

Form PTO-1595 (Rev. 08/05)
OMB No. 0651-0027 (exp. 6/30/2008)

Doc Code: **S-116,408**

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

RECORDATION FORM COVER SHEET PATENTS ONLY

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

1. Name of conveying party(ies)
INTERNATIONAL BUSINESS MACHINES CORPORATION

2. Name and address of receiving party(ies)

Name: U.S. Department of Energy

Internal Address: GC-62 6F-067

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

Street Address: 1000 Independence Avenue, S.W.

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

Execution Date(s) 8/13/2008

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

City: Washington

State: D.C.

Country: _____ Zip: 20585-0162

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)

12/167,302

B. Patent No.(s)

Additional numbers attached? Yes No

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

Name: Brenda K. Banks

Internal Address: GC-62 6F-067

U.S. Department of Energy

Street Address: 1000 Independence Avenue, S.W.

City: Washington

State: D.C. Zip: 20585-0162

Phone Number: 202-586-2802

Fax Number: 202-586-2805

Email Address: brenda.banks@hq.doe.gov

6. Total number of applications and patents involved:

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

- 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 _____

9. Signature:

Brenda K Banks
Signature

9/26/08
Date

Brenda K. Banks

Name of Person Signing

Total number of pages including cover

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, VA 22313-1450

S-116,408

12/107 302

CONFIRMATORY INSTRUMENT**APPLICATION FOR PROFILING AN APPLICATION FOR POWER CONSUMPTION
DURING EXECUTION ON A COMPUTE NODE****INVENTOR(S): Charles J. Archer, Michael A. Blocksome, Amanda Peters,
Joseph D. Ratterman, Brian E. Smith**

SERIAL NO. 12/167,302	FILING DATE: July 3, 2008
CONTRACTOR: INTERNATIONAL BUSINESS MACHINES CORPORATION	CONTRACT NO. B554331

The invention identified above is a "Subject Invention" under the Patent Rights Clause included in the above contract with:

United States Department of Energy
(SPECIFY GOV'T AGENCY HERE)

This document is confirmatory of the paid-up license granted to the Government under the above contract in the Subject Invention, this patent application and any resulting patent(s), and of all other rights acquired by the Government by the referenced clause.

The Government is hereby granted an irrevocable power to inspect and make copies of the above-identified patent application.

Signed this 13 day of August, 2008

**INTERNATIONAL BUSINESS
MACHINES CORPORATION**
CONTRACTOR

BY: William J. McGinnis
CONTRACTOR'S OFFICIAL AND TITLE

William J. McGinnis
Counsel

IBM Disclosure No.: ROC820071135H North Castle Drive
Armonk, New York 10504
IBM Docket No.: ROC920080123US1 BUSINESS ADDRESS