

07-01-1999

Atty. Docket No.: SIER 0131 TUS

Form PTO-1594 (Rev. 6-93) OMB No. 0651-0011 (exp. 4/94)



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2 SHEET -Y

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.

1. Name of conveying party(ies): INTERAIR WIRELESS, INC. 6-24-99 Individual(s) Association General Partnership Limited Partnership X Corporation-State Delaware Other Additional name(s) of conveying party(ies) attached? Yes X No

2. Name and address of receiving party(ies) Name: CLEARWIRE TECHNOLOGIES, INC. Internal Address: P.O. Box 222 Street Address: City: Buffalo State: NY ZIP: 14225-0222 Individual(s) citizenship Association General Partnership Limited Partnership X Corporation-State Delaware Other If assignee is not domiciled in the United States, a domestic representative designation 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 Merger Security Agreement X Change of Name Other Execution Date: December 4, 1998

4. Application number(s) or registration number(s): A. Trademark Application No.(s) 75/584,937 Additional numbers attached? Yes X No

B. Trademark Registrar 06-24-1999 U.S. Patent & TMO/c/TM Mail Rcpt Dt. #70

5. Name and address of party to whom correspondence concerning document should be mailed: Name: Elizabeth F. Janda, Esq. Internal Address: Brooks & Kushman P.C. Street Address: 1000 Town Center, 22nd Floor City: Southfield State: MI Zip: 48075 06/30/1999 BUYER 00000250 75584937

6. Total number of applications and registrations involved: One 7. Total fee (37 CFR 3.41) \$40.00 X Enclosed Authorized to be charged to Deposit Account 8. Deposit Account number: (Attach duplicate copy of this page if paying by deposit account)

FC:401 40.00 DP DO NOT USE THIS SPACE

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. Elizabeth F. Janda Name of Person Signing Signature Date June 21, 1999 Total number of pages including cover sheet, attachments, and document: 4

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

TRADEMARK REEL: 001922 FRAME: 0213

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "INTERAIR WIRELESS, INC.", CHANGING ITS NAME FROM "INTERAIR WIRELESS, INC." TO "CLEARWIRE TECHNOLOGIES, INC.", FILED IN THIS OFFICE ON THE FOURTH DAY OF DECEMBER, A.D. 1998, AT 2 O'CLOCK P.M.



A handwritten signature in cursive script, reading "Edward J. Freel".

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Edward J. Freel, Secretary of State

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AUTHENTICATION: 9776452

DATE: 06-01-99

TRADEMARK  
REEL: 001922 FRAME: 0214

**CERTIFICATE OF AMENDMENT  
OF  
CERTIFICATE OF INCORPORATION  
OF  
INTERAIR WIRELESS, INC.**

InterAir Wireless, Inc. (the "Corporation"), a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware, does hereby certify:

**FIRST:** The Corporation has not received any payment for any of its stock.

**SECOND:** That the Board of Directors of the Corporation, by unanimous written consent pursuant to Section 141(f) of the General Corporation Law of the State of Delaware, adopted the following resolution to amend the Certificate of Incorporation of the Corporation:

**RESOLVED,** that Article One of the Certificate of Incorporation of the Corporation be amended to read in its entirety as follows:

"The name of the corporation is Clearwire Technologies, Inc."

**THIRD:** That said amendment was duly adopted in accordance with the provisions of Section 241 of the General Corporation Law of the State of Delaware.

**IN WITNESS WHEREOF,** the Corporation has caused this Certificate of Amendment to its Certificate of Incorporation to be executed this 4<sup>th</sup> day of December, 1998.

INTERAIR WIRELESS, INC.

By: **BRIAN E. NERNEY**  
Brian E. Nerney,  
Chief Executive Officer and President

DALLAS:239036.1

STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
FILED 02:00 PM 12/04/1998  
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