

08-21-2001

Commerce
Mark Office
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AUG 14 2001



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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
☐ Change of Name
☐ Other

Effective Date
Month Day Year
6 30 2001

Conveying Party

☐ Mark if additional names of conveying parties attached

Name

Execution Date
Month Day Year
6 30 2001

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

☒ Citizenship/State of Incorporation/Organization

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.)

08/21/2001 GTOM11 00000022 090474 75230196

FOR OFFICE USE ONLY

01 FC:481 40.00 CH
02 FC:482 375.00 CH

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

TRADEMARK
REEL: 002351 FRAME: 0440

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).

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.

Grazia T. Micewicz

Grazia T Micewicz

8/14/01

Name of Person Signing

Signature

Date Signed

RECORDATION FORM COVER SHEET
CONTINUATION
TRADEMARKS ONLY

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

Conveying Party

Enter Additional Conveying Party

☐ Mark if additional names of conveying parties attached

Execution Date

Month Day Year

Name Mylex Corporation

6 30 2001

Formerly

☐ Individual ☐ General Partnership ☐ Limited Partnership ☒ Corporation ☐ Association

☐ Other

☒ Citizenship State of Incorporation/Organization Delaware

Receiving Party

Enter Additional Receiving Party

☐ Mark if additional names of receiving parties attached

Name International Business Machines Corporation

DBA/AKA/TA

Composed of

Address (line 1) New Orchard Road

Address (line 2)

Address (line 3) Armonk

New York

10504

City

State/Country

Zip Code

☐ Individual ☐ General Partnership ☐ Limited Partnership

☒ Corporation ☐ Association

☐ Other

☒ Citizenship/State of Incorporation/Organization New York

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 the Assignment.)

Trademark Application Number(s) or Registration Number(s)

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

☐ Mark if additional numbers attached

Trademark Application Number(s)

Registration Number(s)

75/681130

State of Delaware
Office of the Secretary of State

PAGE 1

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"MYLEX CORPORATION", A DELAWARE CORPORATION,

WITH AND INTO "INTERNATIONAL BUSINESS MACHINES CORPORATION" UNDER THE NAME OF "INTERNATIONAL BUSINESS MACHINES CORPORATION", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF NEW YORK, AS RECEIVED AND FILED IN THIS OFFICE THE NINETEENTH DAY OF JUNE, A.D. 2001, AT 4:30 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE THIRTIETH DAY OF JUNE, A.D. 2001.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 1201238

DATE: 06-20-01

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TRADEMARK

REEL: 002351 FRAME: 0443

State of New York }
Department of State } ss:

I hereby certify that the annexed copy has been compared with the original document in the custody of the Secretary of State and that the same is a true copy of said original.

Witness my hand and seal of the Department of State on

JUL 02 2001



Special Deputy Secretary of State

DOS-1266 (7/00)

TRADEMARK

REEL: 002351 FRAME: 0444

JUN-19-2001 15:41

CT CORPORATION

STATE OF DELAWARE
SECRETARY OF STATE
DIVISION OF CORPORATIONS
FILED 04:30 PM 06/19/2001
010295238 - 2700617

CERTIFICATE OF OWNERSHIP AND MERGER**MERGING****MYLEX CORPORATION****INTO****INTERNATIONAL BUSINESS MACHINES CORPORATION**

International Business Machines Corporation, a corporation organized and existing under the laws of the State of New York,

DOES HEREBY CERTIFY:

FIRST: That this corporation was incorporated on the 16th day of June, 1911, pursuant to the Business Corporation Law of the State of New York, the provisions of which permit the merger of a subsidiary corporation of another state into a parent corporation organized and existing under the laws of said state.

SECOND: That this corporation owns all of the outstanding shares of the stock of Mylex Corporation, a corporation incorporated on the 30th day of December, 1996, pursuant to the General Corporation Law of the State of Delaware.

THIRD: That this corporation, by a resolution of the Board of Directors, duly adopted at a meeting held on the 29th day of June, 1999, determined to merge into itself said Mylex Corporation.

FOURTH: That the merger shall become effective on June 30, 2001.

FIFTH: That this corporation survives the merger and may be served with process in the State of Delaware in any proceeding for enforcement of any obligation of Mylex Corporation, as well as for enforcement of any obligation of the surviving corporation arising from the merger, including any suit or other proceeding to enforce the right of any stockholder as determined in

JUN-19-2001 15:41

CT CORPORATION

415 227 0761 P.03/03

appraisal proceedings pursuant to the provisions of Section 262 of Title 8 of the Delaware Code, and it does hereby irrevocably appoint the Secretary of State of Delaware as its agent to accept service of process in any such suit or other proceeding. The address to which a copy of such process shall be mailed by the Secretary of State of Delaware is: IBM Corporation, Office of Counsel, 5600 Cottle Road, Bldg. 12/2, San Jose, CA 95193, until the surviving corporation shall have hereafter designated in writing to the said Secretary of State a different address for such purpose. Service of such process may be made personally by delivering and leaving with the Secretary of State of Delaware duplicate copies of such process, one of which copies the Secretary of State of Delaware shall forthwith send by registered mail to International Business Machines Corporation at the above address.

SIXTH: Anything herein or elsewhere to the contrary notwithstanding, this merger may be amended or terminated and abandoned by the Board of Directors of International Business Machines Corporation at any time prior to the date of filing the merger with the Secretary of State.

IN WITNESS WHEREOF, said International Business Machines Corporation has caused this Certificate to be signed by Andrew Bonzani, its Assistant Secretary, this 19th day of June, 2001.

INTERNATIONAL BUSINESS MACHINES
CORPORATION

By  _____

Andrew Bonzani, Assistant Secretary

JUL-19-2001 15:42

CT CORPORATION

415 227 8761 P.02/03

CT-07

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CERTIFICATE OF MERGER
OF
MYLEX CORPORATION
INTO
INTERNATIONAL BUSINESS MACHINES CORPORATION
UNDER SECTION 905 OF THE BUSINESS CORPORATION LAW

International Business Machines Corporation, pursuant to the provisions of Section 905 of the Business Corporation Law of the State of New York, hereby certifies as follows:

1. International Business Machines Corporation (originally formed under the name of Computing-Tabulating-Recording Co.), a corporation of the State of New York, owns all of the outstanding shares of Mylex Corporation, a corporation of the State of Delaware.
2. As to Mylex Corporation, the designation and number of outstanding shares and the number of such shares owned by the surviving corporation are as follows:

<u>Name of Subsidiary</u>	<u>Designation and Number of Outstanding Shares</u>	<u>Number of Shares Owned by Survivor</u>
Mylex Corporation	Common Stock 1000	1000

3. (a) The certificate of incorporation of International Business Machines Corporation was filed in the Department of State on the 16th day of June, 1911.

(b) Mylex Corporation was incorporated under the laws of the State of Delaware on the 30th day of December, 1996, and no application has been filed for authority to do business in the State of New York.

(c) The merger is permitted by the laws of the state of Delaware and is in compliance therewith.

JUL-19-2001 15:42

CT CORPORATION

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4. The surviving corporation owns all of the outstanding shares of the corporation to be merged.

5. The merger shall be effective on June 30, 2001

6. The plan of merger was adopted by the Board of Directors of the surviving corporation.

IN WITNESS WHEREOF, this certificate has been signed on the 12 day of June, 2001, and the statements contained therein are affirmed as true under penalties of perjury.

INTERNATIONAL BUSINESS MACHINES
CORPORATION


Andrew Bonzani, Assistant Secretary

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TOTAL P.03

CT-07

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CERTIFICATE OF MERGER
OF
MYLEX CORPORATION
INTO
INTERNATIONAL BUSINESS MACHINES CORPORATION

UNDER SECTION 905 OF THE BUSINESS CORPORATION LAW

West

6/30

IBM OFFICE OF COUNSEL
STORAGE TECHNOLOGY DIVISION
5600 COTTLE RD
SAN JOSE CA. 95913

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED JUN 20 2001
TAX \$
BY: West

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