

# PATENT ASSIGNMENT

Electronic Version v1.1

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SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	12/28/2007
<b>CONVEYING PARTY DATA</b>	
Name	Execution Date
Broadband Royalty Corporation	12/27/2007
<b>RECEIVING PARTY DATA</b>	
Name:	Broadband Capital Corporation
Street Address:	1105 North Market Street
Internal Address:	Suite 1300
City:	Wilmington
State/Country:	DELAWARE
Postal Code:	19801
<b>PROPERTY NUMBERS Total: 1</b>	
Property Type	Number
Patent Number:	5805804
<b>CORRESPONDENCE DATA</b>	
Fax Number:	(360)294-6426
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	360-737-1748
Email:	patents@fspllc.com
Correspondent Name:	Charles A. Mirho
Address Line 1:	PO Box 890
Address Line 4:	Vancouver, WASHINGTON 98666-0890
ATTORNEY DOCKET NUMBER:	FSP0185
NAME OF SUBMITTER:	Charles A. Mirho
<p>Total Attachments: 3</p> <p>source=BRC to BBC#page1.tif</p>	

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**PATENT**  
**REEL: 024128 FRAME: 0102**

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# Delaware

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## The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"BROADBAND ROYALTY CORPORATION", A DELAWARE CORPORATION,  
WITH AND INTO "BROADBAND CAPITAL CORPORATION" UNDER THE NAME OF "BROADBAND CAPITAL CORPORATION", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-EIGHTH DAY OF DECEMBER, A.D. 2007, AT 1:41 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



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You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6274801

DATE: 12-31-07

PATENT  
REEL: 024128 FRAME: 0104

**CERTIFICATE OF OWNERSHIP AND MERGER  
MERGING  
BROADBAND ROYALTY CORPORATION  
WITH AND INTO  
BROADBAND CAPITAL CORPORATION**

Pursuant to Section 253 of the Delaware General Corporation Law.

\*\*\*\*\*

**FIRST:** That the names and states of incorporation of each of the corporations participating in the merger are as follows:

<u>Name</u>	<u>State of Incorporation</u>
Broadband Royalty Corporation	Delaware
Broadband Capital Corporation	Delaware

**SECOND:** That Broadband Capital Corporation, a Delaware corporation (the "Parent Corporation"), is the owner of all of the issued and outstanding shares of common stock, par value \$0.01 per share (the "Common Stock"), of Broadband Royalty Corporation, a Delaware corporation (the "Subsidiary"), having no class of outstanding stock other than the Common Stock.

**THIRD:** That a merger of the Subsidiary with and into the Parent Corporation, with the Parent Corporation as the surviving corporation of the merger, has been approved by the Parent Corporation in accordance with the requirements of Section 253 of the Delaware General Corporation Law (the "DGCL"), and that a copy of the resolutions adopted by the Board of Directors of the Parent Corporation on December 27, 2007 approving the merger is attached hereto as Exhibit A.

**FOURTH:** That the name of the surviving corporation of the merger, which shall be a Delaware corporation, is "Broadband Capital Corporation."

**FIFTH:** That the Certificate of Incorporation of the Parent Corporation shall be the Certificate of Incorporation of the surviving corporation.

**SIXTH:** That this Certificate of Ownership and Merger is filed in accordance with Sections 253 and 103 of the DGCL and that the merger shall become effective upon the filing of the Certificate of Ownership and Merger with the Secretary of State of the State of Delaware.

IN WITNESS WHEREOF, the undersigned have caused this Certificate of Ownership and Merger to be executed by their duly authorized representatives this 27 day of December, 2007.

BROADBAND CAPITAL CORPORATION

By:  \_\_\_\_\_

Name: David B. Poits

Its: Chief Financial Officer

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