

11-20-2000



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RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)  
Document ID # \_\_\_\_\_
- Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_
- Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

Conveyance Type

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment
- Merger  
Effective Date  
Month Day Year  
\_\_\_\_\_
- Change of Name
- Other \_\_\_\_\_

Conveying Party

Mark if additional names of conveying parties attached  
Execution Date  
Month Day Year

Name Red Brick Systems, Inc. 06212000

Formerly \_\_\_\_\_ 75505092

- Individual  General Partnership  Limited Partnership  Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization Delaware

Receiving Party

Mark if additional names of receiving parties attached

Name Informix Corporation

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 4100 Bohannon Drive

Address (line 2) \_\_\_\_\_

Address (line 3) Menlo Park California 94025  
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership

- Corporation  Association

Other \_\_\_\_\_

Citizenship/State of Incorporation/Organization Delaware

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

FOR OFFICE USE ONLY

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

#

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		
<input type="text" value="75505092"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="2033786"/>	<input type="text" value="1656718"/>	<input type="text"/>
<input type="text" value="75396409"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1641986"/>	<input type="text" value="2096469"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1692490"/>	<input type="text" value="2124721"/>	<input type="text"/>

**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

No

**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. Charges to deposit account are authorized, as indicated herein.

Allyn Taylor, Esq.

Name of Person Signing

Signature

11/3/07

Date Signed

*State of Delaware*  
*Office of the Secretary of State* PAGE 1

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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 OWNERSHIP, WHICH MERGES:

"RED BRICK SYSTEMS, INC.", A DELAWARE CORPORATION,  
WITH AND INTO "INFORMIX CORPORATION" UNDER THE NAME OF "INFORMIX CORPORATION", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE THIRTIETH DAY OF JUNE, A.D. 2000, AT 4:05 O'CLOCK P.M.



*Edward J. Freel*  
\_\_\_\_\_  
Edward J. Freel, Secretary of State

AUTHENTICATION: 0768606

DATE: 11-01-00

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JUN.30.2000 11:25AM INFORMIX CONTRACTS

STATE OF DELAWARE  
 SECRETARY OF STATE  
 DIVISION OF CORPORATIONS  
 FILED 04:05 PM 06/30/2000  
 001336720 - 2095448

**CERTIFICATE OF OWNERSHIP AND MERGER  
 OF  
 RED BRICK SYSTEMS, 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 3<sup>rd</sup> day of July, 1986.

2. The Corporation is the owner of all of the outstanding shares of the stock of Red Brick Systems, Inc., which is a corporation organized and existing under the laws of the State of Delaware, incorporated on the 29<sup>th</sup> day of August, 1995.

3. The Corporation hereby merges Red Brick Systems, 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 Red Brick Systems, 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.

H:\Legal\docs\own(Subsidiaries)\Certificate of Merger (RedBrick).DOC

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NO. 895 P. 32/46

**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 29<sup>th</sup> day of June, 2000.

INFORMIX CORPORATION

By:   
Gary Lloyd, VP, Legal, General Counsel  
and Secretary