

PATENT ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNMENT
CONVEYING PARTY DATA	
Name	Execution Date
Steven A. Rogers	10/28/2004
RECEIVING PARTY DATA	
Name:	Rivulet Communications Inc.
Street Address:	Box 1245
City:	Portsmouth
State/Country:	NEW HAMPSHIRE
Postal Code:	03801
PROPERTY NUMBERS Total: 1	
Property Type	Number
Application Number:	12336743
CORRESPONDENCE DATA	
Fax Number:	(650)212-7562
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	650.212.1700
Email:	sue@shayglenn.com
Correspondent Name:	James R. Shay
Address Line 1:	Shay Glenn LLP
Address Line 2:	2755 Campus Drive, Suite 210
Address Line 4:	San Mateo, CALIFORNIA 94403
ATTORNEY DOCKET NUMBER:	10832-006
NAME OF SUBMITTER:	James R. Shay, No. 32,062
Total Attachments: 3 source=10832-006-Rogers-Rivulet-12336743#page1.tif source=10832-006-Rogers-Rivulet-12336743#page2.tif source=10832-006-Rogers-Rivulet-12336743#page3.tif	


CH \$40.00 12336743

501181266

PATENT
REEL: 024410 FRAME: 0768

RECORDATION FORM COVER SHEET
PATENTS ONLY

TO THE HONORABLE DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE. PLEASE RECORD THE ATTACHED ORIGINAL DOCUMENTS OR COPY THEREOF.

1. Name of conveying party(ies): <p style="text-align: center;">STEVEN A. ROGERS</p> Additional name(s) of conveying party(ies) attached? <div style="text-align: right;"><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</div>	2. Name and address of receiving party(ies): Name: Rivulet Communications Inc. Box 1245 Portsmouth, NH 03801
3. Nature of Conveyance: <div style="display: flex; justify-content: space-between;"> <div> <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Security Agreement <input type="checkbox"/> Other </div> <div> <input type="checkbox"/> Merger <input type="checkbox"/> Change of Name </div> </div> <p style="text-align: center;">Execution Date: 10/28/2004</p>	Name and address of receiving party(ies): Name: Street Address: City: State: Zip: Country: Additional name(s) & address(es) attached? <div style="text-align: right;"><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</div>
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is:	
A. Patent Application No.(s) – 12/336,743 Title: Empirical Scheduling of Network Packets Using a Plurality of Test Packets	B. Patent No.(s)
Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5. Name and address of party to whom correspondence concerning document should be mailed: James R. Shay Shay Glenn LLP 2755 Campus Drive, Suite 210 San Mateo, CA 94403	6. Total number of applications and patents involved: <u>1</u> 7. Total fee (37 CFR 3.41): \$40.00 <div style="margin-top: 10px;"> <input type="checkbox"/> A check is enclosed that includes the total fee. <input checked="" type="checkbox"/> The \$40 fee is being paid by EFS. </div>
DO NOT USE THIS SPACE	
8. Statement and signature. <p style="text-align: center;"><i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i></p> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="width: 30%;"> W. Benjamin Glenn, # 44,713 Name of Person Signing </div> <div style="width: 40%; text-align: center;">  Signature </div> <div style="width: 25%; text-align: center;"> May 19, 2010 Date </div> </div> <p style="text-align: center; margin-top: 10px;">Total number of pages including cover sheet, attachments, and documents:</p>	

ASSIGNMENT

WHEREAS, I Steven A. Rogers, residing in Portsmouth, NH (ASSIGNOR), am the inventor of certain inventions and improvements described in a U.S. patent application identified by Attorney Docket No. 006389.00014 and having the title

**EMPIRICAL SCHEDULING OF NETWORK PACKETS
USING COARSE AND FINE TESTING PERIODS**

which application is executed herewith by me; and

WHEREAS

Rivulet Communications Inc.,
Box 1245
Portsmouth, NH 03801

ASSIGNEE, desires to acquire the entire right, title and interest in and to the said application, inventions and improvements and any patents that may be granted on or as a result thereof in the United States of America (U.S.) and in any and all foreign countries;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged,

I hereby assign, to the above named ASSIGNEE, its successors, assigns and legal representatives (NOMINEES) the entire right, title and interest in and to said application, inventions and improvements throughout the world and to any and all patents, petty patents and utility model patents which may be granted therefor, and all continuations, continuations-in-part, divisions, reissues, extensions, renewals, and any non-provisional based on a provisional thereof (LETTERS PATENT).

And I covenant that I have full right to convey the entire interest herein assigned, and that I have not executed and will not execute any agreement or do anything in conflict herewith;

And I further covenant and agree that I will without undue delay execute without further consideration all such papers as may be necessary to perfect the title to said application, inventions and improvements, and LETTERS PATENT in the ASSIGNEE or its NOMINEES, and I agree to communicate to said ASSIGNEE or its NOMINEES all known facts respecting said application, inventions, improvements, and LETTERS PATENT, to testify in any legal proceedings, to sign all lawful papers, and generally to do all things necessary to aid ASSIGNEE or its NOMINEES to obtain and enforce for their own benefit patent protection for said application, inventions and improvements in any and all countries, all at the expense, however, of the ASSIGNEE or its NOMINEES;

And I authorize the ASSIGNEE or its NOMINEES to file in my name or their own, as appropriate, application for LETTERS PATENT in any and all countries of the world, and I authorize and request the Commissioner of Patents and Trademarks of the United States, and any proper official of any country, to issue to said ASSIGNEE or its NOMINEES any and all LETTERS PATENT for said application, inventions and improvements, for their sole use, to the full end of the term for which such LETTERS PATENT may be granted;

And I hereby grant my attorneys at the law firm of Banner & Witcoff the power to insert into this document information sufficient to identify the patent application to which this assignment pertains.

Date: 10/28/04 Inventor: 
Steven A. Rogers

Note: No legalization or other witness required.

LAW OFFICES
BANNER & WITCOFF, LTD.
1001 G STREET, N.W.
WASHINGTON, D.C. 20001-4597
(202) 824-3000