

PATENT ASSIGNMENT

Electronic Version v1.1

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SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNMENT
CONVEYING PARTY DATA	
Name	Execution Date
Dean Kalman	10/29/2008
RECEIVING PARTY DATA	
Name:	NetApp, Inc.
Street Address:	495 East Java Drive
City:	Sunnyvale
State/Country:	CALIFORNIA
Postal Code:	94089
PROPERTY NUMBERS Total: 1	
Property Type	Number
Application Number:	12259163
CORRESPONDENCE DATA	
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Total Attachments: 2 source=assgt#page1.tif source=assgt#page2.tif	

OP \$40.00 12259163

ASSIGNMENT

This Assignment is by Dean Kalman (the "Assignor"). The Assignor has invented one or more certain inventions (the "Invention(s)") described in a Patent application for Letters Patent of the United States entitled POWER SAVINGS USING DYNAMIC STORAGE CLUSTER MEMBERSHIP (the "Application"), filed on October 27, 2008 as U.S. Application No. 12/259,163.

NetApp, Inc., a Corporation of Delaware, having its principal place of business at 495 East Java Drive, Sunnyvale, California 94089 ("Assignee"), desires to acquire the entire right, title and interest in and to the Invention(s) and the Application, and in and to any patents (collectively, "Patents") that may be granted for the Invention(s) in the United States or in any foreign countries.

For valuable consideration, the receipt and sufficiency of which Assignor acknowledges, Assignor hereby sells, assigns, and transfers to Assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to: the Invention(s), the Application, and any Patents; any divisions, continuations, and continuations-in-part of the Application and any other application claiming priority rights from the Application; any reissues, reexaminations, or extensions of any and all Patents; the right to file foreign applications directly in the name of Assignee; and the right to claim priority rights deriving from the Application (collectively, the "Rights"). Assignor warrants that Assignor owns the Rights, and that the Rights are unencumbered. Assignor also agrees to not sign any writing or do any act conflicting with this assignment, and, without further compensation, sign all documents and do such additional acts as Assignee deems necessary or desirable to: perfect Assignee's enjoyment of the Rights; conduct proceedings regarding the Rights, including any litigation or interference proceedings; or perfect or defend title to the Rights. Assignor requests the Commissioner of Patents to issue any Patent of the United States that may be issued on the Invention(s) to Assignee. This Assignment may be executed in counterparts.



Dean Kalman

Date: 10/29/2008

United States of America)
State of North Carolina) ss.:
County of Wake)

On this 29th day of October, 2008, before me
personally came Dean Kalman, to me known to be the individual
described in and who executed the foregoing instrument, and acknowledged execution
of the same.


Notary Public

