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To the Honorable Director – U.S. Patent and Trademark Office:

1. Name of conveying party(ies):
netheartbeat.com, Inc. 3.6.01

Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State Delaware
 Other _____

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

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

Name: netheartbeat, Inc.
Internal Address: _____
Street Address: 2201 N. Lamar Blvd.
City: Austin State: TX ZIP: 78705

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

(Designations must be a separate document from assignment)
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: October 12, 2000

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

A. Trademark Application No.(s)
75/881,413 NETHEARTBEAT
75/881,446 WEBHEARTBEAT

B. Trademark Registration No.(s)

Additional numbers attached? Yes No

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

Name: Wilson Sonsini Goodrich & Rosati
Internal Address: Andrew P. Bridges / Michael D. Pogue

Street Address: 650 Page Mill Road

City: Palo Alto State: CA ZIP: 94304-1050

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41) \$ 65.00
 Enclosed
 Authorized to be charged to deposit account

8. Deposit account number:
23-2415 Attn: 26409-900
(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.

Michael D. Pogue [Signature] 2/28/01
Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and document: 1

Mail documents to be recorded with required cover sheet information to:
Director – U.S. Patent and Trademark Office, Box Assignments
Washington, D.C. 20231



February 28, 2001

Box ASSIGNMENT FEE
Director - U.S. Patent and Trademark Office
Washington, D.C. 20231

Re: REQUEST FOR RECORDATION OF CHANGE OF APPLICANT NAME

Mark: NETHEARTBEAT
Serial No.: 75/881,413
Applicant: netheartbeat, Inc.,
(formerly netheartbeat.com, Inc.)
Filing Date: December 28, 1999
Attorney Docket No.: 26409-TM1012

Mark: WEBHEARTBEAT
Serial No.: 75/881,446
Applicant: netheartbeat, Inc.,
(formerly netheartbeat.com, Inc.)
Filing Date: December 28, 1999
Attorney Docket No.: 26409-TM1013

Dear Director:

Enclosed for filing is a duly executed Recordation Form Cover Sheet to record the change of name of the company from netheartbeat.com, Inc. to netheartbeat, Inc.

Also enclosed is a check made payable to the "Commissioner for Patents and Trademarks" in the amount of \$65.00 for the recording of the change of name. The Commissioner is authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 23-2415 ATTN: 26409-900.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Director - U.S. Patent and Trademark Office, Washington, D.C. 20231, on:	
<u>LISA M. RUIZ</u>	<u>February 28, 2001</u>
Print Name	Date of Deposit
<u>Lisa M. Ruiz</u>	<u>February 28, 2001</u>
Signature	Date

Box ASSIGNMENT FEE
February 28, 2001
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Please return the notice of the name change recordation with the stamped reel and frame numbers to the address shown below, and please take note that all correspondence regarding the recordation of the applicant name change and the related applications should be directed to:


Andrew P. Bridges
Michael D. Pogue
Wilson Sonsini Goodrich & Rosati
Professional Corporation
650 Page Mill Road
Palo Alto, CA 94304
Telephone: (650) 493-9300
Facsimile: (650) 493-6811

I would appreciate your acknowledging receipt of the attached Recordation Form Cover Sheet and check in the amount of \$65.00 for filing fees by stamping the enclosed postcard with the date received and returning it to me.

Thank you for your attention to this matter.

Very truly yours,

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation


Anita Marlin
Legal Assistant

Enclosures

cc: Andrew P. Bridges (w/encls.)
Michael D. Pogue (w/encls.)