

PATENT ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	10/16/2003
CONVEYING PARTY DATA	
Name	Execution Date
Brio Software, Inc.	10/16/2003
RECEIVING PARTY DATA	
Name:	Hyperion Solutions Corporation
Street Address:	5450 Great America Parkway
City:	Santa Clara
State/Country:	CALIFORNIA
Postal Code:	95054
PROPERTY NUMBERS Total: 1	
Property Type	Number
Application Number:	11838071
CORRESPONDENCE DATA	
Fax Number:	(214)978-3099
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	(214) 978-3000
Email:	angela.l.young@bakernet.com
Correspondent Name:	Baker & McKenzie LLP
Address Line 1:	2001 Ross Ave., Suite 2300
Address Line 4:	Dallas, TEXAS 75201
ATTORNEY DOCKET NUMBER:	68146988.715CON
NAME OF SUBMITTER:	Richard V. Wells
Total Attachments: 3 source=assignmerger200101Con#page1.tif source=assignmerger200101Con#page2.tif source=assignmerger200101Con#page3.tif	

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CERTIFICATE OF OWNERSHIP AND MERGER

MERGING

BRIO SOFTWARE, INC.

WITH AND INTO

HYPERION SOLUTIONS CORPORATION

Pursuant to Section 253 of the Delaware General Corporation Law

Hyperion Solutions Corporation, a Delaware corporation (the "Corporation"),
HEREBY CERTIFIES AS FOLLOWS:

FIRST: The Corporation is a corporation incorporated on April 12, 1991 under the laws of the State of Delaware.

SECOND: The Corporation owns all the outstanding capital stock of Brio Software, Inc., a corporation incorporated on February 19, 1998, under the laws of the State of Delaware ("Subsidiary").

THIRD: The Corporation, by the following resolutions of its Board of Directors, duly adopted by unanimous written consent of its members, filed with the minutes of its Board of Directors, as of October 4, 2003, determined to merge Subsidiary with and into the Corporation:

RESOLVED, that the Corporation merge Brio Software, Inc., a Delaware corporation ("Subsidiary"), with and into the Corporation (the "Merger"), pursuant to Section 253 of the Delaware General Corporation Law;

RESOLVED, that the Merger shall become effective at the time (the "Effective Time") of the filing of a Certificate of Ownership and Merger with the Secretary of State of the State of Delaware in accordance with the provisions of the Delaware General Corporation Law;

RESOLVED, that, at the Effective Time, Subsidiary shall be merged with and into the Corporation, the separate existence of Subsidiary shall cease, and the Corporation shall be the surviving corporation (the "Surviving Corporation"), and the Surviving Corporation, without further action, shall possess all the rights, privileges, powers and franchises, public and private, of both the Corporation and Subsidiary and shall be subject to all the debts, liabilities, obligations, restrictions, disabilities and duties of both the Corporation and Subsidiary;

RESOLVED, that the Certificate of Incorporation and By-laws of the Corporation, as in effect immediately prior to the Effective Time, shall be the Certificate of

Incorporation and By-laws of the Surviving Corporation until thereafter amended as provided by law or such Certificate of Incorporation;

RESOLVED, that, at the Effective Time, each share of the common stock, par value \$0.001 per share, of Subsidiary that is issued and outstanding immediately prior to the Effective Time, shall be deemed cancelled;

RESOLVED, that, at the Effective Time, each share of the common stock, par value \$0.001 per share, of the Corporation that is issued and outstanding immediately prior to the Effective Time, shall remain outstanding following the Effective Time;

RESOLVED, that the directors and officers of the Corporation as of the Effective Time shall be the directors and officers of the Surviving Corporation, until their successors are duly elected or appointed; and

RESOLVED, that the proper officers of the Corporation be, and each of them acting alone hereby is, authorized to take all actions and to prepare, execute, deliver and file all agreements, instruments, documents and certificates in the name and on behalf of the Corporation, and under its corporate seal or otherwise, and to pay all such fees and expenses as they, or any one of them, may deem necessary, proper or advisable in order to effect the Merger.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the Corporation has caused this Certificate of Ownership and Merger to be signed by David W. Odell, its Chief Financial Officer, as of this 16th day of October, 2003.

HYPERION SOLUTIONS CORPORATION

By: /s/ David W. Odell

Name: David W. Odell

Title: Chief Financial Officer