

08-24-2006



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U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

## 1. Name of conveying party(ies):

Michael Szelong  
Keith Son

Additional name(s) of conveying party(ies) attached?

☐ YES ☒ NO

## 2. Name and address of receiving party(ies):

Network Appliance, Inc.  
495 East Java Drive  
Sunnyvale, CA 94089

Additional name(s) and Address(es) attached:?

☐ YES ☒ NO113261 U.S. PTO  
11/506114

081706

## 3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other \_\_\_\_\_

Execution Date: May 2, 2006 and August 16, 2006

## 4. Application number(s) or patent number(s):

Serial N°

Filed: August 17, 2006

Express Mail Label N°: EV 764 985 032 US

If this document is being filed together with a new application, the execution date of the application is: August 17, 2006.

## 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:**Customer No. 48232**

SUITER • WEST • SWANTZ PC LLO

Chad W. Swantz  
14301 FNB Parkway, Suite 220  
Omaha, NE 68154-52996. Total number of applications and patents  
involved: **ONE**

7. Total fee (37 CFR 3.41)

\$ 40.00

☒ The Commissioner is hereby authorized to charge  
the recordation fee to deposit account  
19-4882.

(Attach duplicate copy of this page if paying by deposit account).

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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.

Chad W. Swantz Reg. N° 46,329

DATE: August 1, 2006

Total number of pages including cover sheet: **FOUR (4)**113261 U.S. PTO  
11/506114

194882

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08/23/2006

41

40.00

Please return signed/Recorded to:

**CUSTOMER NO. 48232**

Chad W. Swantz  
SUTTER • WEST • SWANTZ PC LLC  
14301 FNB Parkway, Suite 220  
Omaha, NE 68154-5299

**ASSIGNMENT OF U.S. PATENT APPLICATION**  
(sole or joint inventor(s))

WHEREAS, the undersigned, to wit:

- 1) Michael Szelong
- 2) Keith Son

X one: (a)   X   which was executed and is being filed herewith in the United States Patent and Trademark Office, titled **UNIQUE AIRFLOW PATH USING FUNGIBLE CHASSIS COMPONENTS**  
(b)        which was filed on        and titled         
(c)        which was filed on        and known as Application No.       , titled       

AND WHEREAS, Network Appliance, Inc. (hereinafter ASSIGNEE), a corporation organized and existing under the laws of Delaware, and having its principal place of business at 495 East Java Drive, Sunnyvale, CA 94089, is desirous of acquiring our entire right, title and interest in and to the invention, and in and to the said application and any Patent that may issue thereon:

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR does hereby sell, assign and transfer unto ASSIGNEE, its successors, assigns and legal representatives its entire right, title and interest in and to said invention and in and to said application and all patents which may be granted therefore, and all divisions, reissues, substitutions, continuations, continuations-in-part and extensions thereof; and ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks to issue all patents for said invention, or patents resulting therefrom, insofar as ASSIGNOR's interest is concerned, to the said ASSIGNEE of ASSIGNOR's entire right, title and interest.


ASSIGNOR also hereby sells and assigns to said ASSIGNEE, its successors, assigns and legal representatives the full and exclusive rights, title and interest to the invention disclosed in said application throughout the world, including the right to file applications and obtain patents, utility models, industrial models and designs for said invention in its own name throughout the world including all rights of priority, all rights to publish cautionary notices reserving ownership of said invention and all rights to register said invention in appropriate registries; and

ASSIGNOR further agrees to execute any and all powers of attorney, applications, assignments, declarations, affidavits, and any other papers in connection therewith necessary to perfect such rights, title and interest in ASSIGNEE, its successors, assigns and legal representatives.

ASSIGNOR hereby further agrees to communicate with said ASSIGNEE, or its successors, assigns and legal representatives, any facts known to us respecting any improvements; and, at the expense of said ASSIGNEE, to testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, continuation-in-part, reissue and substitute applications, make all lawful oaths, and generally do everything possible to vest title in said ASSIGNEE and to aid said ASSIGNEE, its successors, assigns and legal representatives to obtain and enforce proper protection for said invention in all countries.

ASSIGNOR hereby grant(s) the firm of SUTER • WEST • SWANTZ PC LLO or its agents the power to insert on this assignment any further identification, including but not limited to application number(s) and filing dates, which may be necessary or desirable in order to comply with any rule or request of the United States Patent and Trademark office for the purposes of recording this document.

Signed at Network Appliance in the County of Santa Clara, State of California,  
this 2 day of May, 2006.

  
Michael Szelong

STATE OF CALIFORNIA )

COUNTY OF Santa Clara )


On May 2, 2006 [date], before me, Lola Rodriguez  
[Name and Title of Officer, e.g. Jane Doe, Notary Public], personally appeared Michael Szelong,

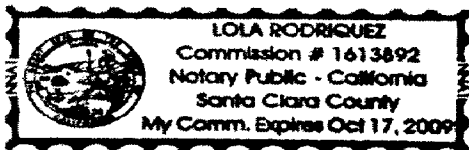
☐ personally known to me  
☒ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged  
to me that he/she/they executed the same in his/~~her/their~~ authorized capacity(ies), and that by  
his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the  
person(s) acted, executed the instrument.

WITNESS my hand and official seal.

(SEAL)

  
Notary Public



Signed at San Jose, CA, in the County of Santa Clara, State of California,  
this 16 day of August 16, 2006.

[Signature]  
Keith Son

STATE OF CALIFORNIA )

COUNTY OF Santa Clara )

On 8/16/06 [date], before me, Lola Rodriguez  
[Name and Title of Officer, e.g. Jane Doe, Notary Public], personally appeared Keith Son,

☐ personally known to me  
☒ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged  
to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by  
his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the  
person(s) acted, executed the instrument.

WITNESS my hand and official seal.

(SEAL)



[Signature]  
Notary Public