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11-21-2007



Attorney Docket No.: 006518.P001

103463183

To the Director of the United States Patent and Trademark Office, 1000 ...

... attached original documents or the new address(es) below.

**1. Name of conveying party(ies)/Execution Date(s):**

Intellambda Systems, Inc.

Execution Date(s): November 16, 2007

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No**3. Nature of Conveyance**

- ☐ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Government Interest Assignment  
☐ Executive Order 9424 Confirmatory License  
☒ Other: Court Order

**4. Application number(s) or patent number(s):**

10/867,948

Additional numbers attached? ☒ Yes ☐ No**5. Name and address of party to whom correspondence concerning document should be mailed:**

Name: Blakely, Sokoloff, Taylor &amp; Zafman LLP

Internal Address:

Street Address: 1279 Oakmead Parkway

City: Sunnyvale

State: California Zip: 94085-4040

Phone Number: 408-720-8300

Fax Number: 408-720-8383

Email Address:

**9. Signature:**

Signature

Daniel M. DeVos, Reg. No. 37,813

Name of Person Signing

**2. Name and address of receiving party(ies):**

Name: New World TMT Limited, a Cayman Islands corporation

Internal Address:

Street Address: New World Tower, 18 Queen's Road, Central District

City: Hong Kong

State:

Country: Hong Kong Zip:

Country:

Additional name(s) & address(es) attached? ☐ Yes ☒ No☐ This document is being filed together with a new application.

B.

**6. Total number of applications and patents involved:**

28

**7. Total Fee (37 CFR 1.21(h) & 3.41)..... \$40.00**

- ☐ 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: 02-2666  
Authorized User Name: Daniel M. DeVos

11/16/07  
Date

Total number of pages including cover sheet, attachments, and documents: 17

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, Virginia 22313-1450

Attorney Docket No.: 006518.P001

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Based on Form PTO-1595 (Rev. 09/04) as modified by BLAKELY, SOKOLOFF, TAYLOR &amp; ZAFMAN LLP on 06/01/05

**Listing of Intellambda U.S. Application Numbers and Patents:**

10/455,933  
10/626,055  
10/626,363  
10/862,181  
10/754,931  
10/862,142  
10/785,597  
11/060,562  
10/781,227  
10/781,080  
11/064,330  
60/547,272  
10/785,617  
10/785,618  
10/785,619  
11/220,630  
60/608,570  
60/688,166  
11/215,068  
60/611,927  
60/688,203  
11/356,918  
60/656,635  
11/356,545  
60/656,769  
11/546,676  
60/725,728

Attorney Docket No.: 006518.P001

**PATENT**  
**REEL: 020161 FRAME: 0328**

1 RONALD M. OSTER (SB# 57954)  
ronaldoster@paulhastings.com  
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5 Twenty-Fifth Floor  
Los Angeles, CA 90071-2228  
6 Telephone: (213) 683-6000  
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7

Attorneys for Plaintiff  
8 NEW WORLD TMT LIMITED

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11

12 NEW WORLD TMT LIMITED, a Cayman  
Islands corporation,

13 Plaintiffs,  
14

15 vs.

16 INTELLAMBDA SYSTEMS, INC., a  
Delaware corporation; WELLTIME  
17 INDUSTRIES, LTD., a British Virgin  
Islands Company, and JIANPING  
"TONY" QU, an individual,  
18

19 Defendants.  
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CASE NO. C06-05564 SI (JL)

**PLAINTIFF NEW WORLD TMT  
LIMITED'S NOTICE OF ENTRY OF  
ORDER GRANTING PLAINTIFF'S  
MOTION FOR ASSIGNMENT ORDER,  
AND ENTRY OF JUDGMENT AGAINST  
DEFENDANTS**

Judge: Hon. Susan Illston  
Date: October 19, 2007  
Time: 9:00 a.m.  
Courtroom: 10

**TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

**PLEASE TAKE NOTICE** that on October 22, 2007, the Court entered and filed its Order Granting New World TMT Limited's Motion for Assignment Order, and Judgment Against Defendants Jianping "Tony" Qu and Intellambda Systems, Inc. True and correct copies of the Order and Judgment are attached hereto as Exhibits A and B, respectively.

DATED: October 22, 2007

RONALD M. OSTER  
DENNIS S. ELLIS  
JOSHUA G. HAMILTON  
PAUL, HASTINGS, JANOFSKY & WALKER LLP

By: /s/ Ronald M. Oster  
RONALD M. OSTER

Attorneys for Plaintiff  
NEW WORLD TMT LIMITED

# **EXHIBIT A**

1 RONALD M. OSTER (SB# 57954)  
ronaldoster@paulhastings.com  
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7 Attorneys for Plaintiff  
8 NEW WORLD TMT LIMITED

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA

11  
12 NEW WORLD TMT LIMITED, a Cayman  
Islands corporation,

13 Plaintiffs,

14 vs.

15 INTELLAMBDA SYSTEMS, INC., a  
16 Delaware corporation; WELLTIME  
INDUSTRIES, LTD., a British Virgin  
17 Islands Company, and JIANPING  
"TONY" QU, an individual,

18 Defendants.  
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CASE NO. C06-05564 SI (JL)

**[PROPOSED] ORDER GRANTING NEW  
WORLD TMT LIMITED'S MOTION FOR  
ASSIGNMENT ORDER**

Judge: Hon. Susan Illston  
Date: October 19, 2007  
Time: 9:00 a.m.  
Courtroom: 10

The Motion for Assignment Order of New World TMT Limited came on for hearing on October 19, 2007 at 9:00 a.m., before the Hon. Susan Illston in Courtroom 10 of the above entitled court with appearances for counsel as follows: Ronald Oster appeared for the judgment creditor, New World TMT Limited ("New World") and the judgment debtor, Intellambda Systems, Inc. ("Intellambda"), did not appear. The Court having considered the motion and good cause appearing:

IT IS HEREBY ORDERED that New World's Motion for Assignment Order is GRANTED.

IT IS FURTHER ORDERED THAT the following rights of Judgment Debtor, Intellambda Systems, Inc., be, and hereby are, assigned to the judgment creditor, New World TMT Limited:

**(a) All rights pertaining to and arising from the following United States Patents:**

United States Patent Number 7,142,746 "Optical Backplane system"

United States Patent Number 7,174,066 "Method and an apparatus to detect signal failure on a per wavelength basis"

United States Patent Number 7,283,741 entitled "optical redoubtable redundancy scheme"

**(b) All rights pertaining to and arising from the following pending patents:**

Serial Number 10/867,948 entitled "optical switch matrix" filed June 14, 2004

Serial Number 10/455,933 entitled "optical network topology databases on a set of connectivity constraints" filed June 6, 2003

Serial Number 10/626,055 entitled "quality of service based optical network topology databases" filed July 23, 2003.

Serial Number 10/626,363 entitled "source based scheme to establish communication paths in an optical network" filed July 23, 2003

1 Serial Number 10/862,181 entitled "selective distribution messaging  
2 scheme for an optical network" filed June 3, 2004

3 Serial Number 4754452.3 entitled "optical network topology  
4 databases and optical network operations – EPO" filed June 4, 2004

5 Serial Number 2006-515218 entitled "optical network topology  
6 databases and optical network operations – Japan" filed June 4,  
7 2004

8 Serial Number US2004/17845 entitled "optical network topology  
9 databases and optical network operations – PCT" filed on June 4,

10 Serial Number 10/754,931 entitled "method and apparatus for a  
11 network database in an optical network" filed January 9, 2004

12 Serial Number 4754359 entitled "optical network database and  
13 optical reroutable redundancy scheme – EPO" filed June 4, 2004

14 Serial Number US2004/17735 entitled "optical network database  
15 and optical reroutable redundancy scheme – PCT" filed June 4,  
16 2004

17 Serial Number 10/785,597 entitled "fast fault notifications of an  
18 optical network" filed February 23, 2004

19 Serial Number 11/060,562 entitled "reroutable protection schemes  
20 of an optical network" filed February 16, 2005

21 Serial Number US2005/005397 entitled "reroutable protection  
22 schemes of an optical network – CIP – PCT" filed February 17,  
23 2005.

24 Serial Number 10/781,227 entitled "methods and apparatuses for  
25 handling multiple failures in an optical network" filed February 17,  
26 2004

27 Serial Number 10/781,080 entitled "multiple redundancy schemes  
28 in an optical network" filed February 17, 2004

Serial Number 11/064,330 entitled "method and apparatus for  
optical performance monitoring" filed February 22, 2005

Serial Number 616523.7 entitled "a method and apparatus for  
optical performance monitoring – EPO" filed February 23, 2005

Serial Number US2005/006026 entitled "a method and apparatus  
for optical performance monitoring – PCT" filed February 23, 2005

Serial Number 60/547,272 entitled "method and apparatus for  
optical performance monitoring" filed February 23, 2004

Serial Number 10/785,617 entitled "method and apparatus to  
automatically verify connectivity within an optical network node"  
filed February 23, 2004



Serial Number 10/785,618 entitled "method and an apparatus to provide optical equipment protection" filed February 23, 2004

Serial Number US2006/021986 entitled "quality of service in an optical network - PCT" filed June 6, 2006

Serial Number 11/215,068 entitled "optical switches" filed August 29, 2005

Serial Number US2006021990 entitled "aggregating optical network device - PCT" filed June 6, 2006

Serial Number 11/356,918 entitled "error detection and recovery of an optical network element" filed February 16, 2006

Serial Number EP06735913.3 entitled "error detection and recovery of an optical network element" filed February 24, 2006

Serial Number PCT/US2006/06433 entitled "error detection and recovery of an optical network element - PCT" filed February 24, 2006

Serial Number 11/356,545 entitled "inter-module communications of an optical network element" filed February 16, 2006

Serial Number EP06736056.0 entitled "inter-module communications of an optical network element" filed February 24, 2006

Serial Number PCT/US2006/006633 entitled "inter-module communications of an optical network element - PCT" filed February 24, 2006

Serial Number 11/546,676 entitled "modular wss based communications system with colourless add/drop interfaces" filed October 11, 2006

Serial Number 60/725,728 entitled "modular WSS based communications system" filed October 11, 2005

**(c) All rights pertaining to and arising from the following expired patent applications:**

Serial Number 60/608,570 entitled "optical backplane system" filed September 9, 2004

Serial Number 60/688,166 entitled "quality of service in an optical network" filed June 6, 2005

Serial Number 60/688/203 entitled "electrically switched optical protection for aggregating optical network device" filed June 6, 2005

Serial Number 60/656,635 entitled "error detection and recovery of

an optical network element" filed February 25, 2005

Serial Number 60/656,769 entitled "inter-module communications of an optical network element" filed February 25, 2005

(d) Title to the following tangible property attendant to the above listed intellectual property rights:

The following lab equipment:

- (2) Tunable Laser Source
- (4) Optical Spectrum Analyzer
- (1) Tektronic 2465B 400MHz scope
- (1) Tektronix TDS 3045B o'scope
- (1) Tektronix TDS 3032 o'scope
- (1) Firebird 6000A Communication Analyzer
- (1) Agilent OmniBER 718 SONET tester
- (2) HP16702A Logic Analyzer
- (1) Agilent DCA 86100A oscilloscope
- (1) Agilent Infinium 500Hz o'scope
- (1) USB GPIB Interface
- (1) ANDO AQ8204 frame controller
- (2) ANDO AQ8201-43 1x12 Optical switch module
- (1) ANDO AQ8201-412 1x2 Optical switch module
- (1) ANDO AQ8201-22M Optical attenuator module
- (1) ANDO AQ8201-21 OPM module
- (1) ANDO AQ8201-13B ECL module
- (1) FD440 Chromatic test set
- (1) JDSU PS3 PDL meter
- (1) HP 11896A Polarization Controller
- (1) HP 86120C Multimeter
- (1) HP 8648A Signal Generator
- (1) Acterna ANT-20 SONET analyzer with jitter
- (1) Acterna ANT-20 SONET analyzer
- (1) Spirent ADTECT Analyzer
- (1) Spirent Smartbit 200
- (1) Fujikura 30R Fusion Splicer
- (9) Power supply GPR-603D 60V
- (6) Power supply GPS-4303
- (2) Power supply PSP-2010
- (1) Power supply Agilent E3620A
- (3) Power supply Agilent E3630A
- (2) Power supply GPR-1810 HD
- (1) Power Supply GPS-3303
- (8) Xantrex 60V power supply
- (1) Laser fault locator
- (1) JDS Fitel 1x8 switch
- (2) Nettest power meter
- (1) BK Precision Pulse Generator
- (1) Agilent 34970A Data acquisition
- (1) Ixia 400 traffic generator
- (1) Lantronix switch
- (1) HP switch 2650
- (1) JDSU 1x32 optical switch
- (4) Fluke 177 multimeter

- (1) ANDO AQ-2150A optical power meter
- (1) ANDO 2140 optical power meter
- (2) FIS optical power meter
- (1) JDSU PR2000 Polarization Controller
- (2) JDS 1x16 optical switch
- (2) Eigenlight power attenuator
- (1) Luna Technology optical Vector Analyzer
- (1) HP Desigjet 500 PS printer
- (1) HP Desigjet 100 printer
- (5) ADC Power Worx circuit breaker
- (1) 1/2 ton HP sander
- (1) 2 HP 20-in Drill Press
- (1) Hand Notcher
- (1) Aboa Press
- (1) Husky Air Compressor
- (1) Work Force Press

The following optical components:

- (7) Variable gain Pre-amp (type1)
- (20) Fixed +19 dB gain Booster(type2)
- (9) Fixed gain pre-amp (type 3)
- (20) Flat Top AWG
- (21) Gaussian AWG
- (62) 95:5 fiber coupler
- (111) 50:50 fiber coupler
- (102) 1x2 MOM switch- 0012NW350
- (24) 2.5G SFP transceiver 1510 nm
- (29) VOA
- (7) Tunable CD Compensator/circulator
- (17) 10G XFP Transceiver
- (243) 2.5G SFP transceiver 1310 nm
- (22) 2.5Gbps tunable Tx
- (12) Layer 1 flex circuit (terminated)
- (12) Layer 2 flex circuit (terminated)
- (12) Layer 3 flex circuit (terminated)
- (12) Layer 4 flex circuit (terminated)
- (12) Layer 5 flex circuit (terminated)
- (12) Layer 6 flex circuit (terminated)
- (12) Layer 7 flex circuit (terminated)
- (12) Layer 8 flex circuit (terminated)
- (10) Layer 9 flex circuit (terminated)
- (44) EFM to DTM cable
- (405) HBMT.MB.ADPTR:Screw Version
- (450) HBMT Dboard Assy,Dboard Float
- (208) Duplex LC connector ( EFM card)
- (2) MT connector (blue), 12F, dcard
- (5) MT connector (green), 12F, dcard
- (5) MT connector (red), 12F, dcard
- (4) MT connector (yellow), 12F, dcard
- (5) MT connector (yellow), 8F, dcard
- (10) HBMT ( blue) 8F ribbon, 1m-Mtboard
- (198) Diamond,adapter green,F3400
- (47) Diamond,Adapter black,F300BP
- (92) 2X Diamond( F) 3148 backplane Con.

- (14) Diamond back plane cable
- (96) Diamond fiber optic pigtail
- (67) Diamond connector w/open fiber pigtail
- (91) 8-channel photodiode array PDA-8000491
- (42) 2.5Gbps Rx
- (4) OCM
- (79) 8x8 OXC-Beta (Web7)
- (6) OMS switch assembly
- (5) 10G transponder
- (8) 10G transponder

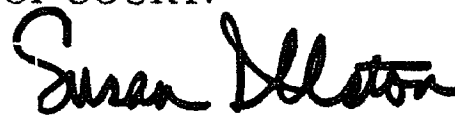
(e) All minor electrical components such as resistors, capacitors, wiring, and other similar electrical components obtained by Taseon from Intellambda in conjunction with the above listed property, the value of which is negligible and in no event shall exceed \$100,000.

(f) All of Intellambda's trade secrets; copyrights; patents, patent applications and patentable inventions; trademarks, service marks, trade names and trade dress and goodwill and moral rights associated therewith; research product plans, developments, inventions, processes, designs, specifications, and algorithms; software (including, but not limited to, source code (including revision histories), object code, and license key mechanisms); know-how and other engineering and technical data; all rights under confidentiality, non-disclosure, inventor's rights and non-competition agreements, end-user licenses and all other proprietary rights, including but not limited to intellectual property and intangible rights (including third party licenses), passwords and security phrases used in connection with the Business.

NOTICE IS HEREBY GIVEN THAT FAILURE BY THE JUDGMENT DEBTOR TO COMPLY WITH THIS ORDER MAY SUBJECT THE JUDGMENT DEBTOR TO CONTEMPT OF COURT.

10/19/07

DATED: \_\_\_\_\_



Honorable Susan Illston,  
Judge of the United States District Court,  
Northern District of California

## **EXHIBIT B**

RONALD M. OSTER (SB# 57954)  
ronaldoster@paulhastings.com  
DENNIS S. ELLIS (SB# 178196)  
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JOSHUA G. HAMILTON (SB# 199610)  
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Attorneys for Plaintiff  
NEW WORLD TMT LIMITED

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

NEW WORLD TMT LIMITED, a Cayman  
Islands corporation,

Plaintiffs,

vs.

INTELLAMBDA SYSTEMS, INC., a  
Delaware corporation; WELLTIME  
INDUSTRIES, LTD., a British Virgin  
Islands Company, and JIANPING  
"TONY" QU, an individual,

Defendants.

CASE NO. C06-05564 SI (JL)

**[PROPOSED] JUDGMENT AGAINST  
DEFENDANTS JIANPING "TONY" QU  
AND INTELLAMBDA SYSTEMS, INC.**

Default Entered Against Jianping "Tony Qu:  
December 7, 2006

Default Entered Against Intellambda Systems,  
Inc.: August 23, 2007

Judge: Hon. Susan Illston  
Date: October 19, 2007  
Time: 9:00 a.m.  
Courtroom: 10

**[NEW WORLD NOTICE OF APPLICATION  
AND APPLICATION FOR COURT  
JUDGMENT BASED UPON DEFAULT AND  
DECLARATION OF ALBERT FILED  
CONCURRENTLY HEREWITH]**

1 This cause came on for hearing on October 19, 2007 before the Honorable Susan  
2 Illston, presiding in Courtroom 10 of the above-entitled court, Dennis S. Ellis and Ronald M.  
3 Oster of Paul, Hastings, Janofsky & Walker LLP appearing for Plaintiff New World TMT  
4 Limited ("New World").  
5

6 It appearing that, the Clerk entered default against Jianping "Tony" Qu on  
7 December 7, 2006, and against Intellambda Systems, Inc. on August 23, 2007, on application of  
8 New World to the Court, and after having heard and considered the evidence,  
9

10 **IT IS HEREBY ORDERED THAT**  
11

12 1. Judgment shall be entered, jointly and severally, against Jianping "Tony"  
13 Qu and Intellambda Systems, Inc. and in favor of New World TMT Limited in the amount of  
14 \$97,000,000.  
15

16 2. Post-judgment interest shall accrue at a rate of ten per cent per annum, each  
17 day following the entry of this Judgment, until the judgment is satisfied.  
18

19 DATED: 10/19/07  
20

21   
22

23 Honorable Susan Illston  
24 Judge of the United States District  
25 Court, Northern District of California  
26  
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**PROOF OF SERVICE**

I, Mel P. Manahan, declare:

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 515 South Flower Street, Twenty-Fifth Floor, Los Angeles, California 90071-2228. On September 13, 2007, I served a copy of the within document(s):

**PROPOSED JUDGMENT AGAINST DEFENDANTS JIANPING "TONY" QU AND INTELLAMBDA SYSTEMS, INC.**

- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California addressed as set forth below.
- ☒ by placing the document(s) listed above in a sealed UPS envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a UPS agent for delivery.

Jianping "Tony" Qu c/o Vincent Lin c/o Prediwave Corporation 48431 Milmont Drive Fremont, CA 94538	Vincent Lin Intellambda Systems, Inc. 46429 Landing Parkway Fremont, CA 94538
Vincent Lin Intellambda Systems, Inc. 46417 Landing Parkway, Suite A Fremont, CA 94538	

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on September 13, 2007, at Los Angeles, California.

  
Mel P. Manahan



**PROOF OF SERVICE**

I, Mel P. Manahan, declare:

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 515 South Flower Street, Twenty-Fifth Floor, Los Angeles, California 90071-2228. On October 22, 2007, I served a copy of the within document(s):

**PLAINTIFF NEW WORLD TMT LIMITED'S NOTICE OF ENTRY OF ORDER GRANTING PLAINTIFF'S MOTION FOR ASSIGNMENT ORDER, AND ENTRY OF JUDGMENT AGAINST DEFENDANTS**

- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California addressed as set forth below.
- ☒ by placing the document(s) listed above in a sealed UPS envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a UPS agent for delivery.

Jianping "Tony" Qu c/o Vincent Lin c/o Prediwave Corporation 48431 Milmont Drive Fremont, CA 94538	Vincent Lin Intellambda Systems, Inc. 46429 Landing Parkway Fremont, CA 94538
Vincent Lin Intellambda Systems, Inc. 46417 Landing Parkway, Suite A Fremont, CA 94538	

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I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on October 22, 2007, at Los Angeles, California.



Mel P. Manahan