

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
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<b>NATURE OF CONVEYANCE:</b>	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL
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<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Peregrine Remedy, Inc.		01/08/2003	CORPORATION: DELAWARE

<b>RECEIVING PARTY DATA</b>	
<b>Name:</b>	BMC Software, Inc.
<b>Street Address:</b>	2101 CityWest Boulevard
<b>City:</b>	Houston
<b>State/Country:</b>	TEXAS
<b>Postal Code:</b>	77042
<b>Entity Type:</b>	CORPORATION: DELAWARE

<b>PROPERTY NUMBERS Total: 1</b>		
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>
<b>Serial Number:</b>	75420749	SALES CONTINUUM

<b>CORRESPONDENCE DATA</b>	
<b>Fax Number:</b>	(713)615-5803
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
<b>Phone:</b>	7137581105
<b>Email:</b>	iptldocket@velaw.com
<b>Correspondent Name:</b>	W. Scott Brown
<b>Address Line 1:</b>	1001 Fannin Street
<b>Address Line 2:</b>	2300 First City Tower
<b>Address Line 4:</b>	Houston, TEXAS 77002-6760

<b>ATTORNEY DOCKET NUMBER:</b>	BMC530/5-124US
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<b>NAME OF SUBMITTER:</b>	W. Scott Brown
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**Total Attachments: 11**  
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## INTELLECTUAL PROPERTY RIGHTS ASSIGNMENT

THIS INTELLECTUAL PROPERTY RIGHTS ASSIGNMENT is made as of the date set forth below ("Effective Date") by Peregrine Remedy, Inc., a Delaware corporation ("Assignor") for the benefit of BMC Software, Inc., a Delaware corporation ("Assignee").

### RECITALS

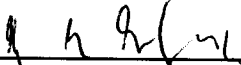
WHEREAS, Assignee wishes to acquire Assignor's entire right, title and interest in and to the United States and foreign trademark and service marks, including the registrations and applications for registration therefor, set forth on Schedule 1 hereto ("Trademarks"), the copyrights to the works, including the registrations and applications for registration therefor, set forth on Schedule 2 hereto ("Copyrights"), the patents and patent applications set forth on Schedule 3 hereto, and all reissues, divisions, continuations, renewals, reexaminations, extensions and continuations-in-part thereof ("Patents"), and the domain name registrations set forth on Schedule 4 hereto ("Domain Names"),

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor makes the following assignment and agrees as follows:

1. Assignment. Assignor hereby assigns to Assignee all right, title and interest in and to the Trademarks, Patents, Copyrights, and Domain Names, including without limitation the right to sue for and collect damages for infringements of same, together with the goodwill represented by such Trademarks.
2. Further Assurances. Assignor agrees to execute and deliver all necessary or desirable documents, forms, or other materials to record the transfer effected by this assignment.

IN TESTIMONY WHEREOF, this Intellectual Property Rights Assignment is executed by the undersigned duly authorized officer this 3<sup>rd</sup> day of January, 2003.

PEREGRINE REMEDY, INC.

By: 

Printed Name: Gary G. Greenfield

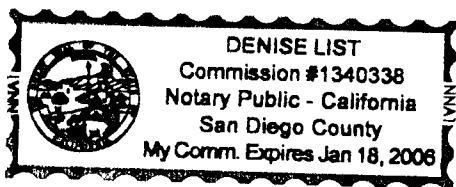
Title: Chief Executive Officer

STATE OF CALIFORNIA)

)SS.

COUNTY OF SAN DIEGO )

On this 8 day of January 2003, there appeared before me  
GARY GREENFIELD personally known to me, who acknowledged that he signed the foregoing  
Assignment as his voluntary act and deed on behalf and with full authority of  
Perigine Systems, Inc.



Denise List  
Notary Public

**Schedule 1**

**TRADEMARKS:**

TRADEMARK NAME	STATUS	CL.	FILING DATE	APPL. NO.	REG. DATE	REG. NO.
<b><u>Argentina</u></b>						
ACTION REQUEST SYSTEM	Registered	9	10/29/96	2055021	01/23/98	1656636
REMEDY CORPORATION	Registered	9	10/29/96	2055020	12/16/99	1767531
<b><u>Australia</u></b>						
ACCELERATING YOUR ADVANTAGE	Registered	9	05/24/00	836488	05/04/01	836488
ACTION REQUEST SYSTEM	Registered	9	10/12/95	674827	07/08/98	674827
REMEDY CORPORATION	Registered	9	10/12/95	674826	01/04/99	674826
REMEDY PURCHASING@WORK	Aband Inst	9	05/14/99	794132	05/05/00	794132
REMEDY SETUP@WORK	Aband Inst	9	05/14/99	794131	05/14/99	794131
REMEDY@WORK	Aband Inst	9	05/14/99	794133	05/14/99	794133
ONE PLACE FOR ACTION	Aband Inst	9	04/06/99	790352	09/10/99	790352
ONE PLACE FOR HELP	Aband Inst	9	04/06/99	790351	02/24/00	790351
<b><u>Brazil</u></b>						
ACCELERATING YOUR ADVANTAGE	Aband Inst	9	11/29/00	823428290		
ACTION REQUEST SYSTEM	Registered	9.40	07/21/95	818643242	11/25/97	818643242
ACTION REQUEST SYSTEM	Registered	16	07/21/95	818643234	03/13/01	818643234
REMEDY CORPORATION	Abandoned	16.20	07/21/95	818643200		
REMEDY CORPORATION	Registered	9.40	07/21/95	818643226	11/25/97	818643226
<b><u>Canada</u></b>						
ACCELERATING YOUR ADVANTAGE	Abandoned		05/24/00	1060353		
ACTION REQUEST SYSTEM	Registered		09/03/96	822274	01/20/98	TMA487824
REMEDY CORPORATION	Registered		09/03/96	822276	04/28/99	TMA511236

TRADEMARK NAME	STATUS	CL.	FILING DATE	APPL. NO.	REG. DATE	REG. NO.
REMEDY PURCHASING@WORK	Aband Inst		05/14/99	1015411		
REMEDY SETUP@WORK	Aband Inst		05/14/99	1015410		
REMEDY@WORK	Abandoned		11/25/98	897428		
ONE PLACE FOR ACTION	Abandoned	9	04/08/99	1011182		
ONE PLACE FOR ACTION	Abandoned	9	04/08/99	1011183		
ONE PLACE FOR HELP	Abandoned	9				
<b>Chile</b>						
ACTION REQUEST SYSTEM	Registered	9	08/09/95	316261	07/17/96	464496
REMEDY CORPORATION	Registered	9	08/09/95	316260	07/10/96	464029
<b>China</b>						
ACCELERATING YOUR ADVANTAGE	Abandoned	9	11/10/00	2000173720	12/28/01	1690261
<b>Colombia</b>						
ACTION REQUEST SYSTEM	Registered	9	04/28/97	97022466	11/19/97	203003
REMEDY CORPORATION	Registered	9	04/28/97	97022463	11/19/97	203004
<b>European Community</b>						
ACCELERATING YOUR ADVANTAGE	Abandoned	9, 16, 42	05/25/00	1675909		
ACTION REQUEST SYSTEM	Registered	9, 16, 42	04/29/98	809137	08/20/01	809137
REMEDY	Regist-DNC	9, 16, 42	04/05/01	2164507	04/24/02	2164507
REMEDY CORPORATION	Registered	9, 16, 42	04/29/98	809046	08/14/01	809046
REMEDY PURCHASING@WORK	Registered	9, 16, 42	05/18/99	1176304	10/02/00	1176304
REMEDY SETUP@WORK	Abandoned	9, 16, 42	05/18/99	1176858		
REMEDY@WORK	Aband Inst	9, 16, 42	11/19/98	993113	03/17/00	993113
ONE PLACE FOR ACTION	Abandoned	9, 16, 42	04/06/99	1127075		
ONE PLACE FOR HELP	Aband Inst	9, 16, 42	04/06/99	1127109	06/13/00	

<b>France</b>						
ACTION REQUEST SYSTEM	Registered	9, 16	07/21/95	95/581,545	12/29/95	95/581,545
REMEDY CORPORATION	Registered	9, 16	07/19/95	95/581,165	12/29/95	95/581,165
<b>Germany</b>						
ACTION REQUEST SYTEM	Abandoned	9, 16	06/21/95	395253357		
REMEDY	Registered	9, 16	06/21/95	395253403	04/02/96	39525340
<b>Hong Kong</b>						
ACTION REQUEST SYSTEM	Registered	9	08/22/96	10489/96	08/07/98	B07986/98
REMEDY CORPORATION	Registered	9	08/22/96	10488/96	12/07/98	1312752/9
<b>Italy</b>						
ACTION REQUEST SYSTEM	Registered	9	12/15/97	T097C0033	11/29/99	795347
REMEDY	Registered	9	12/15/97	T097C0033	11/29/99	795346
REMEDY CORPORATION (AND DESIGN)	Registered	9	12/15/97	T097C0033	01/29/99	795348
<b>Japan</b>						
ACCELERATING YOUR ADVANTAGE	Abandoned	9	05/25/00	2000-05711		
ACTION REQUEST SYSTEM	Registered	9	08/30/95	89977/95	07/18/97	4029910
REMEDY CORPORATION	Registered	9	09/01/95	090764/9?	10/31/97	4077161
REMEDY PURCHASING@WORK	Aband Inst	9	04/05/99	11-042712	06/23/00	4393357
REMEDY SETUP@WORK	Aband Inst	9	04/05/99	11-042713	06/23/00	4393358
REMEDY@WORK	Aband Inst	9	05/14/99	11-042711	06/23/00	4393356
ONE PLACE FOR HELP	Aband Inst	9		11-029004	06/02/00	4387968
ONE PLACE FOR ACTION	Aband Inst	9	04/05/99	11-029003		
<b>Mexico</b>						
ACCELERATING YOUR ADVANTAGE	Aband Inst	9	11/01/00	456163		
ACTION REQUEST SYSTEM	Registered	9	07/25/95	238388	07/11/96	525493
REMEDY CORPORATION	Registered	9	07/25/95	238389	03/20/96	518912

<b><u>New Zealand</u></b>						
ACCELERATING YOUR ADVANTAGE	Abandoned	9	10/26/00	625844		
ACTION REQUEST SYSTEM	Registered	9	08/09/96	265618	08/09/96	265618
REMEDY CORPORATION	Registered	9	08/09/96	265617	08/09/96	265617
<b><u>Singapore</u></b>						
ACCELERATING YOUR ADVANTAGE	Abandoned	9	10/30/00	T00/101C		
ACTION REQUEST SYSTEM	Filed	9	04/20/96	S/4193/96		
REMEDY CORPORATION	Abandoned	9	04/20/96	S/4192/96		
REMEDY CORPORATION (AND DESIGN)	Filed	9	09/03/98	S/8915/98		
<b><u>Spain</u></b>						
ACTION REQUEST SYSTEM	Registered	9	06/30/97	2096181	12/05/97	2096181
REMEDY CORPORATION	Registered	9	06/30/97	2096182	12/05/97	2096182
<b><u>Sweden</u></b>						
ACTION REQUEST SYSTEM	Registered	9	12/15/95	95-14503	10/04/96	317963
REMEDY CORPORATION (AND DESIGN)	Registered	9	02/04/94	95-14502	01/20/95	263580
<b><u>United Kingdom</u></b>						
ACTION REQUEST SYSTEM	Registered	9, 16	08/31/95	2032082	08/23/96	2032082
REMEDY CORPORATION	Registered	9, 16	08/31/95	2032078	05/09/97	2032078
<b><u>United States of America</u></b>						
ACCELERATING YOUR ADVANTAGE	Allowed	9	05/30/00	76/059,958		
ACTION REQUEST SYSTEM	Registered	9	01/26/95	74/625,833	06/24/97	2,072,981
ARWEB	Registered	9	06/05/95	74/684,187	07/15/97	2,078,372
AR SYSTEM	Registered	9	03/09/95	74/644,074	09/14/99	2,276,944
BAYQUALITY	Abandoned	9	11/06/96	75/8,268		
BAYQUALITY	Abandoned	9	04/07/99	75/677,092		
E MONOGRAM	Abandoned	9	08/18/98	75/540,778		
FLASHBOARDS	Registered	9	06/08/95	74/686,315	03/04/97	2,041,641



ONE PLACE FOR ACTION	Abandoned	9	10/08/98	75/567,240		
ONE PLACE FOR HELP	Abandoned	9	07/30/98	75/528,376		
REMEDY	Aband Inst	9	11/14/00	76/166,283		
REMEDY	Registered	9	05/07/86	73/597,291	07/14/87	1,447,196
REMEDY CORPORATION AND DESIGN ("R"S)	Registered	9	08/09/94	74/558,838	09/16/97	2,096,267
REMEDY PURCHASING@WORK	Abandoned	9	05/26/99	75/716,192		
REMEDY SETUP@WORK	Abandoned	9	05/26/99	75/716,191		
REMEDY@WORK	Abandoned	9	11/17/98	75/590,030		
SALES CONTINUUM	Registered	9		75/420,749	09/12/00	2,384,514
PIPESTREAM	Registered	42		10/05/99	10/05/99	2.282,733
BAYSALES	Abandoned	9		75/197,180		
BAYTOOLS		9		75/197,181		
BAYCONFIGURE	Abandoned	9		75/483,121		
BAYTAILOR	Abandoned	9		75/483,119		
DAE		9		75/483,120		
BAYCOACH	Abandoned	9		75/482,623		
BAYADMIN	Abandoned	9		75/484,394		
BAYSERVER	Abandoned	9		75/484,341		
BAYWEB	Abandoned	9		75/397,674		
BAYSUPPORT		9		75/197,182		
BAYLEADS		9		75/198,270		
BAYCENTER		9		75/198,267		
DYNAMIC ADAPTABILITY ENGINE		9		75/483,122		
BAYMONITOR	Abandoned	9		75/378,506		
BAYSTONE		9		74/723,693		
ONE PLACE FOR HELP		9		75/528,376		
B (STYLIZED)		9		75/444,009	12/14/99	2,299,428
<b>Venezuela</b>						
ACCELERATING YOUR ADVANTAGE	Published	9	10/27/00	1987600		

**Schedule 2**

**COPYRIGHTS:**

Registration No.	Title of Work	Description	Registration Date	Notes/Claim Limits
TX-5-524-541	Service Management v5.0.	Computer program	20 June 2002	Copyright work is based on pre-existing material: Service Management 1.X, 2.X, 3.X and 4.X. Copyright extends only to revisions and additions embodied in Service Management 5.0.
TX-4-671-203	ARWeb v1.0	Computer program	18 November 1997	
TX-4-675-740	Remedy Health Profile	Computer program	9 December 1995	Copyright subsists in new matters and revisions.
TX-4-684-366	Action Request System v2.0 (Unix)	Computer program	4 December 1997	Computer program based on Unix operating platform. Copyrighted work is based on pre-existing material: Action Request System v1.0. Copyright extends only to new matter, i.e., revised version Action Request System 2.0.
TX-4-684-367	Action Request System v2.0 (SunOS)	Computer program	4 December 1997	Computer program based on SunOS operating platform. Copyrighted work is based on pre-existing material: Action Request System v1.0—SunOS Operating Platform. Copyright extends only to new matter, i.e., revised version Action Request System 2.0—SunOS
TX-4-712-528	Action Request System v3.0 (Unix)	Computer program	4 December 1997	Computer program based on Unix operating platform.
TX-4-712-607	Action Request System v3.0 for (Microsoft NT)	Computer program	9 December 1997	Copyright extends to new and revised programming text.
TX-4-756-299	ARWeb v2.0 for Windows NT	Computer program	21 November 1997	Copyright extends to revised and additional programming text.
TX-4-756-	ARWeb v2.0	Computer	21	Copyright extends to revisions and

301	(Unix version including Sun Solaris 2.4, HPUX 10.01 and AIX4.1)	program	November 1997	additions to preexisting material.
TX-4-767-212	Flashboards v2.0 (Sun Solaris, AIX, HPUX and Windows NT operating platforms)	Computer program	28 January 1998	Copyright extends to revisions and additional computer programming text.
TX-4-855-952	Action Request System v3.0 (for Microsoft NT)	Computer program	31 August 1998	Copyrighted work is based on pre-existing material: Action Request System v1.0 and v2.0 Copyright extends only to new and revised computer program text.
TX-4-896-698	Action Request System v1.0 (SunOS)	Computer program	31 August 1998	
TX-4-900-275	Remedy Flashboards v1.1.3 (SunOS, AIX, HPUX and Windows 3.11)	Computer program	28 January 1998	Copyrighted work is based on pre-existing material: Remedy Health Profiler. Copyright extends only to revisions and additions to computer program text.
TX-4-955-120	Action Request System v4.0 (Microsoft NT)	Computer program	8 April 1999	Copyright work is based on pre-existing material: Action Request System 3.0. Copyright extends only to revisions and additions to computer programming text.
TX-4-982-850	Action Request System 4.0 (Unix)	Computer program	8 April 1999	Copyright work is based on pre-existing material: Action Request System 1.0, 2.0 and 3.0. Copyright extends only to revisions and additions to computer programming text.
TX-5-524-566	Action Request System	Computer program	12 December 2001	Copyright is based on pre-existing material: Action Request System 1.X, 2.X, 3.X and 4.X.

**Schedule 3**

**PATENTS:**

U.S. Patent No. 6,151,707

U.S. Patent Application Nos.: 09/336,424

09/430,511

09/149,539

09/183,951

09/183,952

09/149,547

09/149,536

08/975,770

**Schedule 4**

**DOMAIN NAMES:**

remedy.com  
remedyatwork.com  
remedywbt.com  
setupatwork.com