

09-10-2001

22742-21

Form PTO-1594  
(Rev. 03/01)  
OMB No. 0651-0027 (exp. 5/31/2002)  
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U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

101837490

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Cabletron Systems, Inc.

08/30/01

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation-State **DELAWARE**
- Other \_\_\_\_\_

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

3. Nature of conveyance:

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

Execution Date: July 31, 2001

2. Name and address of receiving party(ies)

Name: Riverstone Networks, Inc.

Internal \_\_\_\_\_

Address: \_\_\_\_\_

Street Address: 5200 Great America Parkway

City: Santa Clara State: CA Zip: 95054

- 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

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

A. Trademark Application No.(s)

75/914,917

75/914,916

B. Trademark Registration No.(s)

Additional number(s) attached  Yes  No

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

Name: Mark A. Fischer, Esq.

Internal Address: \_\_\_\_\_

Palmer & Dodge LLP

Street Address: One Beacon Street

City: Boston State: MA Zip: 02108

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  
-- **if required.**

8. Deposit account number:

50/ 1646

(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.

Mark A. Fischer

Name of Person Signing

Mark A. Fischer

Signature

August 30, 2001

Date

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

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

09/07/2001 RAHMED1 00000117 75914917

01 FC:481  
02 FC:482

40.00 OP  
25.00 OP

**TRADEMARK**  
**REEL: 002363 FRAME: 0722**

**ASSIGNMENT OF TRADEMARKS**

**WHEREAS, Cabletron Systems, Inc.,** ("Assignor"), a Delaware corporation whose principal place of business is located at 35 Industrial Way, Rochester, New Hampshire 03867 owns and has a bona fide intent to use the trademark: RIVERSTONE NETWORKS ("the Mark");

**WHEREAS,** Assignor has applied to register the Mark on the Principal Register of the United States Patent and Trademark Office based on Assignor's bona fide intent to use the mark in commerce, Application Serial No. 75/914917 filed on February 11, 2000; and

**WHEREAS, Riverstone Networks, Inc.,** ("Assignee"), a Delaware corporation whose principal place of business is located at 5200 Great America Parkway, Santa Clara, CA 95054 desires to acquire the business of the Assignor in connection with which Assignor has a bona fide intent to use the mark in the pending application;

**NOW, THEREFORE,** for good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, said Assignor hereby sells, assigns and transfers to Assignee, all right, title and interest in and to the said mark in the pending application therefore, together with that portion of Assignor's business in connection with which it has a bona fide intent to use the Mark.

The Commissioner of Patents and Trademarks is requested to issue the Certificates of Registration to said Assignee.

Witness my hand and seal this 31<sup>st</sup> day of July, 2001.

Cabletron Systems, Inc.

By: \_\_\_\_\_

Name: David Kirkpatrick

Title: Chief Financial Officer

State of New Hampshire

County of Stafford

On this 31<sup>st</sup> day of July, 2001 before me personally appeared David Kirkpatrick; the person who signed this instrument, who acknowledged that he signed it as a free act on behalf of Cabletron Systems, Inc. with authority to do so.

Elizabeth D. Chicknavorian  
(Signature of notary public)

My commission expires: \_\_\_\_\_

ELIZABETH D. CHICKNAVORIAN  
NOTARY PUBLIC  
STATE OF NEW HAMPSHIRE  
My commission expires Dec. 20, 2005

ASSIGNMENT OF TRADEMARKS

**WHEREAS, Cabletron Systems, Inc.,** ("Assignor"), a Delaware corporation whose principal place of business is located at 35 Industrial Way, Rochester, New Hampshire 03867 owns and has a bona fide intent to use the trademark: E-NABLING SERVICE PROVIDER INFRASTRUCTURE ("the Mark");

**WHEREAS,** Assignor has applied to register the Mark on the Principal Register of the United States Patent and Trademark Office based on Assignor's bona fide intent to use the mark in commerce, Application Serial No. 75/914916 filed on February 11, 2000; and

**WHEREAS, Riverstone Networks, Inc.,** ("Assignee"), a Delaware corporation whose principal place of business is located at 5200 Great America Parkway, Santa Clara, CA 95054 desires to acquire the business of the Assignor in connection with which Assignor has a bona fide intent to use the mark in the pending application;

**NOW, THEREFORE,** for good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, said Assignor hereby sells, assigns and transfers to Assignee, all right, title and interest in and to the said mark in the pending application therefore, together with that portion of Assignor's business in connection with which it has a bona fide intent to use the Mark.

The Commissioner of Patents and Trademarks is requested to issue the Certificates of Registration to said Assignee.

Witness my hand and seal this 31<sup>st</sup> day of July, 2001.

Cabletron Systems, Inc.

By: 

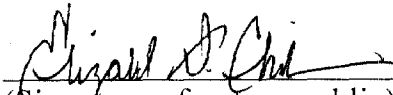
Name: David Kirkpatrick

Title: Chief Financial Officer

State of New Hampshire

County of Strafford

On this 31<sup>st</sup> day of July, 2001 before me personally appeared David Kirkpatrick; the person who signed this instrument, who acknowledged that he signed it as a free act on behalf of Cabletron Systems, Inc. with authority to do so.

  
(Signature of notary public)

My commission expires: \_\_\_\_\_ ELIZABETH D. CHICKNAVORIAN  
NOTARY PUBLIC  
STATE OF NEW HAMPSHIRE  
My commission expires Dec. 20, 2005