

PATENT ASSIGNMENT

Electronic Version v1.1
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SUBMISSION TYPE:	NEW ASSIGNMENT						
NATURE OF CONVEYANCE:	ASSIGNMENT						
CONVEYING PARTY DATA							
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:70%;">Name</th> <th>Execution Date</th> </tr> </thead> <tbody> <tr> <td>W. Jeffrey Mitchem</td> <td>08/11/2003</td> </tr> <tr> <td>Michael E. O'Donnell</td> <td>08/07/2003</td> </tr> </tbody> </table>		Name	Execution Date	W. Jeffrey Mitchem	08/11/2003	Michael E. O'Donnell	08/07/2003
Name	Execution Date						
W. Jeffrey Mitchem	08/11/2003						
Michael E. O'Donnell	08/07/2003						
RECEIVING PARTY DATA							
Name:	McData Corporation						
Street Address:	380 Interlocken Crescent						
City:	Broomfield						
State/Country:	COLORADO						
Postal Code:	80021						
PROPERTY NUMBERS Total: 1							
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:30%;">Property Type</th> <th>Number</th> </tr> </thead> <tbody> <tr> <td>Application Number:</td> <td>12051707</td> </tr> </tbody> </table>		Property Type	Number	Application Number:	12051707		
Property Type	Number						
Application Number:	12051707						
CORRESPONDENCE DATA							
Fax Number:	(720)377-0779						
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>							
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Email:	smcpeak@hkh-law.com						
Correspondent Name:	Damon A. Rieth						
Address Line 1:	1660 Lincoln Street, Suite 3000						
Address Line 2:	Hensley Kim & Holzer, LLC						
Address Line 4:	Denver, COLORADO 80264						
ATTORNEY DOCKET NUMBER:	233-536-CP1						
NAME OF SUBMITTER:	Damon A. Rieth						
Total Attachments: 2 source=Assignment_as_recorded_233_536_CP1#page1.tif source=Assignment_as_recorded_233_536_CP1#page2.tif							

OP \$40.00 12051707

A S S I G N M E N T

WHEREAS, we, W. Jeffrey Mitchem, having a residence address of 10095 West 101st Drive, Westminster, Colorado 80021, USA, and Michael E. O'Donnell, having a residence address of 10621 West 101st Place, Westminster, Colorado 80021, USA, have made a certain new and useful invention relating to METHOD FOR SCORING QUEUED FRAMES FOR SELECTIVE TRANSMISSION THROUGH A SWITCH, for which we have made application for Letters Patent of the United States, said application being identified by Serial No. 10/613,627 filed on July 2, 2003, Docket No. MCD118 CIP and Client/Matter No. 83629.0037.001, in the law firm of Hogan & Hartson, LLP, 1200 Seventeenth Street, Suite 1500, Denver, Colorado 80202; and

WHEREAS, McDATA Corporation, whose address is 380 Interlocken Crescent, Broomfield, Colorado, 80021, USA, ("ASSIGNEE") is desirous of acquiring our entire interest in and to said invention, said application, and the Letters Patent to be obtained therefor.

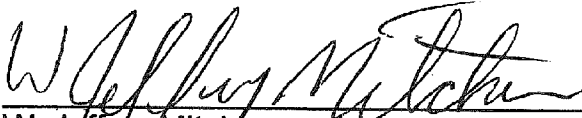
NOW THEREFORE, for certain good and valuable consideration to us in hand paid, the receipt and sufficiency of which are hereby acknowledged, we have sold, assigned, and set over, and by these presents do hereby sell, assign, and set over, to said ASSIGNEE, and said ASSIGNEE's legal representatives, successors, and assigns, our entire right, title, and interest in and to said invention, said application, all continuing applications, reissued and reexamined patents, and the Letters Patent, both foreign and domestic, that may or shall issue thereon; and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said ASSIGNEE, consistent with the terms of this Assignment.

UPON SAID CONSIDERATION, we do hereby covenant and agree with said ASSIGNEE that we will not execute any writing or do any act whatsoever conflicting with these presents, and that we will, at any time upon request, without further or additional consideration, but at the expense of said ASSIGNEE, execute such additional assignments and other writings and do such additional acts as said

ASSIGNEE may deem necessary or desirable to perfect the ASSIGNEE 's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, continuing divisional, renewal, reissued or extended Letters Patent of the United States, or of any and all foreign countries, on said invention, and in enforcing any rights or choices in action occurring as a result of such applications or patents, by giving testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood and the foregoing covenant and agreement shall bind, and inure to the benefit of, the assigns and legal representatives of all parties.

IN WITNESS WHEREOF, we hereby state we have read the foregoing Assignment and have hereunto set our hands on the date(s) hereinafter set forth.

Date: 8-11-2003



W. Jeffrey Mitchem

Date: 8-7-2003



Michael E. O'Donnell