

703-306-5775

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005)

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U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

Tab settings

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

1. Name of conveying party(ies):

Altiris, Inc.

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

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

2. Name and address of receiving party(ies)

Name: Altiris, Inc

Internal

Address:

Street Address: 588 West 400 South

City: Lindon State: Ut Zip: 84042

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

Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

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

Execution Date: February 1, 2002

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2704079

Additional number(s) attached Yes No

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

Name: Kimberly Scoville

Internal Address: Altiris, Inc.

Legal Department

Street Address: 588 West 400 South

City: Lindon State: Ut Zip: 84042

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 3.41) \$ 40.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number

Credit Card

(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.

Kimberly Scoville

Name of Person Signing

Signature

01 April 2004

Date

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

4

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

TRADEMARK

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EXPEDITE



State of Utah DEPARTMENT OF COMMERCE Division of Corporations & Commercial Code

FEB 01 2007

Table with Non-Refundable Fee, Domestic \$25.00, Foreign \$35.00

Articles of Merger / Share Exchange

State of Utah Department of Commerce Division of Corporations and Commercial Code Altiris, Inc., a Utah corporation the non-surviving corporation 1417806 I hereby certified that the foregoing has been filed and approved on this 1 day of FEB 2007 in this office of this Division and hereby issued this Certificate thereof. Into Examiner Date 2/1/07 Kathy Berg Division Director Altiris, Inc., a Delaware corporation the surviving corporation

02-01-02P01:49 RCVD

ARTICLE I - Surviving Corporation

Section 1

The name of the corporation surviving the merger is: Altiris, Inc. and such name [] has [X] has not been changed as a result of the merger.

Section 2

- A. The surviving corporation is a domestic corporation existing pursuant to the provisions of the Utah Revised Business Corporation Act incorporated on . B. The surviving corporation is a foreign corporation incorporated under the laws of the State of and upon approval of Application For Certificate of Authority [X] qualified [] not qualified to do business in Utah.

Note: If application for Certificate of Authority to Transact Business is filed concurrently herewith state "Upon approval of Application for Certificate of Authority".

- C. The effective date of the merger described herein shall be the date upon which these Articles are filed with the Utah Division of Corporations and Commercial Code, or

ARTICLE II - Non-surviving Corporation(s)

The name, state of incorporation, and date incorporation or qualification (if applicable) respectively, of each Utah domestic corporation and Utah qualified foreign corporation, other than the survivor, which is party to the merger are as follows:

Table with columns: Name of Corporation, State of Domicile, Date of Incorporation / Qualification in Utah. Row 1: Altiris, Inc., Utah, August 3, 1998.

ARTICLE III - Plan of Merger or Share Exchange

The Plan of Merger or Share Exchange, containing such information as required by Utah Code 16-10a-1101, is set forth in "Exhibit A", attached hereto and made a part hereof.

Utah Code 16-10a-1101, Receipt Number: 502929, FILING FEE: \$150.00

ARTICLE IV - Manner of Adoption & Vote of Surviving Corporation (must complete Section 1 or 2)

Section 1

Shareholder vote not required.

The merger/ share exchange was adopted by the incorporators or board of directors without shareholder action and shareholder action was not required.

Section 2

Vote of shareholders (complete either A or B)

The designation (i.e., common, preferred or any classification where different classes of stock exist), number of outstanding shares, number of votes entitled to be cast by each voting group entitled to vote separately on the merger / share exchange and the number of votes of each voting group represented at the meeting is set forth below:

- A. Unanimous written consent executed on January 18, 2002 and signed by all shareholders entitled to vote.
- B. Vote of shareholders during a meeting called by the Board of Directors.

	TOTAL	A	B	C
Designation of each voting group (i.e. preferred and common)				
Number of outstanding shares				
Number of votes entitled to be cast				
Number of votes represented at meeting				
Shares voted in favor				
Shares voted against				

20

ARTICLE V - Manner of Adoption & Vote of Non-surviving Corporation (must complete Section 1 or 2)

Section 1

Shareholder vote not required.

The merger/ share exchange was adopted by the incorporators or board of directors without shareholder action and shareholder action was not required.

Section 2

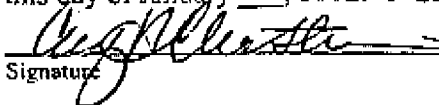
Vote of shareholders (complete either A or B)

The designation (i.e., common, preferred or any classification where different classes of stock exist), number of outstanding shares, number of votes entitled to be cast by each voting group entitled to vote separately on the merger / share exchange and the number of votes of each voting group represented at the meeting is set forth below:

- A. Unanimous written consent executed on 20 and signed by all shareholders entitled to vote.
- B. Vote of shareholders during a meeting called by the Board of Directors.

	TOTAL	A	B	C
Designation of each voting group (i.e. preferred and common)		Common Stock (as if converted)		
Number of outstanding shares	11,318,070	11,318,070		
Number of votes entitled to be cast	11,318,070	11,318,070		
Number of votes represented at meeting	9,707,195	9,707,195		
Shares voted in favor	9,379,355	9,379,355		
Shares voted against	327,840	327,840		

In Witness Whereof, the undersigned being the Secretary of the surviving corporation executes these Articles of Merger / Share Exchange and verifies, subject to penalties of perjury that the statements contained herein are true, this day of January ~~2002~~ February 1, 2002.


Signature

Craig H. Christensen
Printed Name

Mail In:	S.M. Box 146705 Salt Lake City, Utah 84114-6705
Walk In:	160 East 300 South, Main Floor
Corporation's Information Center:	(801) 530-4849
Toll Free Number:	(877) 526-3994 (Utah Residents)
Fax:	(801) 530-6438
Web Site:	http://www.commerce.utah.gov