

PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1
 Stylesheet Version v1.2

EPAS ID: PAT7773385

SUBMISSION TYPE:	NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	MERGER AND CHANGE OF NAME	
EFFECTIVE DATE:	07/13/2021	
CONVEYING PARTY DATA		
	Name	Execution Date
	RSVAC MERGER SUB INC.	07/13/2021
NEWLY MERGED ENTITY DATA		
	Name	Execution Date
	ENOVIX CORPORATION	07/13/2021
MERGED ENTITY'S NEW NAME (RECEIVING PARTY)		
Name:	ENOVIX OPERATIONS INC.	
Street Address:	3501 W. WARREN AVENUE	
City:	FREMONT	
State/Country:	CALIFORNIA	
Postal Code:	94538	
PROPERTY NUMBERS Total: 1		
	Property Type	Number
	Application Number:	18162421
CORRESPONDENCE DATA		
Fax Number:	(314)612-2307	
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i>		
Phone:	3146215070	
Email:	uspatents@armstrongteasdale.com	
Correspondent Name:	RICHARD A. SCHUTH	
Address Line 1:	ARMSTRONG TEASDALE LLP	
Address Line 2:	7700 FORSYTH BLVD., SUITE 1800	
Address Line 4:	ST. LOUIS, MISSOURI 63105	
ATTORNEY DOCKET NUMBER:	ENX-0076.USC (40225-73)	
NAME OF SUBMITTER:	RICHARD A. SCHUTH	
SIGNATURE:	/Richard A. Schuth/	
DATE SIGNED:	02/01/2023	

Total Attachments: 4

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**CERTIFICATE OF MERGER
FOR THE MERGER OF**

**RSVAC MERGER SUB INC.
WITH AND INTO
ENOVIX CORPORATION**

July 13, 2021

Pursuant to Title 8, Section 251(c) of the
General Corporation Law of the State of Delaware ("**DGCL**")

Enovix Corporation, a Delaware corporation (the "**Company**"), does hereby certify to the following facts relating to the merger (the "**Merger**") of RSVAC Merger Sub Inc., a Delaware corporation ("**Merging Corporation**"), with and into the Company, with the Company remaining as the surviving corporation of the Merger (the "**Surviving Corporation**");

FIRST: The Company is incorporated pursuant to the DGCL. Merging Corporation is incorporated pursuant to the DGCL. The Company and Merging Corporation are the constituent corporations in the Merger.

SECOND: An Agreement and Plan of Merger, dated February 22, 2021, has been approved, adopted, executed and acknowledged by each of the Company and Merging Corporation in accordance with the provisions of Title 8 Section 251(c) of the DGCL.

THIRD: Following the Merger, the name of the Surviving Corporation shall be Enovix Operations Inc.

FOURTH: Upon the effectiveness of this Certificate of Merger, the Certificate of Incorporation of the Surviving Corporation, with such amendments as are effected by the Merger, as attached to this Certificate of Merger as **Exhibit A** and, as so amended, shall constitute the Amended and Restated Certificate of Incorporation of the Surviving Corporation.

FIFTH: The executed Agreement and Plan of Merger is on file at 3501 W. Warren Ave., Fremont, CA 94538, the principal place of business of the Surviving Corporation.

SIXTH: A copy of the executed Agreement and Plan of Merger will be furnished by the Surviving Corporation on request, without cost, to any stockholder of the constituent corporations.

SEVENTH: The Merger shall become effective upon filing of this Certificate of Merger with the Secretary of State of the State of Delaware in accordance with the provisions of Sections 103 and 251(c) of the DGCL.

IN WITNESS WHEREOF, the Surviving Corporation has caused this Certificate of Merger to be signed by an authorized officer, on the 13th day of July, 2021.

ENOVIX CORPORATION

By: /s/ Harrold Rust

Name: Harrold Rust

Title: President and Chief Executive Officer

[Signature Page to Certificate of Merger]

PATENT
REEL: 062560 FRAME: 0482

EXHIBIT A

**AMENDED AND RESTATED
CERTIFICATE OF INCORPORATION
OF
ENOVIX OPERATIONS INC.**

FIRST: The name of the corporation is Enovix Operations Inc., (hereinafter called the "Corporation").

SECOND: The registered office of the Corporation is to be located at 3411 Silverside Road, Tatnall Building, #104, in the City of Wilmington, in the County of New Castle, Delaware 19810. The name of its Registered Agent at such address is Corporate Creations Network Inc.

THIRD: The purpose of the Corporation is to engage in any lawful act or activity for which corporations may be organized under the General Corporation Law of Delaware.

FOURTH: The total number of shares which the Corporation shall have authority to issue is one thousand (1,000) shares of common stock, \$0.0001 par value.

FIFTH: A Director of the Corporation shall not be liable to the Corporation or its stockholders for monetary damages for breach of fiduciary duty as a Director of the Corporation, except to the extent that exculpation from liability is not permitted under the General Corporation Law of the State of Delaware as in effect at the time such liability is determined. No amendment or repeal of this paragraph shall apply to or have any effect on the liability or alleged liability of any Director of the Corporation for or with respect to any acts or omissions of such Director occurring

SIXTH: In furtherance and not in imitation of the powers conferred by statute, the Board of Directors of the Corporation is expressly authorized to make, alter or repeal the By-Laws of the Corporation; provided, however, that no By-Laws hereafter adopted by the Board of Directors or stockholders shall invalidate any prior act of the Directors which would have been valid if such By-Laws had not been adopted.

SEVENTH: The Corporation shall, to the maximum extent permitted from time to time under the law of the State of Delaware, indemnify and upon request advance expenses to any person who is or was a party or is threatened to be made a party to any threatened, pending or completed action, suit, proceeding or claim, whether civil, criminal, administrative or investigative, by reason of the fact that such person is or was or has agreed to be a Director or officer of the Corporation or while a Director or officer is or was serving at the request of the Corporation as a director, officer, partner, trustee, employee or agent of any corporation, partnership, joint venture, trust or other enterprise, including service with respect to employee benefit plans, against expenses (including attorneys' fees and expenses), judgments, fines, penalties and amounts paid in settlement incurred (and not otherwise recovered) in connection with the investigation, preparation to defend or defense of such action, suit, proceeding or claim; provided, however, that the foregoing shall not require the Corporation to indemnify or advance expenses to any person in connection with any action,

suit, proceeding, claim or counterclaim initiated by or on behalf of such person. Such indemnification shall not be exclusive of other indemnification rights arising under any By-Law, agreement, vote of Directors or stockholders or otherwise and shall inure to the benefits of the heirs and legal representatives of such person. Any person seeking indemnification under this paragraph shall be deemed to have met the standard of conduct required for such indemnification unless the contrary shall be established. Any repeal or modification of the foregoing provisions of this paragraph shall not adversely affect any right or protection of a Director or officer of the Corporation with respect to any acts or omissions of such Director or officer occurring prior to such repeal or modification.

EIGHTH: In furtherance of and not in limitation of powers conferred by statute, it is further provided:

1. Election of Directors need not be by written ballot unless the By-Laws of the Corporation so provide.

2. Meetings of stockholders may be held within or without the State of Delaware, as the By Laws may provide.

3. To the extent permitted by law, the books of the Corporation may be kept outside the State of Delaware at such place or places as may be designated from time to time by the Board of Directors or in the By-Laws of the Corporation.

NINTH: Except as otherwise provided herein, the Corporation reserves the right to amend, alter, change or repeal any provision contained in this Amended and Restated Certificate of Incorporation, in the manner now or hereafter prescribed by statute, and all rights conferred upon stockholders herein are granted subject to this reservation.
