DEPARTMENT OF COMMERCE

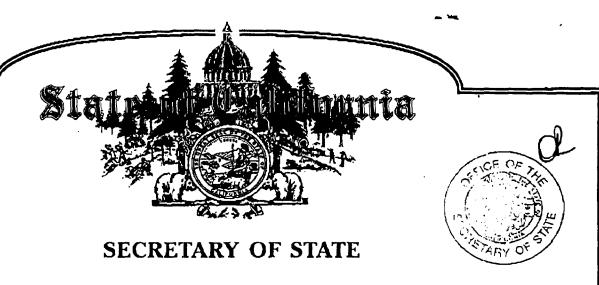
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RECORDATION FORM COVER SHEET (And 1) And TRADEMARKS ONLY

| | | Patent and Trademark Offi Docket No. 029052.20 | |
|-------|---|--|--|
| | To the Commissioner of Patents and Trademark | ks: Please record the attached original documents or copy thereof. | |
| I. | Name of Conveying party(ies): Andale.com, Inc. Individual(s) General Partnership Corporation-State Other California Association Limited Partnership Other California | 2. Name and address of receiving party(ies): Name: Andale, Inc. Street Address: 2880 Lakeside Drive, Suite 116 Santa Clara, California 95054 Individual(s) citizenship: Association: General Partnership: | |
| 3. | Nature of conveyance: ☐ Assignment ☐ Merger ☐ Security Agreement ☑ Change of Name ☐ Other: Execution Date: November 5, 1999 | ☐ Limited Partnership: ☐ Corporation-State: California ☐ Other: Additional name(s) & address(es) attached? ☐ Yes ☑ No | |
| 4. | Application number(s) or registration number(s): A. Trademark Application No.(s) 75/821,310 ditional numbers attached? □ Yes ☑ No | B. Registration No.(s) | |
| 5. | Name and address of party to whom correspondence concerning document should be mailed: Rochelle D. Alpert Brobeck, Phleger & Harrison LLP Spear Street Tower One Market San Francisco, CA 94105 The Commissioner is hereby authorized to charge any fees under 37 C.F.R. § 1. | 6. Total number of applications and trademark registrations involved: 1 7. Total fee (37 C.F.R. § 3.41): \$40.00 ☑ Enclosed ☑ Authorized to be charged to deposit account, referencing Attorney Docket: 029052.2010 8. Deposit account number: 02-3950 21 which may be required by this paper, or to credit any overpayment to Deposit Account No. 02-3950. | |
| | | OT USE THIS SPACE | |
| 9. | Name: Rochelle D. Alpert Socially S | on is true and correct and any attached copy is a true copy of the original document. 1/7/00 Date Date | |
| 01/20 | Commissio 000 DHGUYEN 00000147 75821310 Wa | orded with required cover sheet information to: oner of Patents and Trademarks Box Assignments ashington, D.C. 20231 | |

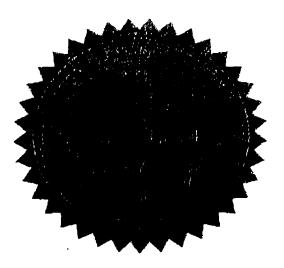
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TRADEMARK **REEL: 002015 FRAME: 0147**



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

That the attached transcript of _____ page(s) 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 day of

NOV 1 5 1999

Julyprus

Secretary of State

Sec/State Form CE-107 (rev. 9/98)

OSP 98 13524

CERTIFICATE OF AMENDMENT

OF THE

AMENDED AND RESTATED ARTICLES OF INCORPORATION THE State of the Secretary of State of California

ANDALÉ.COM, INC. a California Corporation

NOV 1 2 1999

BILL JONES, Secretary of State

Munjal M. Shah and Warren T. Lazarow hereby certify that:

- 1. They are President and Secretary, respectively, of Andalé.com, Inc., a California corporation (the "Corporation").
- 2. The Amended and Restated Articles of Incorporation of the Corporation, filed October 4, 1999 shall be amended as set forth in this Certificate of Amendment.
- 3. Article 1 of the Amended and Restated Articles of Incorporation is amended to read in its entirety as follows:
 - "1. The name of the Corporation is Andalé, Inc."
- 4. Pursuant to the Unanimous Written Consent of the Board of Directors dated November 4, 1999, this Certificate of Amendment was approved and adopted.
- 5. As of the record date, there were outstanding and entitled to vote with respect to the Certificate of Amendment Thirty-One Million Seven Hundred Twenty-Six Thousand Six Hundred Sixty-Seven (31,726,667) shares of Common Stock, Eighteen Million Eight Hundred Fifty Thousand One Hundred Forty-Five (18,850,145) shares of Series A Preferred Stock and Fifty-Two Million Nine Hundred Forty-Four Thousand Two Hundred (52,944,200) shares of Series B Preferred Stock. To adopt the Certificate of Amendment an affirmative vote was required, and obtained from at least 50% of the outstanding shares entitled to vote.

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| We 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 our own knowledge. |
| |

| Executed this 5 | day of November 1999 | , at Palo Alto, | California |
|-----------------|----------------------|-----------------|------------|
|-----------------|----------------------|-----------------|------------|

Munjal M. Shah President

Warren T. Lazarow

Secretary

PALLENDLASISASTIAL(PASSO(LDOC)

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We 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 our own knowledge.

Executed this ____ day of November 1999, at Palo Alto, California.

Munjal M. Shah

President

Warren/T. Lazarow



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PALLIBEDLA 114471.61(P493011.DOC)

RECORDED: 01/12/2000

TRADEMARK ¹ REEL: 002015 FRAME: 0151