

PATENT ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:

NEW ASSIGNMENT

NATURE OF CONVEYANCE:

ASSIGNMENT

CONVEYING PARTY DATA

Name	Execution Date
Clay Davis	11/17/2000
Walter L. Bodwell	11/17/2000
Michael C. Klobe	11/17/2000

RECEIVING PARTY DATA

Name:	BMC Software, Inc.
Street Address:	2101 City West Boulevard
City:	Houston
State/Country:	TEXAS
Postal Code:	77042

PROPERTY NUMBERS Total: 1

Property Type	Number
Application Number:	11051564

CORRESPONDENCE DATA

Fax Number: (512)371-9088

*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

Phone: 5126379220

Email: bcross@sprinklelaw.com

Correspondent Name: Ari G. Akmal

Address Line 1: 1301 W. 25th St., Ste. 408

Address Line 4: Austin, TEXAS 78705

ATTORNEY DOCKET NUMBER:

BMC1110-2

NAME OF SUBMITTER:

Ari G. Akmal

Total Attachments: 4

source=BMC1110-2-Assignment-Recordation#page1.tif

source=BMC1110-2-Assignment-Recordation#page2.tif

PATENT

REEL: 019966 FRAME: 0485

500376296

CH \$40.00 11051564

source=BMC1110-2-Assignment-Recordation#page3.tif

source=BMC1110-2-Assignment-Recordation#page4.tif

# **RECORDATION FORM COVER SHEET PATENTS ONLY**

To the Honorable Commissioner for Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of Conveying party(ies):

**Clay Davis  
Walter L. Bodwell  
Michael C. Klobe**

Additional name(s) of conveying party(ies)  
Attached? ☐ Yes ☒ **No**

2. Name and address of receiving Party(ies):

**BMC Software, Inc.  
2101 City West Boulevard  
Houston, TX 77042**

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

3. Nature of conveyance:

☒ **Assignment** ☐ : Merger  
☐ : Security Agreement ☐ : Change of name  
☐ : Other:

Execution Date: **11/17/2000**

Application number(s) or patent number(s):

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

A. Patent Application No.(s) **11/051,564**

B. Patent No.(s)

Additional numbers attached? ☐ Yes : ☒ **No**

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

Name **Customer No. 44654  
Sprinkle IP Law Group  
1301 W. 25<sup>th</sup> Street, Suite 408  
Austin, Texas 78705**

6. Total number of Applications and patents  
involved: **1**

7. Total fee (37 CFR 3.41).... **\$ 40.00**

8. ☐ Enclosed

9. ☒ **Authorized to charge the recordation fee or any  
underpayment to deposit account No. 50-3183.**

DO NOT USE THIS SPACE

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*

**Ari G. Akmal  
Reg. No. 51,388**

**Date**

**10-16-07**

## **Certificate of Transmission Under 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited  
electronically using the United States Patent Office EFS-Web  
system on **10/16/2007**

**Brenda Cross**  
Signature

**Brenda Cross**  
Printed Name

Total number of pages including cover sheet, attachments, and document: **4**

ASSIGNMENT

This Assignment is made by Clay Davis, Walter R. Bodwell, and Michael C. Klobe, all of Austin, Texas ("Assignors").

WHEREAS, Assignors have invented a new and useful invention entitled **A System and Method for Replaying a Predefined Path Through the Internet**, for which an application for United States Letters Patent was made, said application having been filed on November 10, 2000 and accorded Serial No. 09/710,212; and

WHEREAS, Assignors believe themselves to be the original inventors of the invention disclosed and claimed in said application for Letters Patent; and

WHEREAS, the parties desire to have a recordable instrument assigning the entire right, title and interest in and to said invention, said application and any Letters Patent that may be granted for said inventions in the United States and throughout the world;

NOW, THEREFORE, in accordance with the obligations to assign the invention and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors sell, assign, and transfer to **BMC Software, Inc.** (hereinafter referred to as "Assignee"), the entire right, title, and interest in and to said invention, said application and any Letters Patent that may be granted for said invention in the United States and throughout the world, including the right to file foreign applications directly in the name of the Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties, or otherwise.

Assignors agree that, upon request and without further compensation, but at no expense to Assignors, they and/or their legal representatives and assigns will do all lawful acts, including the execution of papers and the giving of testimony, that may be necessary or desirable for obtaining, sustaining, reissuing, or enforcing Letters Patent in the United States and throughout the world for said invention, and for perfecting, recording, or maintaining the title of Assignee, its successors and assigns, to said invention, said application, and any Letters Patent granted for said invention in the United States and throughout the world.

Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted herein.

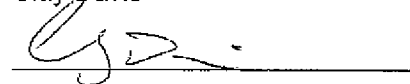
Assignors authorize and request the Assistant Commissioner for Patents of the United States and of all foreign countries to issue any Letters Patent granted for said invention, whether on said application or on any subsequently filed divisional, continuation, continuation-in-part or reissue application, to Assignee, its successors and assigns, as the assignee of the entire interest in said invention.

IN WITNESS WHEREOF, Assignors have executed this Assignment on the date provided below.

Full name of second inventor:

Clay Davis

Inventor's signature:



Date:

11/17/00

Residence (City, County, State)

Austin, Travis, Texas

Citizenship:

United States of America

Post Office Address:

10723 Cassia Drive  
Austin, Texas 78759

---

Full name of first inventor:

Walter R. Bodwell

Inventor's signature:



Date:

11/17/00

Residence (City, County, State)

Austin, Travis, Texas

Citizenship:

United States of America


Post Office Address:

12320 Alameda Trace Circle, No. 306  
Austin, Texas 78727

Full name of third inventor:

Michael C. Klobe

Inventor's signature:



Date:

11.17.2000

Residence (City, County, State)

Austin, Travis, Texas

Citizenship:

United States of America

Post Office Address:

2302 North Shields Drive  
Austin, Texas 78727

AU4047876.1  
2102024-991111