

PATENT ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	CHANGE OF NAME
CONVEYING PARTY DATA	
Name	Execution Date
TimesTen Performance Software Company	11/13/2002
RECEIVING PARTY DATA	
Name:	TimesTen, Inc.
Street Address:	800 West El Camino Real
City:	Mountain View
State/Country:	CALIFORNIA
Postal Code:	94040
PROPERTY NUMBERS Total: 1	
Property Type	Number
Application Number:	10636361
CORRESPONDENCE DATA	
Fax Number:	(503)274-4622
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	5032223613
Email:	suelukas-werner@techlaw.com
Correspondent Name:	Marger Johnson & McCollom PC
Address Line 1:	210 SW Morrison St., Ste. 400
Address Line 4:	Portland, OREGON 97204
ATTORNEY DOCKET NUMBER:	32220-003
NAME OF SUBMITTER:	Stephen S. Ford
Total Attachments: 5 source=Name Change Document 4-13-07#page1.tif source=Name Change Document 4-13-07#page2.tif source=Name Change Document 4-13-07#page3.tif source=Name Change Document 4-13-07#page4.tif source=Name Change Document 4-13-07#page5.tif	

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PATENT

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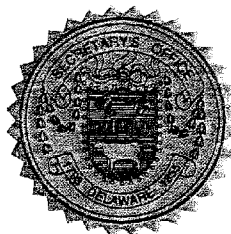
REEL: 019157 FRAME: 0911

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 AMENDMENT OF "TIMESTEN PERFORMANCE SOFTWARE COMPANY", CHANGING ITS NAME FROM "TIMESTEN PERFORMANCE SOFTWARE COMPANY" TO "TIMESTEN, INC.", FILED IN THIS OFFICE ON THE FIFTEENTH DAY OF NOVEMBER, A.D. 2002, AT 9 O'CLOCK A.M.



2658832 8100

060590583

Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 4838928

DATE: 06-20-06

PATENT

REEL: 019157 FRAME: 0912

**CERTIFICATE OF AMENDMENT OF
CERTIFICATE OF INCORPORATION OF
TIMESTEN PERFORMANCE SOFTWARE COMPANY**

TIMESTEN PERFORMANCE SOFTWARE COMPANY, a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware (the "Corporation"), DOES HEREBY CERTIFY:

FIRST: The present name of the Corporation is **TIMESTEN PERFORMANCE SOFTWARE COMPANY**. The name under which the Corporation was originally incorporated was **DATA~~X~~EL CORPORATION**.

SECOND: The date on which the Certificate of Incorporation of the Corporation was originally filed with the Secretary of State of the State of Delaware was September 3, 1996.

THIRD: The Board of Directors of the Corporation, acting in accordance with the provisions of Sections 141 and 242 of the General Corporation Law of the State of Delaware, adopted resolutions amending its Certificate of Incorporation as follows:

Article I shall be amended and restated to read in its entirety as follows:

"The name of this corporation is **TIMESTEN, INC.**"

Article IV(B)(1)(b) shall be amended and restated to read in its entirety as follows:

"b. So long as any shares of Preferred Series shall be outstanding, no dividend, whether in cash or property, shall be paid or declared, nor shall any other distribution be made, on any Junior Stock, nor shall any shares of any Junior Stock of the Company be purchased, redeemed, or otherwise acquired for value by the Company until all dividends (set forth in Section 1(a) above) on the Preferred Series shall have been paid or declared and set apart. In the event dividends are paid on any share of Common Stock, an additional dividend shall be paid with respect to all outstanding shares of Preferred Series in an amount equal per share (on an as-if-converted to Common Stock basis) to the amount paid or set aside for each share of Common Stock. The provisions of this Section 1(b) shall not, however, apply to (i) a dividend payable in Common Stock, (ii) the acquisition of shares of any Junior Stock in exchange for shares of any other Junior Stock, (iii) acquisitions of Common Stock by the Company pursuant to agreements which permit the Company to repurchase such shares at cost (or if less than cost, at fair market value) upon termination of services to the Company or in exercise of the Company's right of first refusal upon a proposed transfer, or (iv) any repurchase of any outstanding securities of the Company that is not covered by clause (iii) above and is approved by the Company's Board of Directors and the Stockholders in accordance with Section 2(b)(iv)."

Article IV(B)(2)(b)(iv) shall be amended and restated to read in its entirety as follows:

“(iv) Any redemption, repurchase, payment of dividends or other distributions with respect to Junior Stock (except for acquisitions of Common Stock by the Company pursuant to agreements which permit the Company to repurchase such shares at cost (or if less than cost, at fair market value) upon termination of services to the Company);”

FOURTH: Thereafter pursuant to a resolution of the Board of Directors, this Certificate of Amendment was submitted to the stockholders of the Corporation for their approval, and was duly adopted by written consent in accordance with the provisions of Sections 228 and 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, TIMESTEN PERFORMANCE SOFTWARE COMPANY has caused this Certificate of Amendment to be signed by its Chief Executive Officer and attested to by its Secretary this 13th day of November, 2002.

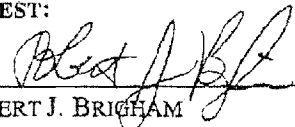
TIMESTEN PERFORMANCE SOFTWARE COMPANY

By: 

JAMES GROFF

CHIEF EXECUTIVE OFFICER

ATTEST:


ROBERT J. BRIGHAM
SECRETARY

TIMES TEN, LLC
315 N. Charles Street
Baltimore, Maryland 21201
410-385-2000, Ext. 123
Fax: 410-727-1362

November 13, 2002

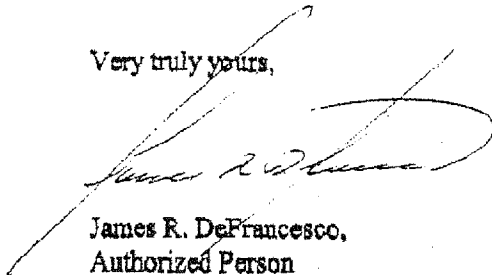
State of Delaware
Division of Corporations
401 Federal Street, Suite 4
Dover, Delaware 19901

Re: Consent to Use of Similar Name

Dear Sirs:

Please be advised that Times Ten, LLC, a Delaware limited liability company, does not object to the filing by Times Ten Performance Software Company, a Delaware corporation (hereinafter, the "Corporation"), of a Certificate of Amendment with your office changing the name of the Corporation to "TimesTen, Inc." and the subsequent use of that corporate name by the Corporation.

Very truly yours,



James R. DeFrancesco,
Authorized Person