



**NRD 12-13-99**

Tab settings =>>>

101238605

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

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

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

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

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

Name: @POS.com, Inc.  
Internal Address: \_\_\_\_\_  
Street Address: 3051 North 1st Street  
City: San Jose State: CA ZIP: 95134

Individual(s) citizenship \_\_\_\_\_  
 Association \_\_\_\_\_  
 General Partnership \_\_\_\_\_  
 Limited Partnership \_\_\_\_\_  
 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               Change of Name  
 Other \_\_\_\_\_

Execution Date: June 29, 1999

4. Application number(s) or patent number(s):  
A. Trademark Application No.(s)  
See attached 1  
schedule

Additional numbers attached?  Yes  No

B. Trademark Registration No.(s)

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

Name: Diane E. Turriff  
Internal Address: \_\_\_\_\_  
\_\_\_\_\_  
Street Address: Wilson Sonsini Goodrich & Rosati  
650 Page Mill Road  
\_\_\_\_\_  
City: Palo Alto State: CA ZIP: 94304-1050

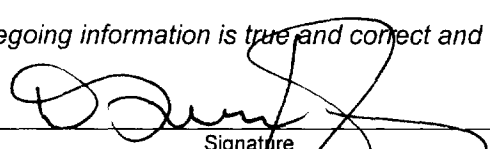
6. Total number of applications and registrations involved: ..... 6

7. Total fee (37 CFR 3.41) ..... \$ 165.00  
 Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number:  
23-2415 Attn: 11871-900  
(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.*

Diane E. Turriff                                            12/08/99  
Name of Person Signing                      Signature                      Date

Total number of pages including cover sheet, attachments, and document: 5

01/06/2000 DNGUYEN 00000081 75572188 Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

40.00 OP  
125.00 OP

# SCHEDULE

<u>Mark</u>	<u>Application No</u>
IPOS	75/572,188
E-RECEIPT	75/572,171
E-PROMOTION	75/572,173
HIDE & SEEK	75/573,023
VISUAL ADVANTAGE	75/571,685
@POS.COM	75/726,246

# Office of the Secretary of State

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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 "MOBINETIX SYSTEMS, INC.", CHANGING ITS NAME FROM "MOBINETIX SYSTEMS, INC." TO "@POS.COM, INC.", FILED IN THIS OFFICE ON THE TWENTY-NINTH DAY OF JUNE, A.D. 1999, AT 5 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



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

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Edward J. Freel, Secretary of State

2291504 8100

991266000

AUTHENTICATION:

9846321

DATE:

07-02-99

TRADEMARK  
REEL: 002007 FRAME: 0763

CERTIFICATE OF AMENDMENT  
OF  
CERTIFICATE OF INCORPORATION

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MobiNetix Systems, Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware,

**DOES HEREBY CERTIFY:**

**FIRST:** That the Board of Directors of said corporation adopted a resolution proposing and declaring advisable the following amendment to the Certificate of Incorporation of said corporation:

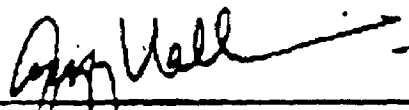
**RESOLVED,** that the Certificate of Incorporation of MobiNetix Systems, Inc. be amended by changing the First Article thereof so that, as amended, said Article shall be and read as follows:

"The name of the corporation is @POS.com, Inc."

**SECOND:** That in lieu of a meeting and vote of stockholders, the stockholders have given written consent to said amendment in accordance with the provisions of Section 228 of the General Corporation Law of the State of Delaware, and written notice of the adoption of the amendment has been given as provided in Section 228 of the General Corporation Law of the State of Delaware to every stockholder entitled to such notice.

THIRD: That the aforesaid amendments was duly adopted in accordance with the applicable provisions of Sections 242 and 228 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, said corporation has caused this certificate to be signed by Aziz Valliani, its President, this 28th day of June, 1999.

  
By: Aziz Valliani, President