

12-06-2000

Attorney Docket No. 18502-1; -4; -6; -7

FORM PTO-1594
1-31-92



COVER SHEET
ONLY

U.S. DEPARTMENT OF COMMERCE
Patents and Trademark Office

To the Honorable Commissioner of

attached original documents or copy thereof.

1. Name of conveying party(ies):

101540442
11-22-00

WAVTrace, Inc.

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation-State: Washington
- Other

Additional name(s) of conveying parties attached? Yes No

2. Name and address of receiving party(ies)

Name: Harris Broadband Wireless Access, Inc.

Internal Address:

Street Address: 1545 134th Ave., NE

City: Bellevue State: Washington ZIP: 98005

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State: Washington
- 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 names and addresses attached? Yes No

3. Nature of conveyance:

- Assignment
- Merger
- Security Agreement
- Change of Name
- Other:

Execution Date: August 31, 2000

4. Application Number(s) or Registration Number(s).

A. Trademark Application No(s):
75/520,523; 75/823,530; and 76/005,443

B. Trademark Registration No(s): 2,400,425

Additional numbers attached? Yes No

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

Name: Marc M. Gorelnik
TOWNSEND AND TOWNSEND AND CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel. No.: (415) 576-0200

6. Total number of applications and registrations involved: Four

7. Total fee (37 CFR 3.41): \$115.00

- Enclosed
- Charge Fees to Deposit Account
- Charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to deposit account.

8. Deposit account number: 20-1430

(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 is true and correct and any attached copy is a true copy of the original document.

Marc M. Gorelnik
Name of Person Signing

Signature

November 16, 2000
Date

Total number of pages including cover sheet, attachments and document: 2

10. Change Correspondence Address to that of Part 5? Yes No

OMB No. 0651-0011 (exp. 4/94)

Do not detach this portion

Mail documents to be recorded with required cover to
12/05/2000 DNGUYEN 00000229 201430 75520523

Asst. Commissioner for Trademarks
Box: Assignments
Washington, D.C. 20231

01 FC:481 40.00 CH
02 FC:482 75.00 CH

FIFTH AMENDED AND RESTATED ARTICLES OF INCORPORATION

OF

WAYTRACE, INC.

STATE OF WASHINGTON
AUG 31 2000

ARTICLES 1. NAME

RALPH MURPHY
SECRETARY OF STATE

The name of this corporation is Harris Broadband Wireless Access, Inc.

ARTICLE 2. SHARES

2.1. Classes of Stock. The total number of shares of all classes of capital stock which the corporation shall have the authority to issue is one thousand (1,000) shares of common stock with a par value of \$0.01 per share

ARTICLE 3. REGISTERED OFFICE AND AGENT

The name of the registered agent of this corporation and the address of its registered office are as follows:

Corporation Service Company
1010 Union Avenue S.E., Suite B
Olympia, Washington 98501-1339

ARTICLE 4. PREEMPTIVE RIGHTS

No preemptive rights shall exist with respect to shares of stock or securities convertible into shares of stock of this corporation.

ARTICLE 5. CUMULATIVE VOTING

The right to cumulate votes in the election of Directors shall not exist with respect to shares of stock of this corporation.

ARTICLE 6. DIRECTORS

The number of Directors of this corporation shall be determined in the manner provided by the Bylaws and may be increased or decreased from time to time in the manner provided therein.