

*Corrective*

11-08-1999



U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

**MRD 5-20.99**

101159559

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

1. Name of conveying party(ies):  
**EARLY CLOUD & COMPANY**

Individual(s)       Association  
 General Partnership       Limited Partnership  
 Corporation-State **Rhode Island**  
 Other \_\_\_\_\_

Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies)  
**INTERNATIONAL BUSINESS MACHINES**  
Name: **CORPORATION**

Internal Address: **North Castle Drive**  
Street Address: \_\_\_\_\_  
City: **Armonk** State: **NY** Zip: **10504**

Individual(s) citizenship \_\_\_\_\_  
 Association \_\_\_\_\_  
 General Partnership \_\_\_\_\_  
 Limited Partnership \_\_\_\_\_  
 Corporation-State **New York**  
 Other \_\_\_\_\_

3. Nature of conveyance: **40**

Assignment       Merger  
 Security Agreement       Change of Name  
 Other **SEE ATTACHMENT**

Execution Date: **December 22, 1995**

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

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

A. Trademark Application No.(s)  
**74/485,897**

Additional numbers attached:  Yes  No

B. Trademark registration No.(s)  
**1,804,163**

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

Name: **Jennifer D. Goff**  
**International Business Machines Corporation**  
**Intellectual Property Law Dept.**  
 Address: **North Castle Drive**  
**Armonk, New York 10504**  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

6. Total number of applications and registrations involved: **12**

7. Total fee (37 CFR 3.41): **\$ 315.00**

Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number: **0920474** **315E**

(Attach duplicate copy of this page if paying by deposit account)

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.

**Jennifer D. Goff**      *Jennifer D. Goff*      **May 20, 1999**  
 Name of Person Signing      Signature      Date

Total number of pages comprising correspondence: **3**

**ATTACHMENT TO COVER SHEET****3. Nature of conveyance: Continued**

Brief: Record to correct receiving party's name previously recorded at  
Reel 1436 - Frame 0585.

**4. Application numbers continued:**

Pending numbers continued:       74/485,888  
  74/485,899  
  74,485.898

Registered numbers continued:

1,742,875  
1,909,536  
1,736,233  
1,738,116  
1,742,876  
1,738,115  
1,878,530

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

Name:           International Business Machines Corporation  
                  Intellectual Property Law Department

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RECEIPT ACCTING. DIV.

03-14-1996



100149371

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):

**EARLY, CLOUD & COMPANY**

Individual(s)       Association  
 General Partnership       Limited Partnership  
 Corporation-State Rhode Island  
 Other \_\_\_\_\_

Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies)

Name: IBM Corporation

Internal Address: Bldg #2

Street Address: 500 Columbus Avenue

City: Thornwood State: NY Zip: 10594

Individual(s) citizenship \_\_\_\_\_  
 Association \_\_\_\_\_  
 General Partnership \_\_\_\_\_  
 Limited Partnership \_\_\_\_\_  
 Corporation-State New York  
 Other \_\_\_\_\_

3. Nature of conveyance:

Assignment       Merger  
 Security Agreement       Change of Name  
 Other \_\_\_\_\_

Execution Date: December 22, 1995

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

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

A. Trademark Application No.(s)  
74/485,897

B. Trademark registration No.(s)  
1,804,163

Additional numbers attached?  Yes  No

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

Name: Alexander Tognino, Esq.

Address: 500 Columbus Avenue

City: Thornwood State: NY Zip: 10594

6. Total number of applications and registrations involved: 12

7. Total fee (37 CFR 3.41): \$315.00

Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number:  
09-0474

(Attach duplicate copy of this page if paying by deposit account)

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WT04253 03/18/96 74485897      09-0474 010 481      240.00CH  
 WT04254 03/18/96 74485897      09-0474 010 482      273.00CH

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.

Jennifer D. Goff  
 Name of Person Signing

*Jennifer D. Goff*  
 Signature

2/14/96  
 Date

MRD 2.22.96

GMS No. 0651-0011 (exp. 4/94)

Do not detach this portion

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks  
 Box Assignments  
 Washington, D.C. 20231

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gather the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the office of Management and Budget, Paperwork Reduction Project (0651-0011), Washington, D.C. 20503.

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.

10. Name of conveying party(ies):

EARLY, CLOUD & COMPANY  
 Aquidneck Industrial Park  
 Newport, Rhode Island 02840

 Individual(s) Association General Partnership Limited Partnership Corporation-State of Rhode Island Other \_\_\_\_\_

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

A. Trademark Application No.(s)

74/485,888  
74/485,899  
74/485,898

B. Trademark registration No.(s)

1,742,875  
1,909,536  
1,736,233  
1,738,116 ✓  
1,742,876  
1,738,115 ✓  
1,878,530

**ASSIGNMENT OF TRADEMARK**

ASSIGNMENT made this 22 day of December, 1995 between Early, Cloud & Company ("Assignor"), and International Business Machines Corporation ("Assignee");

WHEREAS, the Assignor represents and warrants it has adopted, used and is using; and is the sole owner of the entire right, title and interest, including the goodwill associated therewith, in and to the following trademarks:

<u>MARK</u>	<u>REGISTRATION/ SERIAL NO.</u>	<u>REG. DATE (Allowance)</u>
CallFlow	1,909,536	08/01/95
Early, Cloud & Company	1,738,116	12/08/92
Early, Cloud & Company and Design	1,738,115	12/08/92
ECC	1,736,233	12/01/92
ECC3270 Gateway	1,742,876	12/29/92
MDP	1,878,530	02/14/95
TDS	1,804,163	11/16/93
TCS	1,742,875	12/29/92
ECC/MDA	74/485,897	01/31/95
ECC/Message Driven Architecture	74/485,899	02/14/95
BRB	74/485,888	02/07/95
Business Request Broker	74/485,898	02/07/95

WHEREAS, Assignee is desirous of acquiring said marks, trademark registrations and applications thereof:

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, said Assignor hereby irrevocably assigns, transfers and conveys to the Assignee, its successors, assigns or other legal representatives, all rights, title and interest in and to the said marks, and all trademark registrations and applications for trademark registrations in the United States and in all countries throughout the world, together with the goodwill of the business symbolized by the marks.

This assignment is effective as of the 31st day of December, 1995.

Dated: 12-22-95

ASSIGNOR  
By: Kevin F. Kelly

Name: Kevin F. Kelly  
Title: CEO

On this 22 day of December 1995, before me personally appeared Kevin F. Kelly, who declared that he/she is duly and lawfully authorized to execute this Assignment on behalf of Early, Cloud & Company, and acknowledged the foregoing signature to be his/her own.

Elizabeth J. Jacobs  
Notary Public