

05-18-2001

HEET

U.S. DEPARTMENT OF COMMERCE

(Rev. 6-93) 5-8-01  
OMB No. 0651-0011



Y

Patent and Trademark Office

To the Honorable Commis.

101720751

ached original documents or copy thereof.

1. Name of conveying party(ies):

Scientific and Engineering Software, Inc.

- Individual(s)
- General Partnership
- Corporation-State of Texas
- Other
- Association
- Limited Partnership

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

3. Nature of conveyance:

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

Execution Date: April 27, 2001

2. Name and address of receiving party(ies)

Name: Hyperformix, Inc.

Internal Address:

Street Address: 4301 Westbank Dr Building A

City: Austin, Texas ZIP: 78746-6564

- Individual(s) citizenship United States
- Association
- General Partnership
- Limited Partnership
- Corporation-State Texas
- 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

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

A. Trademark Application No. (s)  
75/879,638; 75/879,637; 75/879,636; 75/802,928; 76/024; 993

Additional numbers attached?  Yes  No

B. Trademark Registration No. (s)

2,126,207; 1,592,820; 2,076,628; 2,076,629; 2,076,630; 2,076,631; 2,425,384; 1,906,361; 1,891,985; 2,111,343; 2,082,440;

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

Name: George R. Schultz

Internal Address: Strasburger & Price, LLP

Street Address: 901 Main Street, Suite 4300

City: Dallas State: TX ZIP: 75202

6. Total number of applications and registrations involved: 16

7. Total fee (37 CFR 3.41) \$640.00

- Enclosed
- Authorized to be charged to deposit account any additional fees required

8. Deposit account number:

19-4547

(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.

George R. Schultz  
Name of Person Signing

Signature

5/4/01  
Date

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

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

**ASSIGNMENT**

WHEREAS, **Scientific & Engineering Software, Inc.**, a Texas Corporation having its principle office at 4301 Westbank Drive, Bldg. A, Austin, Texas 78746-6564 (hereinafter "Assignor"), is the owner of record of the United States trademark applications and registrations listed on the attached "Schedule A";

WHEREAS, **Hyperformix, Inc.**, a Texas corporation having its principle office at 4301 Westbank Drive, Bldg. A, Austin, Texas 78746-6564 (hereinafter "Assignee"), desires to acquire the entire right, title and interest in and to the trademark applications and registrations listed on the attached "Schedule A", together with the goodwill of the business connected with the use of and symbolized by said trademarks;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns and transfers to Assignee the entire right, title and interest in and to the aforementioned marks and the registrations therefore, together with the goodwill of the business connected with the use of and symbolized by said mark.

IN WITNESS WHEREOF, Assignor has executed this Assignment on this

27<sup>th</sup> day of April, 2001.

**SCIENTIFIC & ENGINEERING  
SOFTWARE, INC.**

By: Donald M Neuse

Printed Name: Donald M Neuse

Title: PTO

Date: 4/27/01

STATE OF TEXAS

COUNTY OF Dallas

BEFORE ME, the undersigned authority, on this day personally appeared Douglas M. Neuse and having been duly sworn by me, upon his oath states that he is CTO of SCIENTIFIC & ENGINEERING SOFTWARE, INC., that he has read and understands the foregoing instrument, that he is authorized to execute said instrument, and acknowledged to me that he executed same for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of said corporation.

SUBSCRIBED AND SWORN TO BEFORE ME, this 27<sup>th</sup> day of April, 2001.



\_\_\_\_\_  
Printed Name of Notary Public

Sherry Hopwood  
\_\_\_\_\_  
Signature of Notary Public

My Commission expires the \_\_\_\_\_ day of \_\_\_\_\_.

**CERTIFICATE OF ACCEPTANCE**

IN WITNESS WHEREOF, Assignee has accepted this assignment and executed same on this 27<sup>th</sup> day of April, 2001.

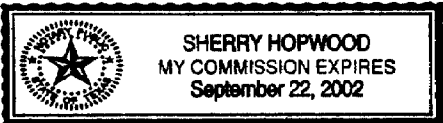
**HYPERFORMIX, INC.**

By: Douglas M. Neuse  
Printed Name: Douglas M. Neuse  
Title: CTO  
Date: 4/27/01

STATE OF TEXAS  
COUNTY OF Dallas

BEFORE ME, the undersigned authority, on this day personally appeared Douglas M. Neuse and having been duly sworn by me, upon his oath states that he is CTO of HYPERFORMIX, INC., and that he has read and understand the foregoing instrument, that he is authorized to execute said instrument, and acknowledged to me that he executed same for the purposes and consideration therein expressed, in the capacity stated, and as the act and deed of said corporation.

SUBSCRIBED AND SWORN TO BEFORE ME, this 27<sup>th</sup> day of April, 2001.



Printed Name of Notary Public

Sherry Hopwood  
Signature of Notary Public

My Commission expires the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

**ASSIGNMENTS**  
**SCHEDULE A**

<b>Our Reference</b>	<b>U.S. App./Reg. No.</b>	<b>Invention</b>	<b>File/Issue Date</b>
44601.0103	2,126,207	STRATEGIZER	12/30/97
44601.0104	1,592,820	SES WORKBENCH	4/24/90
44601.0107	2,076,628	SES & DESIGN	7/8/97
44601.0109	2,076,629	SES/DESIGN	7/8/97
44601.0110	2,076,630	SES/SIM	7/8/97
44601.0111	2,076,631	SES/RTL	7/8/97
44601.0112	2,425,384	SES/SCOPE	1/30/01
44601.0113	1,906,361	OBJECTBENCH	7/18/95
44601.0114	1,891,985	SES/OBJECTBENCH	5/2/95
44601.0115	2,111,343	CODE GENESIS	11/4/97
44601.0116	2,082,440	CODE GENESIS	7/22/97
44601.0141	75/879,638	WE MAKE E COMMERCE PERFORM	12/21/99
44601.0142	75/879,637	WE MAKE EBUSINESS PERFORM	12/21/99
44601.0143	75/879,636	WE MAKE ERETAIL PERFORM	12/21/99
44601.0144	75/802,928	HYPERFORMIX	9/20/99
44601.0146	76/024,993	MAKING EBUSINESS PERFORM	4/12/00

May 7, 2001

GEORGE "RUSS" SCHULTZ  
214.651.2237  
russ.schultz@strasburger.com

**VIA FIRST CLASS MAIL**

Assistant Commissioner of Patents & Trademarks  
BOX Assignments - Fee  
Washington, D.C. 20231

TM Reg. No. 2,126,207  
STRATEGIZER  
File: 44601.0103

TM Reg. No. 1,592,820  
SES WORKBENCH  
Our File: 44601.0104

TM Reg. No. 2,076,628  
SES & DESIGN  
Our File: 44601.0107

TM Reg. No. 2,076,629  
SES/DESIGN  
Our File: 44601.0109

TM Reg. No. 2,076,630  
SES/SIM  
Our File: 44601.0110

TM Reg. No. 2,076,631  
SES/RTL  
Our File: 44601.0111

TM Reg. No. 2,425,384  
SES/SCOPE  
Our File: 44601.0112

TM Reg. No. 1,906,361  
OBJECTBENCH  
Our File: 44601.0113

TM Reg. No. 1,891,985  
SES/OBJECTBENCH  
Our File: 44601.0114

TM Reg. No. 2,111,343  
CODE GENESIS  
Our File: 44601.0115

TM Reg. No. 2,082,440  
CODE GENESIS  
Our File: 44601.0116

TM App. No. 75/879,638  
WE MAKE ECOMMERCE  
PERFORM  
Our File: 44601.0141

TM App. No. 75/879,637  
WE MAKE EBUSINESS  
PERFORM  
Our File: 44601.0142

TM App. No. 75/879,636  
WE MAKE ERETAIL  
PERFORM  
Our File: 44601.0143

TM App. No. 75/802,928  
HYPERFORMIX  
Our File: 44601.0144

TM App. No. 76/024,993  
WE MAKE EBUSINESS  
PERFORM  
Our File: 44601.0146

623798.1/SP3/44601/0104/05072001

Strasburger & Price, LLP

901 Main Street, Suite 4300 • Dallas, Texas 75202.3794 • 214.651.4300 tel • 214.651.4330 fax • www.strasburger.com  
Austin • Dallas • Houston • San Antonio • Mexico City • Paris

**RECORDED: 05/07/2001**

**TRADEMARK**  
**REEL: 002297 FRAME: 0842**