PATENT ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

 SUBMISSION TYPE:
 NEW ASSIGNMENT

 NATURE OF CONVEYANCE:
 ASSIGNMENT

CONVEYING PARTY DATA

| Name | Execution Date |
|-------------|----------------|
| Peter Byrne | 12/22/2008 |

RECEIVING PARTY DATA

| Name: | Overstock.com, Inc. | |
|-----------------|---------------------------------|--|
| Street Address: | 6350 South 3000 East, Suite 100 | |
| City: | Salt Lake City | |
| State/Country: | UTAH | |
| Postal Code: | 84121 | |

PROPERTY NUMBERS Total: 1

| Property Type | Number |
|---------------------|----------|
| Application Number: | 12341847 |

CORRESPONDENCE DATA

Fax Number: (713)437-5346

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone: 713-223-2300

Email: docketing@bgllp.com

Correspondent Name: BRACEWELL & GIULIANI LLP

Address Line 1: P.O. BOX 61389

Address Line 4: HOUSTON, TEXAS 77208-1389

ATTORNEY DOCKET NUMBER: 064741.000163

NAME OF SUBMITTER: Denver S. Bisignano

Total Attachments: 2

source=Assignment#page1.tif source=Assignment#page2.tif

OP \$40.00

PATENT REEL: 022017 FRAME: 0926

<u>ASSIGNMENT</u>

WHEREAS, Patrick Byrne, whose address is 700 Bitner Road, Park City, Utah 84098 (hereinafter referred to as "ASSIGNOR"), has made certain improvements or inventions in a Non-Provisional Patent Application titled "System, Program Product, and Methods for Social Network Advertising and Incentives for Same," which claims priority to and the benefit of U.S. Provisional Patent Application No. 61/031,039, filed on February 25, 2008, titled "System, Program Product, and Methods for Social Network Advertising and Incentives for Same" ("U.S. Patent Applications"), and which also claims priority to and the benefit of U.S. Provisional Patent Application No. 61/016,242, filed on December 21, 2007, titled Website Affiliate Incentive Product, System and Associated Methods," for which ASSIGNOR has executed the patent applications for United States Letters Patent with the United States Patent and Trademark Office concurrently filed herewith; and

WHEREAS, Overstock.com, Inc., a Utah corporation, having a place of business at 6350 South 3000 East, Suite 100, Salt Lake City, UT 84121, (hereinafter referred to as "ASSIGNEE"), is desirous of acquiring the same.

NOW, THEREFORE, This Indenture Witnesseth: That for good and valuable consideration, receipt whereof is hereby acknowledged, said ASSIGNOR does hereby sell, assign and transfer to said ASSIGNEE, its successors and assigns, all right, title and interest in and to said U.S. Patent Applications set forth above, the invention or inventions therein shown and described, and any improvements on said invention heretofore or hereafter made, any divisions, continuations, or continuations-in-part of said U.S. Patent Applications, and all patents, United States and foreign, to be granted upon any such applications or for the invention or inventions thereof, any reissues, reexaminations, continuations, continuations-in-part, or extensions of said patents, and all rights for past infringement related to any patents issued or to be issued thereon; and said ASSIGNOR do hereby authorize and request the Commissioner of Patents to issue all patents on said U.S. Patent Applications or for the invention or inventions hereof, in accordance with this assignment.

And said ASSIGNOR for said consideration hereby covenants and agrees that said ASSIGNOR is the owner of the full title herein conveyed and has the right to convey the same.

PATENT REEL: 022017 FRAME: 0927 and agrees that said ASSIGNOR will communicate to said ASSIGNEE any facts known to said ASSIGNOR respecting said invention or inventions, and testify in any legal proceedings when called upon by said ASSIGNEE, sign all lawful papers deemed by said ASSIGNEE as expedient to vest in it the legal title herein sought to be conveyed or for the filing and prosecution of all applications and patents, United States and foreign, including any disclaimers related thereto, and otherwise aid said ASSIGNEE, its successors and assigns, in obtaining full patent protection on said invention and enforcing proper protection under said patents, but in every instance at the ASSIGNER's expense.

| IN WITNESS WHEREOF, I h | ave hereunto set my hand and | seal this 22 day of |
|---|--|---|
| <u>December</u> , 2008. | and the same of th | |
| | | W. Silly |
| | Patrick Byrne | |
| STATE OF UTAH § | | |
| COUNTY OF SALT LAKE | | |
| On this 22 day of De above named ASSIGNOR, Patrick By individual who executed the foregoiexecuted the same of his own free will | me, to me personally known/ping assignment, and who ac | provided identification as the knowledged to me that he |
| | 121 | 21 |

Notary Public

My commission expires: 6-22-//

SEAL

KIRSTIE BURDEN NOTARY PUBLIC-STATE OF UTAH 9656 S. BLUFFSIDE DR. SANDY, UTAH 84092 CONN. EXP. 06-22-2011

2249997.1

RECORDED: 12/22/2008

...2...