

04-02-2001



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Submission Type

New

Resubmission (Non-Recordation)  
Document ID #

Correction of PTO Error  
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Conveyance Type

Assignment  License

Security Agreement  Nunc Pro Tunc Assignment

Merger  
Effective Date  
Month Day Year  
 1/1/99

Change of Name

Other

Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name  Symmetrix, Inc.

12/28/98

Formerly

Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship/State of Incorporation/Organization  Massachusetts

Receiving Party

Mark if additional names of receiving parties attached

Name  Nextera Business Performance Solutions Group, Inc.

DBA/AKA/TA

Composed of

Address (line 1)  343 Congress Street, Suite 2100

Address (line 2)

Address (line 3)  Boston

Massachusetts

02210-1215

City

State/Country

Zip Code

Individual  General Partnership  Limited Partnership

Corporation  Association

Other

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.)

Citizenship/State of Incorporation/Organization  Massachusetts

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04/02/2001 6TON11 00000193 2004320

01 FC:481 40.00 OP  
02 FC:482 25.00 OP

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TRADEMARK  
REEL: 002262 FRAME: 0001

**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)

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

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**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)

**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.

Christine L. Lofgren

3 / 13 / 01

Name of Person Signing

Signature

Date Signed

Examiner

# The Commonwealth of Massachusetts

*WJ*

William Francis Galvin  
Secretary of the Commonwealth

One Ashburton Place, Boston, Massachusetts 02108-1512

## ARTICLES OF AMENDMENT (General Laws, Chapter 156B, Section 72)

Name Approved

We, MICHAEL P. MULDOONEY Vice-President ~~XXXXXX~~

and Peter Kelman Clerk ~~XXXXXX~~

of Symmetrix, Inc.  
(Exact name of corporation)

located at One Cranberry Hill, Lexington, MA 02172  
(Street address of corporation in Massachusetts)

certify that these Articles of Amendment affecting articles numbered:

1  
(Number those articles 1, 2, 3, 4, 5 and/or 6 being amended)

of the Articles of Organization were duly adopted at a meeting held on 28 Decem, 19 98, by vote of:

1,216,921 shares of common stock of 1,216,921 shares outstanding.  
(type, class & series, if any)

\_\_\_\_\_ shares of \_\_\_\_\_ of \_\_\_\_\_ shares outstanding, and  
(type, class & series, if any)

\_\_\_\_\_ shares of \_\_\_\_\_ of \_\_\_\_\_ shares outstanding.  
(type, class & series, if any)

~~being at least a majority of each type, class or series outstanding and entitled to vote thereon. XXXX~~  
~~XXXX~~  
~~XXXX~~

\*Delete the inapplicable words      \*\*Delete the inapplicable clause  
For amendments adopted pursuant to Chapter 156B, Section 70  
For amendments adopted pursuant to Chapter 156B, Section 71

Note: If the space provided under any article or item on this form is insufficient, additions shall be set forth on one side only of separate 8 1/2 x 11 sheets of paper with a left margin of at least 1 inch. Additions to more than one article may be made on a single sheet so long as each article requiring each addition is clearly indicated.

P.C.

4

*6/25/85 N/C*

To *change* the number of shares and the par value (if any) of any type, class or series of stock which the corporation is authorized to issue, fill in the following:

The total *presently* authorized is:

WITHOUT PAR VALUE STOCKS		WITH PAR VALUE STOCKS		
TYPE	NUMBER OF SHARES	TYPE	NUMBER OF SHARES	PAR VALUE
Common:		Common:		
Preferred:		Preferred:		

*Change* the total authorized to:

WITHOUT PAR VALUE STOCKS		WITH PAR VALUE STOCKS		
TYPE	NUMBER OF SHARES	TYPE	NUMBER OF SHARES	PAR VALUE
Common:		Common:		
Preferred:		Preferred:		

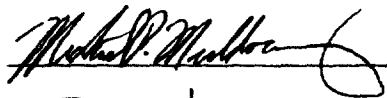
That the Articles of Organization of the Corporation be amended by changing the name of the Corporation as stated in Article I to:

"Nextera Business Performance Solutions Group, Inc."

The foregoing amendment(s) will become effective when these Articles of Amendment are filed in accordance with General Laws, Chapter 156B, Section 6 unless these articles specify, in accordance with the vote adopting the amendment, a later effective date not more than *thirty days* after such filing, in which event the amendment will become effective on such later date.

Later effective date: January 1, 1999

SIGNED UNDER THE PENALTIES OF PERJURY, this 28 day of December, 19 98



\_\_\_\_\_, \*President / \*Vice President.



\_\_\_\_\_, \*Clerk / \*Assistant Clerk.

\*Delete the inapplicable words

6-2809

5668

THE COMMONWEALTH OF MASSACHUSETTS

ARTICLES OF AMENDMENT  
(General Laws, Chapter 156B, Section 72)

I hereby approve the within Articles of Amendment and, the filing fee in the amount of \$ 100.00 having been paid, said articles are deemed to have been filed with me this 31st day of DECEMBER 19 98.

Effective date: January 1, 1999

*William Francis Galvin*

WILLIAM FRANCIS GALVIN

Secretary of the Commonwealth

SECRETARY OF THE COMMONWEALTH  
98 DEC 31 PM 2:50

A TRUE COPY ATTEST  
*William Francis Galvin*  
WILLIAM FRANCIS GALVIN  
SECRETARY OF THE COMMONWEALTH  
DATE 3/9/01 CLERK me

TO BE FILLED IN BY CORPORATION  
Photocopy of document to be sent to:

Peter Kelman  
Perkins, Smith & Cohen, LLP  
One Beacon Street, Boston, MA 02108-3106