

**PATENT ASSIGNMENT**

Electronic Version v1.1  
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<b>SUBMISSION TYPE:</b>		NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>		ASSIGNMENT
<b>CONVEYING PARTY DATA</b>		
<b>Name</b>		<b>Execution Date</b>
Joseph L. Temple III		09/12/2006
<b>RECEIVING PARTY DATA</b>		
<b>Name:</b>	International Business Machines Corporation	
<b>Street Address:</b>	New Orchard Road	
<b>City:</b>	Armonk	
<b>State/Country:</b>	NEW YORK	
<b>Postal Code:</b>	10504	
<b>PROPERTY NUMBERS Total: 1</b>		
<b>Property Type</b>	<b>Number</b>	
Application Number:	11531338	
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<b>ATTORNEY DOCKET NUMBER:</b>	POU920060151US1	
<b>NAME OF SUBMITTER:</b>	David A. Fox	
<b>Total Attachments: 2</b> source=assignment#page1.tif source=assignment#page2.tif		

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IBM DOCKET NO. POU920060151US1

## A S S I G N M E N T

Whereas, we,

- (1) Joseph L. Temple, III of 312 Hook Street, City of Hurley,  
County of Ulster and State of New York 12443;

have invented certain improvements in

METHOD, COMPUTER PROGRAM PRODUCT AND SYSTEM FOR MANAGING USAGE OF MARGINAL  
CAPACITY OF COMPUTER RESOURCES

and executed, respectively, a United States patent application therefore on  
(Dates Inventors Signed Declaration)

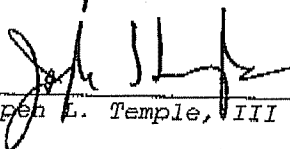
(1) Sept 12, 2006.

Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefore;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, I, the above named, hereby sell, assign, and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and I request the Commissioner of Patents to issue any Letters Patent granted upon the invention set forth in said application to IBM, its successors and assigns; and I hereby agree that IBM may apply for foreign Letters Patent on said invention and I will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

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(1) Signed at Herby, NY on Sept 12, 2006.

  
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Joseph L. Temple, III