

11-02-2000



To the Honorable Commissioner of  
thereof.

the attached original documents or copy

101503277

1. Name of conveying party(ies): 10-16-00  
Plenan Systems, Inc.

Individual(s)       Association

General Partnership     Limited Partnership  
 Corporation-State - Delaware  
 Other \_\_\_\_\_

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

3. Nature of conveyance:

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

Execution Date: June 23, 1999

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

Name: Applicast, Inc.

Internal Address: \_\_\_\_\_

Street Address: 313 Constitution Drive

City: Menlo Park      State: CA    ZIP 94025

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  
 (Designation 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)  
75/648,075 and 75/648,094

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: Cooley Godward LLP

Internal Address: Five Palo Alto Square

Street Address: 3000 El Camino Real

City: Palo Alto      State: CA    ZIP 94306-2155

6. Total number of applications and registration  
involved: 2

7. Total fee (37 CFR 3.41):.....  
 \$ 65.00

Enclosed  
 Authorized to be charged to deposit account  
**For any deficiency or to credit any overpayment**

8. Deposit account number:  
03-3118  
 (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.*

Mary C. O'Connor      October 9, 2000  
Mary C. O'Connor      Date

Total number of pages including cover sheet, attachments, and document: 6

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 of 2 page(s) was prepared by and in this office from the record on file, 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

AUG 21 2000



*Bill Jones*

Secretary of State

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AMENDED STATEMENT BY  
FOREIGN CORPORATION

FILED  
in the office of the Secretary of State  
of the State of California

JUL 15 1999

*Bill Jones*  
BILL JONES, Secretary of State

Applicast, Inc.  
(Name of Corporation)

\_\_\_\_\_, a corporation organized  
and existing under the laws of Delaware, and which is presently  
(State of Place of Incorporation)

qualified for the transaction of intrastate business in the State of California, makes the  
following statement:

That the name of the corporation has been changed to that hereinabove set forth and that the name  
relinquished at the time of such change was Plenan Systems, Inc.

\_\_\_\_\_  
\_\_\_\_\_

Applicast, Inc.  
(Name of Corporation)

*Craig E. Dauchy*  
(Signature of Corporate Officer)

Craig E. Dauchy, Secretary  
(Typed Name and Title of Officer Signing)

*State of Delaware*  
*Office of the Secretary of State*

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PAGE 1

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 "PLENAN SYSTEMS, INC.", CHANGING ITS NAME FROM "PLENAN SYSTEMS, INC." TO "APPLICAST, INC.", FILED IN THIS OFFICE ON THE TWELFTH DAY OF JULY, A.D. 1999, AT 9 O'CLOCK A.M.

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



2853493 8100

991283305

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

Edward J. Freel, Secretary of State  
9858503

AUTHENTICATION: 07-12-99

DATE:

**CERTIFICATE OF AMENDMENT  
TO THE RESTATED CERTIFICATE  
OF INCORPORATION OF  
PLENAN SYSTEMS, INC.**

John J. McGrory, II and Craig E. Dauchy hereby certify that:

1. The Original name of the corporation is Plenan Systems, Inc. and the date of filing of the original Certificate of Incorporation of this corporation with the Secretary of State of the State of Delaware is February 13, 1998.
2. They are the duly elected and acting President and Secretary, respectively, of Plenan Systems, Inc., a Delaware corporation.
3. Article I of the Certificate of Amendment to the Restated Certificate of Incorporation of this corporation is hereby amended in its entirety to read as follows:

**I.**

The name of the Corporation is Applicast, Inc. (the "*Corporation*" or the "*Company*").


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Thereafter pursuant to a resolution of the Board of Directors this Certificate of Amendment was submitted to the stockholders of the Corporation for their approval, and was duly adopted in accordance with the applicable provisions of Section 228, 242 and 245 of the General Corporation law of the State of Delaware.

IN WITNESS WHEREOF, Plenan Systems, Inc. has caused this Certificate of Amendment  
of Restated Certificate of Incorporation to be signed by the President and the Secretary in  
Palo Alto, California this 23rd day of June, 1999.

  
\_\_\_\_\_  
JOHN J. MCGRORY, II  
President

ATTEST:

  
\_\_\_\_\_  
CRAIG E. DAUCHY  
Secretary