

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
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NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL
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CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Apple Computer, Inc.		06/24/2004	CORPORATION: CALIFORNIA

RECEIVING PARTY DATA	
Name:	TIBCO Software Inc.
Street Address:	3303 Hillview Avenue
City:	Palo Alto
State/Country:	CALIFORNIA
Postal Code:	94304
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 1		
Property Type	Number	Word Mark
Serial Number:	78126521	RENDEZVOUS

CORRESPONDENCE DATA	
Fax Number:	(858)678-5099
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	(858) 678-5070
Email:	hyde@fr.com
Correspondent Name:	Fish & Richardson P.C.
Address Line 1:	12390 El Camino Real
Address Line 4:	San Diego, CALIFORNIA 92130

ATTORNEY DOCKET NUMBER:	16231-004001
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NAME OF SUBMITTER:	Lisa M. Martens
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Total Attachments: 4 source=1#page1.tif source=2#page1.tif source=3#page1.tif source=4#page1.tif
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CH \$40.00 78126521

## **ASSIGNMENT AGREEMENT**

WHEREAS, Apple Computer, Inc., a corporation organized and existing under the laws of the State of California, having a place of business at 1 Infinite Loop, Cupertino, California, 95014 ("Assignor") has adopted, used and is using the mark "RENDEZVOUS" (the "Mark") in the U.S. and worldwide and owns the registrations and applications shown on Schedule A attached hereto.

WHEREAS, TIBCO Software Inc., a corporation organized and existing under the laws of the State of Delaware, having a place of business at 3303 Hillview Avenue, Palo Alto, California, 94304 ("Assignee"), desires to acquire the Mark together with the good will of the business.

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, Assignor does hereby sell, assign and transfer unto Assignee, its successors and assigns all right, title and interest in and to the Mark together with the good will of the business symbolized by the Mark, including any registrations that may have issued or applications that are pending in Assignor's name for the Mark, including those listed in the attached Schedule A. Assignor further sells, assigns and transfers unto Assignee its entire right, title and interest in and to any and all causes of action and rights of recovery for past infringement of the Mark.

Assignor covenants that it or its representatives will, upon the request and at the expense of Assignee, do all other lawful acts reasonably necessary to enable Assignee to obtain all right, title and interest in and to the Mark. This assignment shall be binding upon the successors and assigns of Assignor and shall inure to the benefit of the successors and assigns of Assignee.

IN WITNESS WHEREOF, said Assignor, has executed and delivered this instrument this  
24 day of June, 2004

By: Apple Computer Inc.

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

Name: Kevin Saul

Title: Assistant Secretary

By: TIBCO Software Inc.

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

Name: \_\_\_\_\_

Title: \_\_\_\_\_

IN WITNESS WHEREOF, said Assignor, has executed and delivered this instrument this \_\_\_\_\_ day of \_\_\_\_\_, 2004

By: Apple Computer, Inc.

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

By: TIBCO Software Inc.

By: William R. Hughes  
Name: \_\_\_\_\_ **WILLIAM R. HUGHES**  
Title: \_\_\_\_\_ **SR. VICE PRESIDENT**  
**GENERAL COUNSEL &**  
**SECRETARY**

TIBCO LEGAL  
24  
6-25-04  
OK AS TO FORM

**SCHEDULE A**

**APPLE'S APPLICATIONS AND REGISTRATION  
FOR THE MARK RENDEZVOUS**

<b>Country</b>	<b>Classes</b>	<b>App. #</b>	<b>App. Dt.</b>	<b>Reg. #</b>	<b>Reg. Dt.</b>	<b>Status</b>
Argentina	9	2394867	10/21/2002			Published
Australia	9	931566	10/22/2002	932566	8/22/2003	Registered
Brazil	9	825024706	10/24/2002			Published
Canada	9	1156482	10/21/2002			Pending
China (People's Republic)	9	3343788	10/22/2002			Pending
European Union	9	2899599	10/21/2002			Published
Hong Kong	9	17042/2002	10/30/2002			Pending
Japan	9	2002-089448	10/22/2002			Withdrawn
Mexico	9	571957	10/23/2002	797023	6/26/2003	Registered
Singapore	9	T02/168461	5/6/2002	T02/168461	11/17/2003	Registered
Switzerland	9	09047/2002	10/21/2002	507864	2/27/2003	Registered
Taiwan	9	91047139	11/8/2002			Pending
United States	9	78/126521	5/6/2002			Published