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RECO



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To the Director of the U.S. Patent and Trademark Office

or the new address(es) below.

1. Name of conveying party(ies)

- 1) Roger A. Fratti
- 2) Cathy Lynn Hollian

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

2. Name and address of receiving party(ies)

Name: Agere Systems Inc.

Internal Address: \_\_\_\_\_

Street Address: 1110 American Parkway NE

City: Allentown

State: Pennsylvania

Country: United States Zip: 18109

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

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

Execution Date(s) 1) 7/29/2008; 2) 8/4/2008

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

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: Weinick & Associates, LLC

Internal Address: \_\_\_\_\_

Street Address: 615 West Mount Pleasant Avenue

City: Livingston

State: New Jersey Zip: 07039

Phone Number: (973) 533-1616

Fax Number: (973) 533-1188

Email Address: jweinick@weinicklaw.com

6. Total number of applications and patents involved: 1

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 50-3126

Authorized User Name Jeffrey M. Weinick

9. Signature:

Jeffrey M. Weinick  
Signature

Jeffrey M. Weinick  
Name of Person Signing

08/25/2008 08:21:16  
Date

01 FC:8021 40.00 DA  
Total number of pages including cover sheet, attachments, and documents:

4

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 AND AGREEMENT**

For value received, we, Roger A. Fratti, of Mohnton, in the County of Berks and State of Pennsylvania and Cathy Lynn Hollien, of Bridgewater, in the County of Somerset and State of New Jersey, hereby sell, assign and transfer to Agere Systems Inc., a corporation of the State of Delaware, having an office at 1110 American Parkway NE, Allentown, PA 18109, U.S.A., and its successors, assigns and legal representatives, the entire right, title and interest, for the United States of America, in and to certain inventions related to **Method and Apparatus for Adjusting the Cadence of Music on a Personal Audio Device**, described in an application for Letters Patent of the United States executed by us of even date herewith, and all the rights and privileges in said application and under any and all Letters Patent that may be granted in the United States for said inventions; and we also concurrently hereby sell, assign and transfer to Agere Systems Inc. the entire right, title and interest in and to said inventions for all countries foreign to the United States, including all rights of priority arising from the application aforesaid, and all the rights and privileges under any and all forms of protection, including Letters Patent, that may be granted in said countries foreign to the United States for said inventions.

We authorize Agere Systems Inc. to make application for such protection in its own name and maintain such protection in any and all countries foreign to the United States, and to invoke and claim for any application for patent or other form of protection for said inventions, without further authorization from us, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any document which may be required in any country in proof of the right of Agere Systems Inc. to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

We request that any and all patents for said inventions be issued to Agere Systems Inc. in the United States and in all countries foreign to the United States, or to such nominees as Agere Systems Inc. may designate.

We agree that, when requested, we shall, without charge to Agere Systems Inc. but at its expense, sign all papers, and do all acts which may be necessary, desirable or convenient in connection with said applications, patents, or other forms of protection.

Roger A. Fratti  
Roger A. Fratti

Date: 7-29-08

United States of America )

State of Pennsylvania )

County of Lehigh )

On this 29<sup>th</sup> day of July, 2008, before me personally came Roger A. Fratti, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Joanne M. Pukszyn, Notary Public  
Hanover Twp., Lehigh County  
My Commission Expires Jan. 20, 2010  
Member, Pennsylvania Association of Notaries

Joanne M. Pukszyn  
Notary Public

Cathy Lynn Hollien  
Cathy Lynn Hollien

Date: 8/4/2008

United States of America )

State of Pennsylvania )

County of Lehigh )

On this 4<sup>th</sup> day of August, 2008, before me personally came Cathy Lynn Hollien, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal  
Joanne M. Pukczyn, Notary Public  
Hanover Twp., Lehigh County  
My Commission Expires Jan. 20, 2010

Member, Pennsylvania Association of Notaries

Joanne M. Pukczyn  
Notary Public

Weinick & Associates, LLC  
615 West Mount Pleasant Avenue  
Livingston, New Jersey 07039