

PATENT ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

| | |
|--|-------------------------------|
| SUBMISSION TYPE: | NEW ASSIGNMENT |
| NATURE OF CONVEYANCE: | ASSIGNMENT |
| CONVEYING PARTY DATA | |
| Name | Execution Date |
| Roger A. Fratti | 10/06/2008 |
| Cathy Lynn Hollien | 10/06/2008 |
| Arlen R. Martin | 10/06/2008 |
| RECEIVING PARTY DATA | |
| Name: | Agere Systems Inc. |
| Street Address: | 1110 American Parkway NE |
| City: | Allentown |
| State/Country: | PENNSYLVANIA |
| Postal Code: | 18109 |
| PROPERTY NUMBERS Total: 1 | |
| Property Type | Number |
| Application Number: | 12288000 |
| CORRESPONDENCE DATA | |
| Fax Number: | (516)759-9512 |
| <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> | |
| Phone: | 5167592722 |
| Email: | nyoffice@rml-law.com |
| Correspondent Name: | Joseph B. Ryan |
| Address Line 1: | 90 Forest Avenue |
| Address Line 2: | Ryan, Mason & Lewis, LLP |
| Address Line 4: | Locust Valley, NEW YORK 11560 |
| ATTORNEY DOCKET NUMBER: | FRATTI 41-5-2 |
| NAME OF SUBMITTER: | Joseph B. Ryan |

OP \$40.00 12288000

Total Attachments: 4
 source=1150-1735_ASM#page1.tif

501265943

**PATENT
 REEL: 024855 FRAME: 0829**

source=1150-1735_ASM#page2.tif
source=1150-1735_ASM#page3.tif
source=1150-1735_ASM#page4.tif

ASSIGNMENT AND AGREEMENT

For value received, we Roger A. Fratti, of Mohnton, in the County of Berks, and State of Pennsylvania, Cathy Lynn Hollien, of Bridgewater, in the County of Somerset, and State of New Jersey, and Arlen R. Martin, of Blandon, in the County of Berks, and State of Pennsylvania, hereby sell, assign and transfer to Agere Systems Inc., a corporation of the State of Delaware, having an office at 1110 American Parkway NE, Allentown, PA 18109, U.S.A., and its successors, assigns and legal representatives, the entire right, title and interest, for the United States of America, in and to certain inventions related to **Method and Apparatus for Adjusting the Cadence of Music on a Personal Audio Device** described in an application for Letters Patent of the United States executed by us of even date herewith, and all the rights and privileges in said application and under any and all Letters Patent that may be granted in the United States for said inventions; and we also concurrently hereby sell, assign and transfer to Agere Systems Inc. the entire right, title and interest in and to said inventions for all countries foreign to the United States, including all rights of priority arising from the application aforesaid, and all the rights and privileges under any and all forms of protection, including Letters Patent, that may be granted in said countries foreign to the United States for said inventions.

We authorize Agere Systems Inc. to make application for such protection in its own name and maintain such protection in any and all countries foreign to the United States, and to invoke and claim for any application for patent or other form of protection for said inventions, without further authorization from us, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any document which may be required in any country in proof of the right of Agere Systems Inc. to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

We request that any and all patents for said inventions be issued to Agere Systems Inc. in the United States and in all countries foreign to the United States, or to such nominees as Agere Systems Inc. may designate.

We agree that, when requested, we shall, without charge to Agere Systems Inc. but at its expense, sign all papers, and do all acts which may be necessary, desirable or convenient in connection with said applications, patents, or other forms of protection.

Roger A Fratti

Roger A. Fratti

Date: 10-6-08

United States of America)

State of Pennsylvania)

County of Lehigh)

On this 6th day of October, 2008, before me personally came Roger A. Fratti, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Joanne M. Pukszyn, Notary Public
Hanover Twp., Lehigh County
My Commission Expires Jan. 20, 2010
Member, Pennsylvania Association of Notaries

Joanne M. Pukszyn
Notary Public

Cathy Lynn Hollien
Cathy Lynn Hollien

Date: 10/6/2008

United States of America)

State of Pennsylvania)

County of Lehigh)

On this 6th day of October, 2008, before me personally came Cathy Lynn Hollien, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Joanne M. Pukczyn, Notary Public
Hanover Twp., Lehigh County
My Commission Expires Jan. 20, 2010
Member, Pennsylvania Association of Notaries

Joanne M. Pukczyn
Notary Public

Arlen R. Martin
Arlen R. Martin

Date: 10/6/08

United States of America)

State of Pennsylvania)

County of Lehigh)

On this 6th day of October, 2008, before me personally came Arlen R. Martin, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Joanne M. Pukszyn, Notary Public
Hanover Twp., Lehigh County
My Commission Expires Jan. 20, 2010
Member, Pennsylvania Association of Notaries

Joanne M. Pukszyn
Notary Public

Agere Systems Inc.
1110 American Parkway NE
Allentown, Pennsylvania 18109