| (** ***) | RM COVER SHEET U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office |
|--|---|
| ONIB No. 0001-0027 (exp. 6/50/2000) | RKS UNLT |
| Tab settings ⇒ ⇒ ♥ ▼ | <u> </u> |
| To the Honorable Commissioner of Patents and Trademarks: | Please record the attached original documents or copy thereof. |
| Name of conveying party(ies): Foundstone, Inc. 27201 Puerta Real, Suite 400 | Name and address of receiving party(ies) Name: Networks Associates Technology, Inc. |
| Mission Viejo, California 92691 | Internal Address: |
| ☐ Individual(s) ☐ Association ☐ General Partnership ☐ Limited Partnership | Street Address: 3965 Freedom Circle |
| Corporation-State Delaware | City: Santa Clara State: California Zip: 95054 |
| Other | individual(s) citizenship |
| Additional name(s) of conveying party(ies) attached? 🔲 Yes 🖳 No | □ Association ☐ General Partnership ☐ |
| 3. Nature of conveyance: | ☐; Limited Partnership |
| Assignment 📮 Merger | Corporation-State Delaware |
| ☐ Security Agreement ☐ Change of Name | Other |
| Other | If assignee is not domicited in the United States, a domestic representative designation is attached: ☐ Yes ☐ No |
| Execution Date: October 18, 2004 | (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) 75/932,289; 78/044,946; 78/039,038; 78/032,308; 78/052,029; 78/109,198; 78/146,813 (Respectively) | B. Trademark Registration No.(s) 2,534,783; 2,613,542; 2,730,587; 2,710,120; 2,768,091; 2,787,572; 2,884,056 (Respectively) tached □ Yes □ No |
| Name and address of party to whom correspondence | 6. Total number of applications and |
| concerning document should be mailed: Zilka-Kotab, PC Name: | registrations involved: |
| Internal Address: | 7. Total fee (37 CFR 3.41)\$_280.00 |
| | ☐ Enclosed |
| | Authorized to be charged to deposit account |
| P.O. Box 721120 Street Address: | 8. Deposit account number: |
| | 50-1351 (Order No. NAI1T000-Foundstone) |
| City: San Jose State: CA Zip: 95172 | (Attach duplicate copy of this page if paying by deposit account) |
| DO NOT USE | THIS SPACE |
| Statement and signature. To the best of my knowledge and belief, the foregoing inform copy of the original document. | nation is true and correct and any attached copy is a true |
| Kevin J. Zilka | 10/19/07 |
| Name of Person Signing Total number of pages inputding cover | gnature Date |

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

ASSIGNMENT OF INTELLECTUAL PROPERTY

This Assignment of Intellectual Property (this "Assignment") is effective as of October 18, 2004, from Foundstone, Inc., a company organized under the laws of Delaware, with its principal place of business at 27201 Puerta Real, Suite 400, Mission Viejo, California 92691 ("Company"), to Networks Associates Technology, Inc., a company organized under the laws of Delaware, with its principal place of business at 3965 Freedom Circle, Santa Clara, California 95054 ("NATI"), and a wholly owned subsidiary of McAfee, Inc., a company organized under the laws of Delaware, with its principal place of business at 3965 Freedom Circle, Santa Clara, California 95054 ("Parent").

WHEREAS, pursuant to the terms and conditions of the Merger Agreement, Company has agreed to assign and transfer to Parent, among other things, certain intellectual property;

WHEREAS, in order to further effect the assignment and transfer of such intellectual property, Parent has requested that Company execute and deliver to NATI this Assignment;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged:

- 1. Subject to the terms of the Merger Agreement, Company agrees to and hereby does assign, sell, transfer, grant and convey to NATI, its successors and assigns, all of Company's worldwide right, title and interest in and to the following:
- (a) All the Company-Owned Intellectual Property, and all copies and tangible embodiments thereof in whatever form or medium, including but not limited to that Intellectual Property listed in Exhibit A hereto, and all rights to sue and recover damages for past, present and future infringement, dilution, misappropriation, violation, unlawful imitation or breach thereof.
- 2. Company authorizes and requests the United States Patent and Trademark Office and/or head of any foreign patent office to issue all patent registrations which may issue on any applications for any Patents, including but not limited to those listed in Exhibit A, to NATI, its successors and assigns, in accordance with this Assignment.
- 3. Company authorizes and requests the Registrar of Copyrights and/or head of any foreign Copyright Office to issue all copyright registrations which may issue on any applications for any Copyrights to NATI, its successors and assigns, in accordance with this Assignment.
- 4. Company authorizes and requests the United States Patent and Trademark Office and/or head of any foreign Trademark Office to issue all trademark/service mark registrations which may issue on any applications for any trademark/service marks, including but not limited

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to those listed in Exhibit A, or any portion thereof to NATI, its successors and assigns, in accordance with this Assignment.

- 5. Promptly upon the request of NATI, Company shall execute such documents and perform such actions as may be necessary to perfect the assignment of rights contained in this Assignment.
- 6. Nothing herein shall affect, or be deemed to affect, the representations, warranties, covenants, and indemnities contained in the Merger Agreement.

IN WITNESS WHEREOF, Company has caused this instrument to be executed by its duly authorized corporate officer on this 18th day of October, 2004.

Foundstone, Inc.

By:

Name: Kent H. Roberts

Title: President

EXHIBIT A

Patent Applications

| KMOB Case No. | | | n Application No | . Filing Date |
|---------------|-----------|---|--|---|
| FNDSTN.013A | US | SYSTEM AND METHOD FOR NETWORK VULNERABILITY DETECTION AND REPORTING | 10/050675 | 1/15/2002 |
| FNDSTN.013VPC | WIPO | SYSTEM AND METHOD FOR NETWORK VULNERABILITY DETECTION AND REPORTING | PCTUS02/01093 | 1/15/2002 |
| FNDSTN.013VAU | Australia | SYSTEM AND METHOD FOR NETWORK VULNERABILITY DETECTION AND REPORTING | 2002245262 Australian national phase of PCTUS02/01093 | 1/15/2002 (Effective filing date based on PCT filing date) |
| NDSTN.013VCA | | SYSTEM AND METHOD FOR NETWORK VULNERABILITY DETECTION AND REPORTING | 2473444 Canadian national phase of PCTUS02/01093 | 1/15/2002 (Effective filing date based on PCT filing date) |

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| KMOB Case No. | Country | Title of Invention | A | T |
|---------------|---------|---|---|---|
| FNDSTN.013VCN | China | SYSTEM AND | Application No. | Filing Date |
| | Cillia | METHOD FOR NETWORK VULNERABILITY DETECTION AND REPORTING | national phase of | 1/15/2002(Effective filing date based on PCT filing date) |
| FNDSTN.013VJP | Japan | SYSTEM AND METHOD FOR NETWORK VULNERABILITY DETECTION AND REPORTING | 2003-560745 Japanese national phase of PCTUS02/01093 | 1/15/2002 (Effective filing date based on PCT filing date) |
| FNDSTN.013VEP | Europe | SYSTEM AND METHOD FOR NETWORK VULNERABILITY DETECTION AND REPORTING | Unknown European regional phase of PCTUS02/01093 | 1/15/2002 (Effective filing date based on PCT filing date) |
| FNDSTN.014PR | US | SYSTEM AND METHOD FOR NETWORK VULNERABILITY DETECTION AND REPORTING | 60/349193 | 1/15/2002 |

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| KMOB Case No. | | Title of Invention | | Filing Date |
|---------------|----|---|-----------|-------------|
| FNDSTN.025A | US | SYSTEM AND METHOD FOR NETWORK VULNERABILITY DETECTION AND REPORTING | 10/387221 | 3/10/2003 |
| FNDSTN.026A | US | SYSTEM AND METHOD FOR NETWORK VULNERABILITY DETECTION AND REPORTING | 10/387358 | 3/10/2003 |
| FNDSTN.028A | US | SYSTEM AND METHOD FOR NETWORK VULNERABILITY DETECTION AND REPORTING | 10/387223 | 3/10/2003 |
| FNDSTN.029A | US | SYSTEM AND METHODS FOR DETECTING NON-STANDARD ERROR MESSAGES PROVIDED BY A COMPUTER NETWORK SITE | 10/387222 | 3/10/2003 |
| FNDSTN.029C1 | US | SYSTEMS AND METHODS FOR DETECTING NON-STANDARD ERROR MESSAGES PROVIDED BY A COMPUTER NETWORK SITE | 10/728740 | 12/5/2003 |
| FNDSTN.032A | us | SYSTEM AND METHOD FOR IDENTIFYING OPERATING SYSTEMS | 10/821046 | 4/8/2004 |

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| KMOB Case No. | Country | Title of Invention | Application No. | Filing Date |
|---------------|---------|---|-----------------|-------------|
| FNDSTN.035A | US | SYSTEM AND METHOD OF MANAGING NETWORK SECURITY RISKS | 10/813917 | 3/31/2004 |
| FNDSTN.036A | US | SYSTEM AND METHOD OF NETWORK ENDPOINT SECURITY | [TBD] | [TBD] |

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Federal Trademark Applications/Registrations

| MARK | CLIENT | CLASS(ES) | APP. NO. APP. | REG. NO, | STATUS |
|--------------------------------------|--------|-----------|------------------------|-----------------------|------------|
| | | | DATE | I(O) REG. DATE | |
| FOUNDSTONE United States | 001T | 9, 41, 42 | 75/932,289 03/01/00 | 2,534,783 01/29/02 | Registered |
| VISION United States | 007Т | 9 | 78/044,946 01/25/01 | 2,613,542 08/27/02 | Registered |
| FOUNDSECURE United States | 010T | 42 | 78/039,038 12/12/00 | 2,730,587 06/24/03 | Registered |
| FOUNDSCAN United States | 011T | 42 | 78/032,308 10/25/00 | 2,710,120 04/22/03 | Registered |
| FOUNDSCORE United States | 012T | 42 | 78/052,029 03/08/01 | 2,768,091 09/23/03 | Registered |
| VULNTRAK United States | 015T | 9 | 78/109,198 02/15/02 | 2,787,572 11/25/03 | Registered |
| ULTIMATE HACKING United States | 018T | 41 | 78/146,813 07/23/02 | 2,884,056 09/14/04 | Registered |

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Foreign Trademark Applications/Registrations

| MARK | CLIENT CODE | CLASS(ES) | APP. NO. APP. DATE | REG. NO. REG. DATE | STATUS |
|--|----------------|-----------|-----------------------|--------------------------|------------------------|
| FOUNDSTONE European Community | N/A | 9, 41, 42 | 2356921 08/28/01 | 2/13/03 | Registered |
| FOUNDSCORE European Community | N/A | 42 | 2356624 08/28/01 | 2/13/03 | Registered |
| FOUNDSECURE European Community | N/A | 9, 41, 42 | 2356533 08/28/01 | 2/13/03 | Registered |
| FOUNDSCAN European Community | N/A | 9, 41, 42 | 2356616 08/28/01 | 2/13/03 | Registered |
| VULNTRAK European Community | 015WEU | 9 | 002808475 08/08/02 | 002808475 12/17/03 | Registered |
| ULTIMATE HACKING European Community | 017WEU | 16, 41 | 3019387 01/23/03 | | Pending – Published |

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RECORDED: 10/19/2004₁