

09-17-1998



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Form PTO-1594

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

U.S. Department of Commerce  
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

MD 9-3-98

1. Name of conveying party(ies):  
SmartPatents, Inc.

- Individual(s)
- General Partnership
- Corporation - California
- Association
- Limited Partnership
- Other

Additional name(s) of conveying party(ies) attached?  yes  no

2. Name and address of receiving party(ies):

Name: Aurigin Systems, Inc.

Internal Address:

Street Address: 1975 Landings Drive

City: Mountain View State: CA Zip Code: 94043

Country: US

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-California
- Other

If assignee is not domiciled in the United States, a domestic representation is attached:  Yes  No.

(Designations must be a separate document from Assignment.)

Additional name(s) & address(es) attached?  Yes  No.

3. Nature of Conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date(s):

Recorded: June 11, 1998

4. Application number(s) or registration number(s):

A. Trademark Application No(s).

75/478,084

B. Trademark Registration No(s).

Additional numbers attached?  yes  no

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Sterne, Kessler, Goldstein & Fox P.L.L.C.

Internal Address: c/o Tracy-Gene G. Durkin

Street Address: 1100 New York Ave., N.W.  
Suite 600

City: Washington State: D.C. Zip Code: 20005-3934

6. Total number of applications and registrations involved

1

7. Total fee (37 C.F.R. § 3.41).....\$ 40.00

Enclosed

Authorized to be charged to Deposit Account

8. Deposit Account Number: 19-0036

09/15/1998 JS:ABAZZ 00000124 75478084

DO NOT USE THIS SPACE

01 FC:481

40.00 DP

9. Statement and signature.

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.

Tracy-Gene G. Durkin  
Name of Person Signing

*Tracy Durkin*  
Signature

9/3/89  
Date

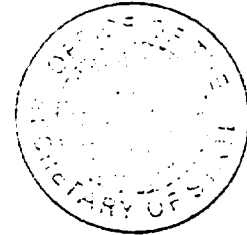
Total number of pages including cover sheet, attachments and document 8

OMB NO. 0651-0011 (exp.4/94)

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents and Trademarks, Box Assignments  
Washington, D.C. 20231

# State of California

SECRETARY OF STATE



I, *BILL JONES*, Secretary of State of the State of California, hereby certify:

That the attached transcript has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.

*IN WITNESS WHEREOF*, I execute this certificate and affix the Great Seal of the State of California this

JUN 12 1998



Secretary of State

**CERTIFICATE OF AMENDMENT  
OF  
AMENDED AND RESTATED  
ARTICLES OF INCORPORATION  
OF  
SMARTPATENTS, INC.**

A0509798

SECRETARY OF STATE  
OFFICE OF THE SECRETARY OF STATE  
OF THE STATE OF CALIFORNIA

JUN 11 1998

CL JONES, SECRETARY OF STATE

**KEVIN G. RIVETTE and IRVING S. RAPPAFORT**, the undersigned, hereby certify that:

**ONE:** They are the duly elected Chief Executive Officer and Secretary, respectively, of **SMARTPATENTS, INC.** (the "Corporation"), a California corporation.

**TWO:** Article I of the Amended and Restated Articles of Incorporation of this corporation is amended to read as follows:

"1.

The name of the Corporation is "AURIGIN SYSTEMS, INC."


**THREE:** The foregoing amendment of the Amended and Restated Articles of Incorporation has been duly approved by the board of directors.

**FOUR:** The foregoing amendment of the Amended and Restated Articles of Incorporation has been duly approved by the required vote of shareholders in accordance with Section 902 of the California Corporations Code. The total number of outstanding shares of the Corporation is 2,437,545 shares of Common Stock, 99,694 shares of Series A Preferred Stock, 375,145 shares of Series B Preferred Stock, and 1,501,154 shares of Series C Preferred Stock. The number of shares voting in favor of the amendment equaled or exceeded the vote required. The percentage vote required was more than fifty percent (50%) of the outstanding shares of Common Stock, Series A Preferred Stock, Series B Preferred Stock, and Series C Preferred Stock voting together as a single class.

I further declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of my own knowledge.

Executed at Mountain View, California on June \_\_, 1998.

\_\_\_\_\_  
Kevin G. Rivette, Chief Executive Officer

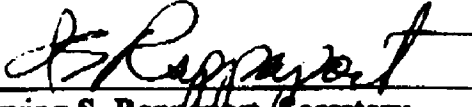
  
\_\_\_\_\_  
Irving S. Rappaport, Secretary

The undersigned, Kevin G. Rivette and Irving S. Rappaport, the Chief Executive Officer and Secretary, respectively, of SmartPatents, Inc., declare under penalty of perjury that the matters set out in the foregoing certificate are true of their own knowledge.

Executed at Mountain View, California on June \_\_, 1998.

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Kevin G. Rivette, Chief Executive Officer



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Irving S. Rappaport, Secretary

**CERTIFICATE OF AMENDMENT  
OF  
AMENDED AND RESTATED  
ARTICLES OF INCORPORATION  
OF  
SMARTPATENTS, INC.**

**KEVIN G. RIVETT and IRVING S. RAFFAPORT, the undersigned, hereby certify that**

**ONE:** They are the duly elected Chief Executive Officer and Secretary, respectively, of **SMARTPATENTS, INC.** (the "Corporation"), a California corporation.

**TWO:** Article I of the Amended and Restated Articles of Incorporation of this corporation is amended to read as follows:

4.

The name of the Corporation is "**AUGUSTIN SYSTEMS, Inc.**"

**THREE:** The foregoing amendment of the Amended and Restated Articles of Incorporation has been duly approved by the board of directors.

**FOUR:** The foregoing amendment of the Amended and Restated Articles of Incorporation has been duly approved by the required vote of shareholders in accordance with Section 902 of the California Corporations Code. The total number of outstanding shares of the Corporation is 2,437,545 shares of Common Stock, 99,694 shares of Series A Preferred Stock, 375,149 shares of Series B Preferred Stock, and 1,501,154 shares of Series C Preferred Stock. The number of shares voting in favor of the amendment equaled or exceeded the vote required. The percentage vote required was more than fifty percent (50%) of the outstanding shares of Common Stock, Series A Preferred Stock, Series B Preferred Stock, and Series C Preferred Stock voting together as a single class.

I further declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of my own knowledge.

Executed at Mountain View, California on June 1, 1978.

  
\_\_\_\_\_  
Kevin G. Rivett, Chief Executive Officer

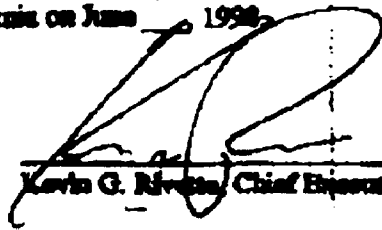
\_\_\_\_\_  
Irving S. Raffaport, Secretary

20757-USA  
SPRINT/BOC

1.

The undersigned, Kevin G. Rivette and Irving S. Rappaport, the Chief Executive Officer and Secretary, respectively, of SmartPatents, Inc., declare under penalty of perjury that the matters set out in the foregoing certificate are true of their own knowledge.

Executed at Mountain View, California on June 1998



Kevin G. Rivette, Chief Executive Officer

Irving S. Rappaport, Secretary



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980601.DOC

**CERTIFICATE OF AMENDMENT  
OF  
AMENDED AND RESTATED  
ARTICLES OF INCORPORATION  
OF  
SMARTPATENTS, INC.**

**KEVIN G. RIVETTE** and **IRVING S. RAPPAPORT**, the undersigned, hereby certify that:

**ONE:** They are the duly elected Chief Executive Officer and Secretary, respectively, of **SMARTPATENTS, INC.** (the "Corporation"), a California corporation.

**TWO:** Article I of the Amended and Restated Articles of Incorporation of this corporation is amended to read as follows:

"I.

The name of the Corporation is "**AURIGIN SYSTEMS, INC.**"

**THREE:** The foregoing amendment of the Amended and Restated Articles of Incorporation has been duly approved by the board of directors.

**FOUR:** The foregoing amendment of the Amended and Restated Articles of Incorporation has been duly approved by the required vote of shareholders in accordance with Section 902 of the California Corporations Code. The total number of outstanding shares of the Corporation is 2,437,545 shares of Common Stock, 99,694 shares of Series A Preferred Stock, 375,145 shares of Series B Preferred Stock, and 1,501,154 shares of Series C Preferred Stock. The number of shares voting in favor of the amendment equaled or exceeded the vote required. The percentage vote required was more than fifty percent (50%) of the outstanding shares of Common Stock, Series A Preferred Stock, Series B Preferred Stock, and Series C Preferred Stock voting together as a single class.

I further declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of my own knowledge.

Executed at Mountain View, California on June \_\_, 1998.

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Kevin G. Rivette, Chief Executive Officer

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Irving S. Rappaport, Secretary

The undersigned, Kevin G. Rivette and Irving S. Rappaport, the Chief Executive Officer and Secretary, respectively, of SmartPatents, Inc., declare under penalty of perjury that the matters set out in the foregoing certificate are true of their own knowledge.

Executed at Mountain View, California on June \_\_\_\_, 1998.

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Kevin G. Rivette, Chief Executive Officer

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Irving S. Rappaport, Secretary