

U.S. DEPARTMENT OF COMMERCE

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

Patent and Trademark Office
Docket No. 058642.2000

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

<p>1. Name of Conveying party(ies): Tidestone Technologies, Inc.</p> <p><input type="checkbox"/> Individual(s) <input type="checkbox"/> Association <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input checked="" type="checkbox"/> Corporation-State <input type="checkbox"/> Other</p> <p>Kansas</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies):</p> <p>Name: Actuate Corporation Street Address: 701 Gateway Boulevard South San Francisco, California 94080</p> <p><input type="checkbox"/> Individual(s) citizenship: _____ <input type="checkbox"/> Association: _____ <input type="checkbox"/> General Partnership: _____ <input type="checkbox"/> Limited Partnership: _____ <input checked="" type="checkbox"/> Corporation-State: <u>Delaware</u> <input type="checkbox"/> Other: _____</p> <p>Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>3. Nature of conveyance:</p> <p><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other:</p> <p>Execution Date:</p>	

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

A. Trademark Application No.(s):	B. Registration No.(s): 2335294, 2407464, 2373881 and 2346872
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Additional numbers attached? Yes No


<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Carla B. Oakley Morgan, Lewis & Bockius LLP One Market Spear Street Tower San Francisco, CA 94105</p>	<p>6. Total number of applications and trademark registrations involved: 4</p> <p>7. Total fee (37 C.F.R. § 3.41): \$115.00</p> <p><input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account, referencing Attorney Docket: 058642.2000</p> <p>8. Deposit account number: <u>13-4520</u></p>
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The Commissioner is hereby authorized to charge any fees under 37 C.F.R. § 1.21 which may be required by this paper, or to credit any overpayment to Deposit Account No. 13-4520

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.

Carla B. Oakley  May 25, 2004
Name Signature Date

Total number of pages comprising cover sheet, attachment and document: 2

Mail documents to be recorded with required cover sheet information to:
Director of the United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

CH \$115.00 134620 2336294

TRADEMARK ASSIGNMENT

Whereas, Tidestone Technologies, Inc., a Kansas corporation ("Assignor"), has adopted, used, and is using the SPREADSHEETS EVERYWHERE, THE INTERNET SPREADSHEET, TIDESTONE TECHNOLOGIES, and TIDESTONE TECHNOLOGIES AND DESIGN marks (hereinafter "Marks") in commerce in the United States and the Marks are registered in the United States Patent and Trademark Office as follows:

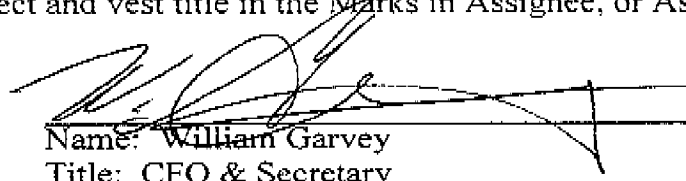
SPREADSHEETS EVERYWHERE, Registration No. 2,335,294
THE INTERNET SPREADSHEET, Registration No. 2,407,464;
TIDESTONE TECHNOLOGIES, Registration No. 2,373,881; and
TIDESTONE TECHNOLOGIES AND DESIGN, Registration No. 2,346,872

Whereas, Actuate Corporation, a Delaware corporation located and doing business at 701 Gateway Boulevard, South San Francisco, California 94080 ("Assignee") is desirous of acquiring said Marks and any and all registrations thereof;

Now, therefore, for good and valuable consideration, receipt of which is hereby acknowledged, said Assignor does hereby assign unto the said Assignee all its right, title and interest in and to said Marks, together with the goodwill of the business symbolized by the Marks, and the above identified applications or registration thereof. This assignment includes the right to sue and recover damages for past and future infringements of Assignor's rights in the Marks and to bring any proceeding in the United States Patent and Trademark Office or any equivalent agency in any other country for cancellation or opposition or other proceeding in connection with said Marks. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignor had this assignment not been made.

Assignor further agrees that it will execute, verify, acknowledge and deliver all such further papers, including any instruments of transfer and recordable assignments, and perform such other acts as Assignee lawfully may request from time to time, to perfect and vest title in the Marks in Assignee, or Assignee's successors and assigns.

By:



Name: William Garvey
Title: CFO & Secretary

Date: May 1, 2004