

08-11-2008

Form I
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ATTENTION FORM COVER SHEET

103518736

PATENTS ONLY

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

7.31.08

1. Name of conveying party(ies)

Michael Smith

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

3. Nature of conveyance/Execution Date(s):

Execution Date(s) July 29, 2008

- Assignment Merger
- Security Agreement Change of Name
- Joint Research Agreement
- Government Interest Assignment
- Executive Order 9424, Confirmatory License
- Other _____

2. Name and address of receiving party(ies)

Name: CISCO TECHNOLOGY, INC.

Internal Address: _____

Street Address: 170 West Tasman Drive

City: San Jose

State: California

Country: United States Zip: 95134-1706

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

4. Application or patent number(s):

This document is being filed together with a new application.

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? Yes No

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

Name: Cindy S. Kaplan

Internal Address: _____

Street Address: P.O. Box 2448

City: Saratoga

State: California Zip: 95070

Phone Number: 408.399.5608

Fax Number: 408.399.5609

Email Address: cindy@ckaplanlaw.com

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40

- 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 50-1652

Authorized User Name Cindy S. Kaplan

9. Signature:

Signature

July 31, 2008

Date

Cindy S. Kaplan
Name of Person Signing

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

2

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

ASSIGNMENT OF PATENT APPLICATION
(Accompanying Application)

Whereas I/we the undersigned inventor(s) have invented certain new and useful improvements as set forth in the patent application entitled:

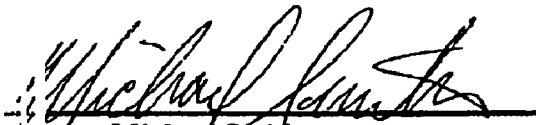
DYNAMIC DISTRIBUTION OF VIRTUAL MACHINES IN A COMMUNICATION NETWORK

(Atty. Docket No.: CIP946) for which I (we) have executed an application for a United States Letters Patent.

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I/We the undersigned inventor(s) hereby:

- 1) Sell(s), assign(s) and transfer(s) to **CISCO TECHNOLOGY, INC.**, a **CALIFORNIA** corporation having a place of business at **170 WEST TASMAN DRIVE, SAN JOSE, CALIFORNIA 95134-1706**, (hereinafter referred to as "ASSIGNEE"), the entire right title and interest in any and all improvements and inventions disclosed in application(s) based upon, and Patent(s) (including foreign patents) granted upon the information which is disclosed in the above referenced application.
- 2) Authorize and request the Commissioner of Patents to issue any and all Letters Patents resulting from said application or any division(s), continuation(s), substitute(s) or reissue(s) thereof to the ASSIGNEE.
- 3) Agree to execute all papers and documents and, entirely at the ASSIGNEE's expense, perform any acts which are reasonably necessary in connection with the prosecution of said application as well as any derivative and applications thereof, foreign applications based thereon, and/or the enforcement of patents resulting from such applications.
- 4) Agree that the terms, covenants and conditions of this assignment shall inure to the benefit of the Assignee, its successors, assigns and other legal representatives, and shall be binding upon the inventor(s), as well as the inventor's heirs, legal representatives and assigns.
- 5) Warrant and represent that I/we have not entered, and will not enter into any assignment, contract, or understanding that conflicts with this assignment.

1) Signature:
Typed Name:


Michael Smith

Date:

7/29/08

Atty Docket No.: CIP946

Client Ref. No.: 18568