

07-03-2001

FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027



101768082

U.S. Department of Commerce  
Patent and Trademark Office  
TRADEMARK

6-27-01

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

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

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

Execution Date  
Month Day Year

Formerly

- 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
- 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

FOR OFFICE USE ONLY

07/02/2001 LMUELLER 00000239 75309854

01 FD:481 40.00 CP  
02 FD:482 150.00 CP

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. 20531 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

EL 482715855US TRADEMARK  
REEL: 002322 FRAME: 0859

**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

(650) 494-0600

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.

#

3

**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)**

75/309,854

75/788,923

2,149,717

75/179,628

75/788,920

2,188,178

76/017,126

**Number of Properties**

Enter the total number of properties involved.

#

7

**Fee Amount**

**Fee Amount for Properties Listed (37 CFR 3.41):**

\$

190.00

**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:**

#

50-0261

**Authorization to charge additional fees:**

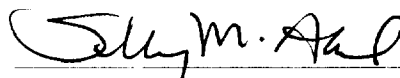
Yes

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.

Sally M. Abel, Esq.  
Name of Person Signing

  
Signature

6/25/01

Date Signed

**TRADEMARK AND TRADE NAME ASSIGNMENT**

WHEREAS, HighGround Systems, Inc., a Delaware corporation with its principal place of business at 901 San Antonio Road, Palo Alto, California 94303, USA ("HighGround"), is the owner of certain trademarks, service marks, trade names, and logos (collectively, the "Marks and Names"), including but not limited to SRM, and those Marks and Names listed on Schedule A.

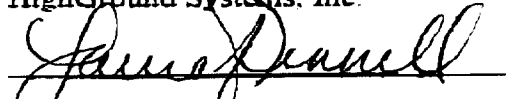
WHEREAS, Sun Microsystems, Inc., a Delaware corporation with its principal place of business at 901 San Antonio Road, Palo Alto, California 94303, USA ("Sun"), is desirous of acquiring said Marks and Names worldwide,

NOW THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged:

HighGround hereby assigns unto Sun all right, title and interest, including common law rights, in the United States of America, Canada, the European Union and in all countries and jurisdictions of the world, in and to the Marks and Names, together with the goodwill of the business, and that portion of the business, symbolized by said Marks and Names, and applications and registrations thereof.

Signed at Palo Alto, California, this 22 day of June, 2001.

HighGround Systems, Inc.

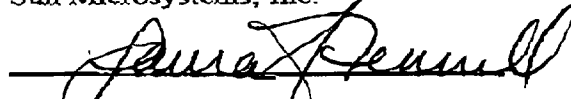


By: Laura A. Fennell

Title: Assistant Secretary

Date: June 22, 2001

Sun Microsystems, Inc.



By: Laura A. Fennell

Title: Assistant Secretary

Date: June 22, 2001

STATE OF CALIFORNIA

COUNTY OF \_\_\_\_\_

)  
) SS.  
)

On \_\_\_\_\_, 2001, before me, \_\_\_\_\_, Notary Public, personally appeared \_\_\_\_\_, personally known to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal

\_\_\_\_\_  
Notary Public

## SCHEDULE A

### Trademarks

<u>MARK</u>	<u>COUNTRY</u>	<u>INT'L CLASS</u>	<u>APP/REG NO.</u>	<u>APP/REG. DATE</u>	<u>STATUS</u>
HIGHGROUND	United States	9	2,149,717	4/7/98	Registered
HIGHGROUND (stylized)	United States	9	2,188,178	9/8/98	Registered
MEDIA MIRROR	United States	9	75/309,854	6/17/97	Pending
STORAGE RESOURCE MANAGEMENT (SRM)	United States	9	75/179,628	10/10/96	Pending
STORAGE RESOURCE MANAGEMENT FOR THE NEW ENTERPRISE	United States	9, 42	76/017,126	4/4/00	Pending
STORAGESIGHT.COM	United States	9, 42	75/788,923	8/31/99	Pending
THE COMMON CONSOLE OF STORAGE	United States	9, 42	75/788,920	8/31/99	Pending
STORAGESIGHT.COM	Canada	9, 42	1,047,518	2/21/00	Pending
THE COMMON CONSOLE OF STORAGE	Canada	9, 35	1,047,519	2/21/00	Pending
STORAGE RESOURCE MANAGEMENT FOR THE NEW ENTERPRISE	European Union (CTM)	9, 42	1,885,433	10/3/00	Pending
STORAGESIGHT.COM	European Union (CTM)	9, 42	1,508,902	3/21/01	Registered
THE COMMON CONSOLE OF STORAGE	European Union (CTM)	9, 42	1,508,928	2/15/00	Pending

### Trade Names

<u>NAME</u>					
HIGHGROUND					
HIGHGROUND SYSTEMS, INC.					

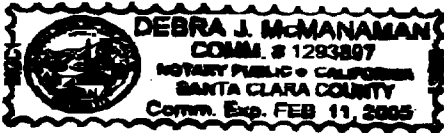
### CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }  
County of Santa Clara } ss.

On June 22, 2001 before me, Debra J. McManaman, Notary Public  
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")  
personally appeared Laura A. Fennell  
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal  
*Debra J. McManaman*  
Signature of Notary Public

Place Notary Seal Above

#### OPTIONAL

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document*

#### Description of Attached Document

Title or Type of Document \_\_\_\_\_

Document Date \_\_\_\_\_ Number of Pages \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

#### Capacity(ies) Claimed by Signer

- Signer's Name: \_\_\_\_\_
- Individual
  - Corporate Officer — Title(s): \_\_\_\_\_
  - Partner —  Limited  General
  - Attorney in Fact
  - Trustee
  - Guardian or Conservator
  - Other: \_\_\_\_\_

Signer is Representing \_\_\_\_\_

