

12-13-2000



101548196  
RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

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

00-21-11

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

Name   
Formerly

Execution Date  
Month Day Year

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name   
DBA/AKA/TA   
Composed of   
Address (line 1)   
Address (line 2)   
Address (line 3)     
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership  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.)
- Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

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

EL482714418US TRADEMARK  
REEL: 002193 FRAME: 0304

**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).

Trade Application Number(s)			Registration Number(s)		
<input type="text" value="75/535,773"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="2,196,615"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="75/821,432"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="2,171,722"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="76/076,059"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="2,184,615"/>	<input type="text"/>	<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.

Connie L. Ellerbach, Esq.  
Name of Person Signing

  
Signature

11/16/00  
Date Signed



SECRETARY OF STATE

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

That the attached transcript of 3 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



*Bill Jones*

Secretary of State

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

Office of the Secretary of State

JUL 17 2000

BILL JONES, Secretary of State

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 MERGER, WHICH MERGES:

"EXTRICITY, INC.", A CALIFORNIA CORPORATION,  
WITH AND INTO "EXTRICITY (DELAWARE), INC." UNDER THE NAME OF "EXTRICITY, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-EIGHTH DAY OF JUNE, A.D. 2000, AT 9:01 O'CLOCK A.M.

006255913



*Edward J. Freel*

Edward J. Freel, Secretary of State

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001344404

AUTHENTICATION: 0544662

DATE: 07-07-00

**CERTIFICATE OF MERGER**

**OF**

**EXTRICITY, INC.**  
**(a California corporation)**

**WITH AND INTO**

**EXTRICITY (DELAWARE), INC.**  
**(a Delaware corporation)**

Extricity (Delaware), Inc., a corporation organized and existing under the laws of Delaware hereby certifies that:

1. The name and state of incorporation of each of the constituent corporations are:
  - (a) Extricity, Inc., a California corporation ("Extricity California");and
  - (b) Extricity (Delaware), Inc., a Delaware corporation ("Extricity Delaware").
2. An Agreement and Plan of Merger, dated as of June 21, 2000 (the "Merger Agreement"), has been approved, adopted, certified, executed and acknowledged by each of Extricity California and Extricity Delaware in accordance with the provisions of subsection (c) of Section 252 of the General Corporation Law of the State of Delaware.
3. The surviving corporation is Extricity Delaware whose name is changed to Extricity, Inc. (the "Surviving Corporation").
4. The Restated Certificate of Incorporation of Extricity Delaware shall be the Restated Certificate of Incorporation of the Surviving Corporation.
5. The executed Merger Agreement is on file at the principal place of business of the Surviving Corporation at 555 Twin Dolphin Drive, Redwood Shores, California 94065.
6. A copy of the Merger Agreement will be furnished by the Surviving Corporation, on request and without cost, to any shareholder of Extricity California or stockholder of Extricity Delaware.
7. The authorized capital stock of Extricity California is sixty-eight million one hundred twenty-six thousand six hundred fifty (68,126,650) shares, including fifty million (50,000,000) shares of Common Stock, no par value per share, and eighteen million one hundred twenty-six thousand six hundred fifty (18,126,650) shares of Preferred Stock, no par value per share.

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TRADEMARK  
REEL: 002193 FRAME: 0308

IN WITNESS WHEREOF, Extricity (Delaware), Inc. has caused this certificate to be signed by the undersigned officer, thereunto duly authorized, on the 27th day of June, 2000.

**EXTRICITY (DELAWARE), INC.,**  
a Delaware corporation

By   
Vicki L. Randall, Esq.  
Assistant Secretary



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TOTAL P.22