

05-17-2006

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2 SHEET

FORM PTO-1595 U.S.
(Rev. 6-93)
OMB No. 0651-0011 (exp. 4/94)

103239492

DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Commissioner for Patents : Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Authentica, Inc.Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☐ Assignment☒ Merger☐ Security Agreement☐ Change of Name☐ Other _____

Execution Date:

February 27, 2006

2. Name and address of receiving party(ies)

Name: **EMC Corporation**

Internal Address:

Street Address: **176 South Street****Hopkinton, MA 01748**Additional name(s) & addresses(es) attached? ☐ Yes ☒ No4. Application number(s) or patent number(s): **11/300,954**

If this document is being filed together with a new application, the execution date of the application is

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No5. Name and address of party to whom correspondence
Concerning document should be mailed:Name: **Richard F. Giunta**Address: **Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, MA 02210-2206**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 accountThe Commissioner is authorized to charge any
deficiencies in the enclosed payment to:

8. Deposit Account No: 23/2825

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.

Richard F. Giunta

Name of Person Signing

Signature

5/11/06

Date

Total number of pages including cover sheet, attachments, and document: **[9]**

Mail documents to be recorded with required cover sheet information to (modify as appropriate)

Mail Stop Assignment Recordation Services
Director - U.S. Patent and Trademark Office
PO Box 1450, Alexandria, VA 22313-1450

DF
PC

The Commonwealth of Massachusetts

William Francis Galvin
Secretary of the Commonwealth

One Ashburton Place, Boston, Massachusetts 02108-1512

FORM MUST BE TYPED

Articles of Merger

FORM MUST BE TYPED

Domestic Corporation Involving Foreign Corporation or Foreign Other Entity
(General Laws, Chapter 156D, Section 11.06; 950 CMR 113.37)

Exact name, jurisdiction and date of organization of each party to the merger:

(1) EXACT NAME	(2) JURISDICTION	DATE OF ORGANIZATION
<u>EMC Corporation</u>	<u>Massachusetts</u>	<u>August 23, 1979</u>
<u>Authentica, Inc.</u>	<u>Delaware</u>	<u>February 18, 1997</u>

(3) The foreign corporation or other entity is ☒ / is not ☐ * authorized to conduct business in the Commonwealth.

(4) Exact name of the surviving entity EMC Corporation

(5) The jurisdiction under the laws of which the surviving entity will be organized Massachusetts

(6) The merger shall be effective at the time and on the date approved by the Division unless a later effective date not more than 90 days from the date and time of filing is specified 5:00 p.m., February 27, 2006

For each domestic corporation that is a party to the merger

(Please check the appropriate box)

(7) ☐ The plan of merger was duly approved by the shareholders and, if voting by any separate voting group was required, by each separate voting group, in the manner required by G. L., Chapter 156D and the corporation's articles of organization.

OR

(8) ☒ The plan of merger did not require the approval of the shareholders.

(9) Participation of each other domestic entity, foreign corporation, or foreign other entity was duly authorized by the law under which the other entity or foreign corporation is organized and by its organizational documents.

RECEIVED BY THE
SECRETARY OF THE
COMMONWEALTH
FEB 27 PM 3:20
CORPORATION DIVISION

(10) Attach any amendment to articles of organization of the surviving entity, where the survivor is a domestic business corporation.

(11) Attach the articles of organization of the surviving entity, where the survivor is a NEW domestic business corporation, including all the supplemental information required by 950 CMR 113.16.

(12) State the executive office address of the surviving foreign other entity if such information is not on the public record in the foreign jurisdiction: _____
(number, street, city or town, state, zip code)

Signed by: [Signature]
(signature of authorized individual)

- ☐ Chairman of the board of directors,
- ☐ President,
- ☒ Other officer,
- ☐ Court-appointed fiduciary,

on this 23rd day of February, 2006

Signed by: [Signature]
(signature of authorized individual)

- ☐ Chairman of the board of directors,
- ☐ President,
- ☒ Other officer,
- ☐ Court-appointed fiduciary,

on this 23rd day of February, 2006

COMMONWEALTH OF MASSACHUSETTS

William Francis Galvin
Secretary of the Commonwealth
One Ashburton Place, Boston, Massachusetts 02108-1512

**Articles of Merger Involving Domestic Corporations,
Foreign Corporations or Foreign Other Entities**
(General Laws Chapter 156D, Section 11.06; 950 CMR 113.37)

I hereby certify that upon examination of these articles of merger, duly submitted to me, it appears that the provisions of the General Laws relative thereto have been complied with, and I hereby approve said articles; and the filing fee in the amount of \$_____ having been paid, said articles are deemed to have been filed with me this day of _____ 20 _____ at _____ a.m./p.m.
time

Effective date: _____
(must be within 90 days of date submitted)

WILLIAM FRANCIS GALVIN
Secretary of the Commonwealth

Filing fee: Minimum \$250

Examiner

Name approval

C

#A.R.

TO BE FILLED IN BY CORPORATION
Contact Information:

CT CORPORATION

101 Federal Street

Boston, MA 02110

Telephone: (617) 757-6400

Email: _____

Upon filing, a copy of this filing will be available at www.sec.state.ma.us/cor. If the document is rejected, a copy of the rejection sheet and rejected document will be available in the rejected queue.

CERTIFICATE OF OWNERSHIP AND MERGER

MERGING
AUTHENTICA, INC.

INTO
EMC Corporation

EMC Corporation, a corporation organized and existing under the laws of The Commonwealth of Massachusetts,

DOES HEREBY CERTIFY:

FIRST: That this corporation was incorporated on the 23rd day of August, 1979, pursuant to the Business Corporation Law of the Commonwealth of Massachusetts, the provisions of which permit the merger of a subsidiary corporation of another state into a parent corporation organized and existing under the laws of said state.

SECOND: That this corporation owns all of the outstanding shares (of each class) of the stock of Authentica, Inc., a corporation incorporated on the 18th day of February, 1997, pursuant to the Delaware General Corporation Law of the State of Delaware ("Authentica").

THIRD: That this corporation, by the following resolutions of its Board of Directors, duly adopted at a meeting held on the 16th day of February, 2006, determined to merge into itself said Authentica:

RESOLVED, that EMC Corporation merge, and it hereby does merge into itself Authentica and assumes all of its obligations;

and

FURTHER RESOLVED, that the merger shall become effective on February 27, 2006 at 5:00 p.m.;

and

FURTHER RESOLVED, that this corporation survives the merger and may be served with process in the State of Delaware in any proceeding for enforcement of any obligation of Authentica as well as for enforcement of any obligation of the surviving corporation arising from the merger, including any suit

or other proceeding to enforce the right of any stockholder as determined in appraisal proceedings pursuant to the provisions of Section 262 of the General Corporation Law of the State of Delaware, and it does hereby irrevocably appoint the Secretary of State of Delaware as its agent to accept service of process in any such suit or other proceeding. The address to which a copy of such process shall be mailed by the Secretary of State of Delaware is 176 South Street, Hopkinton, Massachusetts 01748, Attn: Office of the General Counsel until the surviving corporation shall have hereafter designated in writing to the said Secretary of State a different address for such purpose. Service of such process may be made by personally delivering to and leaving with the Secretary of State of Delaware duplicate copies of such process, one of which copies the Secretary of State of Delaware shall forthwith send by registered mail to EMC Corporation at the above address.

and

FURTHER RESOLVED, anything herein or elsewhere to the contrary notwithstanding, this merger may be amended or terminated and abandoned by the Board of Directors of EMC Corporation at any time prior to the time that this merger filed with the Secretary of State becomes effective.

[REMAINDER OF PAGE INTENTIONALLY BLANK]

IN WITNESS WHEREOF, said EMC Corporation has caused this Certificate of Ownership and Merger to be signed by Paul T. Dacler, its Senior Vice President and General Counsel, this 27 day of February, 2006.

A handwritten signature in dark ink, appearing to read 'Paul T. Dacler', is written over a horizontal line.

Paul T. Dacler
Senior Vice President and General Counsel

Delaware

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The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"AUTHENTICA, INC.", A DELAWARE CORPORATION,

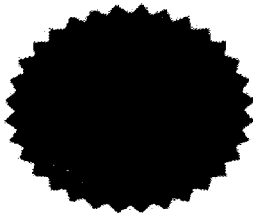
WITH AND INTO "EMC CORPORATION" UNDER THE NAME OF "EMC CORPORATION", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF MASSACHUSETTS, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-SEVENTH DAY OF FEBRUARY, A.D. 2006, AT 3:57 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE TWENTY-SEVENTH DAY OF FEBRUARY, A.D. 2006, AT 5 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

4116753 8100M

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Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 4553517

DATE: 02-28-06