

08-05-2008

Form PTO-1595 (Rev. 07/05)
OMB No. 0651-0027 (exp. 6/30/2008)



U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

103517786
PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

8-4-08

1. Name of conveying party(ies)
Yusuf Batterywala

Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)
Name: NetApp, Inc.
Internal Address: _____

3. Nature of conveyance/Execution Date(s):
Execution Date(s) 07/04/2008
 Assignment Merger
 Security Agreement Change of Name
 Joint Research Agreement
 Government Interest Assignment
 Executive Order 9424, Confirmatory License
 Other _____

Street Address: 495 E. Java Drive

City: Sunnyvale
State: CA
Country: USA Zip: 94089
Additional name(s) & address(es) attached? Yes No

4. Application or patent number(s):
A. Patent Application No.(s)
11/963,617

Additional numbers attached? Yes No

This document is being filed together with a new application.
B. Patent No.(s)

OPR/PHI/ALD
MAY 14 2008

5. Name and address to whom correspondence concerning document should be mailed:
Name: Arnold M. de Guzman
Internal Address: De Guzman & Associates, PC
Street Address: 5276 Hollister Avenue #160
City: Santa Barbara
State: CA Zip: 93111
Phone Number: (805) 681-5078
Fax Number: (805) 681-5076
Email Address: arnold@dcpatentlaw.com

6. Total number of applications and patents involved: 01
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 _____
Authorized User Name _____
40.00 OP

9. Signature: _____
Signature
Arnold M. de Guzman
Name of Person Signing

July 29, 2008
Date
Total number of pages including cover sheet, attachments, and documents: 04

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

PATENT
REEL: 021345 FRAME: 0863

ASSIGNMENT of PATENT APPLICATION

Title: POLICY BASED STORAGE APPLIANCE VIRTUALIZATION
 Filing Date: December 21, 2007
 Atty. Docket No.: 10020.001600 (P01-3064)
 Serial No.: 11/963,617

ASSIGNMENT OF PATENT APPLICATION

For good and valuable consideration, the receipt of which is hereby acknowledged, the person(s) named below (referred herein as "INVENTOR" whether singular or plural) has sold, assigned, and transferred and does hereby sell, assign, and transfer to **NetApp, Inc.**, a Delaware corporation, having a place of business at 495 E. Java Drive, Sunnyvale, CA 94089, ("ASSIGNEE"), for itself and its successors, transferees, and assignees, the following:

1. The entire worldwide right, title, and interest in all inventions and improvements ("SUBJECT MATTER") that are disclosed in the provisional application filed under 35 U.S.C. §111(b) or non-provisional application filed under 35 U.S.C. §111(a) and entitled **POLICY BASED STORAGE APPLIANCE VIRTUALIZATION** ("APPLICATION"), which:

- is to be filed herewith
 was filed on December 21, 2007
 now bearing U.S. serial number 11/963,617 and

2. The entire worldwide right, title, and interest in and to:
 (a) the APPLICATION; (b) all applications claiming priority from the APPLICATION; (c) all divisional, continuation, substitute, renewal, reissue, and other related applications thereto which have been or may be filed in the United States or elsewhere in the world; (d) all patents (including reissues and re-examinations) which may be granted on the applications set forth in (a), (b), (c) and (d) above; and (e) all right of priority in the APPLICATION, together with all rights to recover damages for infringement of provisional rights.

INVENTORS agree that ASSIGNEE may apply for and receive patents for SUBJECT MATTER in ASSIGNEE's own name.

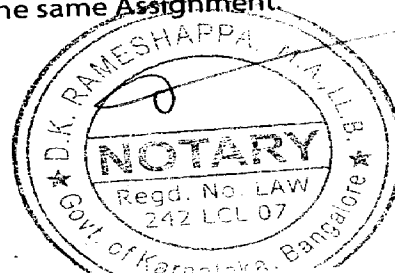
INVENTORS agree to do the following, when requested, and without further consideration, in order to carry out the intent of this Assignment: (1) execute all assignments, oaths, powers of attorney, applications, and other papers (and/or documents) necessary or desirable to fully secure to ASSIGNEE the rights, titles and interests herein conveyed; (2) communicate to ASSIGNEE all known facts relating to the SUBJECT MATTER; and (3) generally do all lawful acts that ASSIGNEE shall consider desirable for securing, maintaining, and enforcing worldwide patent protection relating to the SUBJECT MATTER and for vesting in ASSIGNEE the rights, titles, and interests herein conveyed. INVENTOR further agrees to provide any successor, assign, or legal representative of ASSIGNEE with the benefits and assistance provided to ASSIGNEE hereunder.

INVENTOR represents that INVENTOR has the rights, titles, and interests to convey as set forth herein, and covenants with ASSIGNEE that the INVENTOR has not made and will not hereafter make any assignment, grant, mortgage, license, or other agreement affecting the rights, titles, and interests herein conveyed.

INVENTOR grants the attorney(s) of record the power to insert on this Assignment any further identification that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

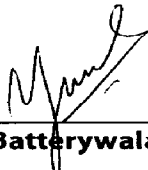
This Assignment may be executed in one or more counterparts, each of which shall be deemed an original and all of which may be taken together as one and the same Assignment.

1
 08 JUL 2008



ASSIGNMENT of PATENT APPLICATION

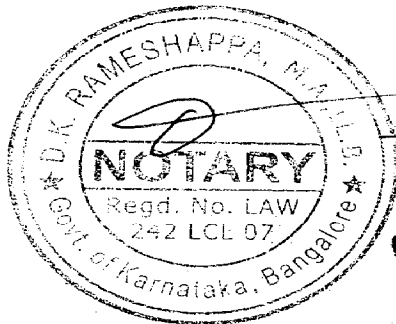
Title: POLICY BASED STORAGE APPLIANCE VIRTUALIZATION
 Filing Date: December 21, 2007
 Atty. Docket No.: 10020.001600 (P01-3064)
 Serial No.: 11/963,617

<u>Name and Signature of Inventor(s)</u>	<u>Date of Signature</u>	<u>Date Declaration Executed By This Person</u>
 Yusuf Batterywala	4 th JULY, 2008	2008

State of Karnataka) S.S.
 County of Jindia)

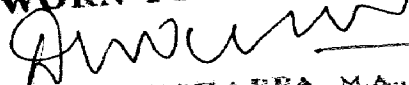
On 8-7-2008 before me, D.K. Rameshappa personally
 [DATE] [NOTARY PUBLIC]

appeared _____ personally known to me or proved to me on the basis of [INVENTOR] satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that [he/she] executed the same in [his/her] authorized capacity, and that by [his/her] signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.




 Notary Public

SWORN TO BEFORE ME


D.K. RAMESHAPPA, M.A., LL.B.
 Advocate & Notary
 No. 23, 12th Main, 4th Block East
 Jayalazar, BANGALORE-560 011

08 JUL 2008

My Term Expires on 23-12-2012
 No. LAW 242 LCL 07
D. K. RAMESHAPPA
 NOTARY PUBLIC

KARNATAKA GOVT. STOPPED ISSUING NOTARY STAMPS. HENCE NOT AFFIXED