

11-07-2000



or copy thereof.

101506419

To the Honorable Commissioner of Patents and Trademarks

1. Name of conveying party(ies): **10-19-00**
Ardent Software, Inc.
 Individual(s) Association
 General Partnership Limited Partnership
 Corporate - State: **Delaware**

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 29, 2000

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

Name: **Informix Corporation**
Internal Address:
Street Address: **4100 Bohannon Drive**

City: **Menlo Park**

State: **California** Zip: **94025**

Individual(s) citizenship
 Association
 General Partnership
 Limited Partnership
 Corporate - State: **Delaware**
 Other

Additional name(s) & address(es) attached? Yes No

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

A. Trademark Application Nos.:
SEE EXHIBIT "A" ATTACHED HERETO

B. Trademark Registration No.(s)
SEE EXHIBIT "A" ATTACHED HERETO

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

Name: **Allyn Taylor, Esq.**

Internal Address: **GRAY CARY WARE & FREIDENRICH
400 Hamilton Avenue
Palo Alto, CA 94301-1823**

6. Total number of applications and registrations involved: **36**

7. Total fee (37 CFR 3.41) \$ **890.00**

Enclosed
 Authorized to be charged to deposit account

8. Deposit account number: **07-1907**. Please debit any underpayment or credit any overpayment to the above deposit account.

GRAY CARY WARE & FREIDENRICH
(Attach duplicate 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

Allyn Taylor, Esq.
Name of Person Signing

Signature

Date

10/18/00

Total number of pages comprising cover sheet: **[4]**

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

**Commissioner of Patents and Trademarks
Box Assignments
Washington, DC 20231**

11/06/2000 MTHAI1 00000315 071907 75051340

**01 FC:481 40.00 CH
02 FC:482 850.00 CH**

EXHIBIT "A"

Assignor: Ardent Software, Inc.

Assignee: Informix Corporation

<u>Mark</u>	<u>Classes</u>	<u>App. #</u>	<u>App. Dt</u>	<u>Reg. #</u>	<u>Reg. Dt</u>
SYSTEM BUILDER	9	75/851340	11/17/1999		
E-STAGE	9	75/797820	09/13/1999		
METASTAGE	9	75/654499	03/05/1999		
METAHUB	9	75/654498	03/05/1999		
REDBEANS & DESIGN	9	75/607983	12/18/1998		
REDBEANS	9	75/581987	11/03/1998		
METAARCHITECT	9	75/492846	05/26/1998		
METABROKER	9	75/491811	05/26/1998	2363018	06/27/2000
DIALOGUE	9	75/491810	05/26/1998		
ARDENT (STYLIZED)	9	75/437857	02/20/1998	2355889	06/06/2000
ARDENT	9	75/418494	01/15/1998	2355840	06/06/2000
SUPERTERM	9	75/209051	12/05/1996	2127076	01/06/1998
UNIVERSE	9	75/122801	06/20/1996	2131853	01/27/1998
DATASTAGE	9	75/117647	06/11/1996	2118460	12/02/1997
UNIDATA & DESIGN	9	74/516534	04/25/1994	1954125	02/06/1996
UNIDATA	9	73/591116	04/01/1986	1412148	10/07/1986
ZERO DEFECT DATA	9	74/210571	10/08/1991	1882813	03/07/1995
SURESTART	42	75/483612	05/12/1998		
PRISM & DESIGN	9	75/038836	12/29/1995	2183235	08/25/1998
PRISM	9	75/038837	12/29/1995	2183236	08/25/1998
PRISM	16	75/038834	12/29/1995	2211400	12/15/1998
ITERATIONS	42	75/081102	03/29/1996	2100502	09/23/1997
ITERATIONS	16	75/082926	04/03/1996	2146690	03/24/1998
ITERATIONS	9	75/082925	04/03/1996	2074689	06/24/1997
O2 & DESIGN	9, 16, 42	74/240513	01/27/1992	1933395	11/07/1995
O2 TECHNOLOGY & DESIGN	9, 16, 42	74/240568	01/27/1992	1865093	11/29/1994
REDBACK	9	75/199844	11/18/1996	2135481	02/10/1998
CONCUR & DESIGN	35	74/468825	12/13/1993	1874153	01/17/1995
SYSTEMS TECHNIQUES	9, 42	75/346794	08/19/1997	2190932	09/22/1998
MISC. DESIGN (STYLIZED S)	9, 42	75/342812	08/18/1997	2193667	10/06/1998
CONVERGE	9	75/075844	03/19/1996	2154142	04/28/1998
CONVEY & DESIGN	9	74/653030	03/27/1995	2060336	05/13/1997
CONVEY	9	74/653029	03/27/1995	1956365	02/13/1996
E-ITERATIONS	9	75/901767	01/24/2000		
E-ITERATIONS	42	75/901768	01/24/2000		

**CERTIFICATE OF OWNERSHIP AND MERGER
OF
ARDENT SOFTWARE, INC.
a Delaware corporation
INTO
INFORMIX CORPORATION
a Delaware corporation**

It is hereby certified that:

1. Informix Corporation, hereinafter referred to as the "*Corporation*" is a corporation organized and existing under the laws of the State of Delaware, incorporated on the 3rd day of July, 1986.

2. The Corporation is the owner of all of the outstanding shares of the stock of Ardent Software, Inc., which is a corporation organized and existing under the laws of the State of Delaware, incorporated on the 25th day of January, 1984.

3. The Corporation hereby merges Ardent Software, Inc. with and into the Corporation.

4. The following are the resolutions adopted on June 21, 2000 by the Board of Directors of the Corporation at its annual meeting prior to the annual meeting of the stockholders of the Corporation, to merge the said Ardent Software, Inc. into the Corporation.

WHEREAS, the Board of Directors of the Corporation deems it to be in the best interests of the Corporation to merge (1) Ardent Software, Inc., a Delaware corporation, and a wholly-owned subsidiary of the Corporation ("*Ardent*"), (2) Cloudscape, Inc., a California corporation, and a wholly-owned subsidiary of the Corporation ("*Cloudscape*") and (3) Red Brick Systems, Inc., a Delaware corporation, and a wholly-owned subsidiary of the Corporation ("*Red Brick*"), and each of them, into the Corporation, whereby the Corporation will be the surviving corporation (the "*Mergers*"); and

WHEREAS, pursuant to the Mergers, the Corporation desires to assume all estate, property, rights, privileges, powers and franchises of each of Ardent, Cloudscape and Red Brick, collectively referred to hereafter as the "*Subsidiaries*".

NOW, THEREFORE, IT IS RESOLVED, that the Mergers are hereby approved.

RESOLVED FURTHER, that all of the estate, property (including, but not limited to all intellectual property, including but not limited to all trademarks, patents and copyrights of the Subsidiaries, as listed on Exhibits A, B and C attached hereto and made a part hereof), and all other rights, privileges, powers and franchises of the Subsidiaries shall be vested in and held and enjoyed by the Corporation as fully and entirely and without change or diminution as if the same were held before, and enjoyed by, the Corporation in its name.

RESOLVED FURTHER, that the officers of the Corporation be, and they each hereby are, authorized, empowered and directed to prepare, execute and file and deliver any and all documents, instruments or agreements as such officers shall deem necessary or desirable to evidence the Corporation's assumption of the Subsidiaries' estate, property, rights, privileges, powers and franchises, respectively.

RESOLVED FURTHER, that upon the effective time of the Mergers, each share of the Subsidiaries' Common Stock owned by the Corporation immediately prior to the Mergers shall be, upon consummation of the Mergers, cancelled.


FURTHER RESOLVED, that the appropriate officer or officers of the Corporation be, and each of them hereby is, authorized, empowered and directed to execute and file Certificates of Ownership and Merger as provided pursuant to Section 253 of the Delaware General Corporation Law and to execute and file with the State of Delaware and such other documents, instruments and agreements, and to perform any and all other acts that he or they may, in such officer's sole and absolute discretion, deem necessary or desirable to consummate the Mergers.

FURTHER RESOLVED, that the Mergers shall be effective upon filing with the Secretary of State of Delaware.

5. Anything herein or elsewhere to the contrary notwithstanding, this merger may be amended or terminated and abandoned by the Board of Directors of the Corporation at any time prior to the time that this Certificate of Ownership and Merger (the "Certificate") is filed with the Secretary of State and becomes effective.

IN WITNESS WHEREOF, the Corporation has caused this Certificate to be signed by Gary Lloyd, its VP, Legal, General Counsel and Secretary, this 29th day of June, 2000.

INFORMIX CORPORATION

By: 

Gary Lloyd, VP, Legal, General Counsel
and Secretary