

09-08-2006

1.US/1, 2000.2.US/2, 2001, 2002, 2003  
U.S. DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

Form PTO-1595 (Rev. 07/05)  
OMB No. 0651-0027 (exp. 6/30/2008)



103303786

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)

International Securities Exchange, Inc.,  
a Delaware Corporation.

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

3. Nature of conveyance/Execution Date(s):

Execution Date(s) August 10, 2006

- Assignment  Merger
- Security Agreement  Change of Name
- Joint Research Agreement
- Government Interest Assignment
- Executive Order 9424, Confirmatory License
- Other

2. Name and address of receiving party(ies)

Name: \_\_\_\_\_

Internal Address: International Securities Exchange, LLC,  
a Delaware Limited Liability Company.

Street Address: 60 Broad Street

City: New York

State: New York

Country: U.S.A. Zip: 10004

Additional name(s) & address(es) attached?  Yes  No

4. Application or patent number(s):

This document is being filed together with a new application.

A. Patent Application No.(s)

10/418908  
10/771993  
11/222141

B. Patent No.(s)

6,618,707  
6,405,180  
6,377,940

Additional numbers attached?  Yes  No

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

Name: Stephen J. Lieb

Internal Address: FROMMER LAWRENCE & HAUG LLP

Street Address: 745 Fifth Avenue

City: New York

State: New York Zip: 10151

Phone Number: (212) 588-0800

Fax Number: (212) 588-0500

Email Address: slieb@flhlaw.com

6. Total number of applications and patents involved: 6

7. Total fee (37 CFR 1.21(h) & 3.41) 240.00

- 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 \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number \_\_\_\_\_

Authorized User Name \_\_\_\_\_

9. Signature:

*Stephen J. Lieb*  
Signature

September 1, 2006

Date

DBYRNE 00000046 10418908

Stephen J. Lieb

Name of Person Signing

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

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, 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: 018260 FRAME: 0080

09/07/2006  
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OFFICE OF PUBLIC RECORDS  
2006 SEP -6 PM 2:44  
FINANCE SECTION

9-6-06

# Delaware

PAGE 1

*The First State*

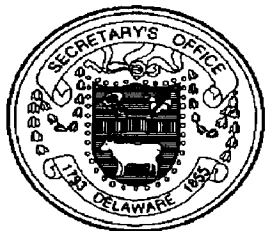
I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"INTERNATIONAL SECURITIES EXCHANGE, INC.", A DELAWARE CORPORATION,

WITH AND INTO "INTERNATIONAL SECURITIES EXCHANGE, LLC" UNDER THE NAME OF "INTERNATIONAL SECURITIES EXCHANGE, LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE THIRTY-FIRST DAY OF AUGUST, A.D. 2006, AT 11:37 O'CLOCK A.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF MERGER IS THE FIRST DAY OF SEPTEMBER, A.D. 2006, AT 12:01 O'CLOCK A.M.

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



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*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 5013802

DATE: 08-31-06

PATENT  
REEL: 018260 FRAME: 0081

**CERTIFICATE OF MERGER**

merging

**INTERNATIONAL SECURITIES EXCHANGE, INC.**

(a Delaware corporation)

into

**INTERNATIONAL SECURITIES EXCHANGE, LLC**

(a Delaware limited liability company)

\* \* \* \* \*

Pursuant to the provisions of Section 264 of the General Corporation Law of the State of Delaware (the "DGCL") and Section 18-209 of the Delaware Limited Liability Company Act (the "Act"), International Securities Exchange, LLC ("ISE, LLC"), a Delaware limited liability company, as the surviving entity in the merger of International Securities Exchange, Inc. ("ISE, Inc."), a Delaware corporation, into ISE, LLC,

DOES HEREBY CERTIFY:

FIRST: The names and jurisdictions of formation of the corporation and the limited liability company in the merger are as follows:

- (a) International Securities Exchange, Inc., a corporation incorporated under the laws of the State of Delaware; and
- (b) International Securities Exchange, LLC, a limited liability company formed under the laws of the State of Delaware;

SECOND: A Plan and Agreement of Reorganization and Merger has been approved, adopted, certified, executed, and acknowledged by each of the aforesaid constituent entities in accordance with the provisions of Section 264 of the DGCL and Section 18-209 of the Act;

THIRD: The name of the surviving entity in the merger is International Securities Exchange, LLC;

FOURTH: Pursuant to the merger, the Limited Liability Company Agreement (the "LLC Agreement") and the Constitution (the "LLC Constitution") of ISE, LLC shall be and constitute the LLC Agreement and the LLC Constitution of the surviving entity until the same shall be altered, amended or changed in accordance with its respective terms and applicable law;

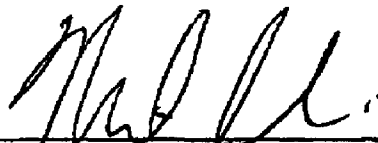
FIFTH: An executed copy of the Plan and Agreement of Reorganization and Merger between the aforesaid constituent entities is on file at the principal place of business of ISE, LLC at 60 Broad Street, New York, New York 10004;

SIXTH: A copy of the aforesaid Plan and Agreement of Reorganization and Merger will be furnished by ISE, LLC, on request and without cost, to any stockholder or member of each of the aforesaid constituent entities; and

SEVENTH: The merger herein certified shall become effective at 12:01 a.m. on September 1, 2006.

Executed on this 10<sup>th</sup> day of August, 2006.

INTERNATIONAL SECURITIES  
EXCHANGE, LLC

By:   
Name: Michael J. Simon  
Title: General Counsel, Chief  
Regulatory Officer & Secretary