

Phone Number: 801-537-1700

Fax Number: 801-537-1799

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 2238

Expiration Date 04/2007

b. Deposit Account Number 13-0763 (for instances where there is a deficiency in the enclosed fee)

Authorized User Name Wesley L. Austin

DO NOT USE THIS SPACE

9. Signature: Wesley L. Austin

Signature

October 24, 2005

Date

Wesley L. Austin

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents: 4

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, VA 22313-1450

10/27/2005 FFANIA2 00000001 11257257

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PATENT  
REEL: 017146 FRAME: 0433

## ASSIGNMENT

We, David A. Eatough, Gregory P. Olsen and Paul B. Hillyard, whose residences and post office addresses are as stated below next to our names, have invented a method and apparatus entitled SYSTEMS AND METHODS FOR COLLECTIVE BANDWIDTH THROTTLING, hereinafter called the "invention."

Preferred embodiments of said invention are disclosed in a United States patent application executed concurrently herewith by us and now identified as File No. 3408.2.33 of the law firm of Madson & Metcalf, Gateway Tower West, 15 West South Temple, Suite 900, Salt Lake City, Utah 84101, and filed in the United States Patent and Trademark Office as Serial No. \_\_\_\_\_ on \_\_\_\_\_. (We hereby authorize the attorneys of Madson & Metcalf to insert said serial number and filing date when known.).

The Assignee, LANDesk Software Limited, a corporation of Ireland, having a principal place of business at Premier Business Centre, 3013 Lake Drive, Citywest Business Campus, Dublin 24, Ireland, desires to secure the entire right, title and interest in said invention.

In consideration of \$1.00 and other good and valuable consideration paid to us by the Assignee, the receipt and sufficiency of which we hereby acknowledge, WE HEREBY ASSIGN TO THE ASSIGNEE:

The entire right, title and interest in said invention, in the above-identified United States patent application and in all divisions, continuations and continuations-in-part of said application, all previously filed provisional applications for which the present application seeks the benefit of an earlier filing date under 35 U.S.C. § 119, all reissues or extensions of Letters Patent or Patents granted thereon, and in all corresponding applications filed in countries foreign to the United States, and in all patents issuing thereon in the United States and foreign countries.

The right to file foreign patent applications on said invention in its own name, wherever such right may be legally exercised, including the right to claim the benefits of the International Convention for such applications.

We hereby authorize and request the United States Commissioner of Patents and Trademarks, and such Patent Office officials in foreign countries as are duly authorized by their patent laws to issue patents, to issue any and all patents on said invention to the Assignee as the owner of the entire interest, for the sole use and benefit of the said Assignee, its successors, assigns and legal representatives.

We hereby agree, without further consideration and without expense to us, to sign all lawful papers and to perform all other lawful acts which the Assignee may request of us to make this Assignment fully effective, including, by way of example but not of limitation, the following:

Prompt execution of all original, divisional, substitute, reissue, and other United States and foreign patent applications on said invention, and all lawful documents requested by the Assignee to further the prosecution of any of such patent applications.

Cooperation to the best of our ability in the execution of all lawful documents, the production of evidence, nullification, reissue, extension, or infringement proceedings involving said invention.

This assignment and agreement shall be binding upon our heirs and legal representatives.

Executed this 18 day of October, 2005, at  
South Jordan, Utah.




David A. Eatough  
13713 South Eglantina Lane  
Herriman, Utah 84065

STATE OF Utah )  
 )  
COUNTY OF Salt Lake )  
 ) :ss


On this 18 day of October, 2005, personally appeared before me David A. Eatough who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment, and acknowledged that he executed the same.

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 NOTARY PUBLIC  
02-28-2007 COMMISSION EXPIRATION



Executed this 18 day of October, 2005, at  
South Jordan, Utah

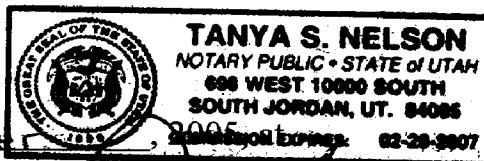
  
\_\_\_\_\_  
Gregory P. Olsen  
311 East 750 North  
Lindon, Utah 84042

STATE OF Utah )  
:SS  
COUNTY OF Salt Lake )

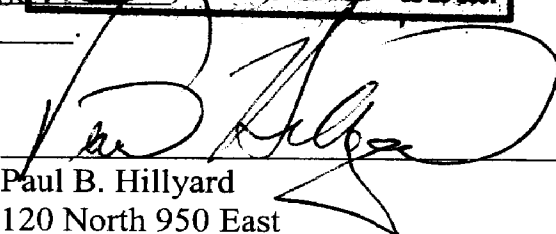
On this 18 day of October, 2005, personally appeared before me Gregory P. Olsen who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment, and acknowledged that he executed the same.

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NOTARY PUBLIC  
02-28-2007 COMMISSION EXPIRATION



Executed this 18 day of October, 2005, at  
South Jordan, Utah

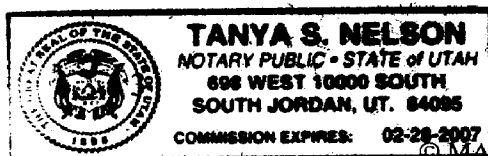
  
\_\_\_\_\_  
Paul B. Hillyard  
120 North 950 East  
Lindon, UT 84042

STATE OF Utah )  
:SS  
COUNTY OF Salt Lake )

On this 18 day of October, 2005, personally appeared before me Paul B. Hillyard who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment, and acknowledged that he executed the same.

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02-28-2007 COMMISSION EXPIRATION



Docket No.: 3408.2.33  
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