

VIA FACSIMILE - 703-306-5995

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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

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

Our Refs.: 2540-67, -35, -315, -65, -84, -80, -81, -66, -31, -46, -45, -48, -47, -32, -9, -36, -39, -38, -40, -33, -34, -29, -204

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

1. Name of conveying party(ies): Cybex Computer Products Corporation
[ ] Individual(s) [ ] Association
[ ] General partnership [ ] Limited Partnership
[X] Corporation-State: Alabama
[ ] Other:
Additional name(s) of conveying party(ies) attached? [ ] Yes [X] No

2. Name and address of receiving party(ies):
Name: Avocent Huntsville Corp.
Internal
Address:
Street Address: 4991 Corporate Drive
City: Huntsville State: AL Zip: 35805
Country: USA

3. Nature of conveyance:
[ ] Assignment [ ] Merger
[ ] Security Assignment [X] Change of Name
[ ] Other: Resubmission of Change of Name Document in Response to Official Communication of December 16, 2004
-> DOCUMENT ID NO.: 102769755 <-
Execution Date: December 10, 2002

[ ] Individual(s) citizenship
[ ] Association
[ ] General Partnership
[ ] Limited Partnership
[X] Corporation-State Alabama
[ ] Other
If assignee is not domiciled in the United States, a domestic representative designation is attached: [ ] Yes [X] No
Designations must be a separate document from Assignment
Additional name/s & address/es attached [ ] Yes [X] No

4. Application number(s) or registration number(s):
A. Trademark Application No.(s)
(1) 75/552,988 - COMMANDER
(2)
(3)
Additional numbers attached? [X] Yes [ ] No

B. Trademark Registration No.(s)
(1) 2,847,633 - TAKE COMMAND PROGRAM
(2) 2,776,078 - XP ADMINISTRATOR
(3) 2,393,599 - Cybex Design

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Donna J. Bunton
Internal Address:
Street Address: Nixon & Vanderhye P.C.
1100 North Glebe Road
8th Floor
City: Arlington State: VA Zip: 22201

6. Total number of applications and registrations involved: 23
7. Total fee (37 CFR 3.41) \$ 590.00
[ ] Enclosed
[X] Authorized to be charged to deposit account #14-1140

8. The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper thereafter filed in this application by this firm) to our Account No. 14-1140.

DO NOT USE THIS SPACE

9. Signature.
Donna J. Bunton
Name of Person Signing
Signature
Date: January 14, 2005

Total number of pages including cover sheet, attachments and document: 8

DJB:pav

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

CH \$590.00 141140 7552988

**Continuation of Item 4 B.:****4. Application number(s) or registration number(s):**

A.	B. Trademark Registration No.(s)
	(4) 2,393,598 - CYBEX
	(5) 2,479,192 - PHONEBOOT
	(6) 2,477,334 - REBOOT
	(7) 2,412,084 - AUTOBOOT
	(8) 2,391,411 - DIRECTOR
	(9) 2,491,839 - 1XP
	(10) 2,417,131 - 4XP
	(11) 2,364,447 - SNAP
	(12) 2,385,318 - XP
	(13) 2,424,661 - DUETTE
	(14) 2,445,595 - AUTOVIEW
	(15) 2,353,271 - COMPANION
	(16) 2,458,728 - AUTOTUNING
	(17) 2,290,169 - LONGVIEW
	(18) 2,274,497 - FROM DESKTOP TO DATA CENTER
	(19) 2,212,733 - SWITCHVIEW
	(20) 2,268,948 - IT'S TIME FOR A SWITCH
	(21) 1,959,540 - CYBEX & Design
	(22) 1,951,249 - Pixelvision Design

06-18-2004

IN THE U



ARK OFFICE

EET

102769755

Attorney Docket No.: 2540-0001

To the Commissioner for Trademarks:

Sir: Please Record the Attached Original Document(s) or Copy Thereof.

**1. Name and Address of Conveying Party(ies) (Assignor(s)):**

Name:	CYBEX COMPUTER PRODUCTS CORPORATION		
Address:	4912 Research Drive	6-804	JUN 8 2004
	Huntsville, AL 35805		

**2. Party(ies) (Assignee(s)) Receiving Interest:**

Name:	AVOCENT CORPORATION		
Address:	4991 Corporate Drive Huntsville, AL 35805		

**3. Nature Of Conveyance (Document):**

Assignment of:	<input checked="" type="checkbox"/> Whole	<input checked="" type="checkbox"/> Change of Name	<input checked="" type="checkbox"/> Execution Date: December 10, 2002	<input checked="" type="checkbox"/> Facsimile/Photocopy
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**4. TM Application No(s). or Registration No(s). :**

MARK	TM Appln. No.	TM Reg. Date	Att. Dkt. No.
TAKE COMMAND PROGRAM	75/741,310	June 22, 1999	2540-0067
COMMANDER	75/552,988	September 14, 1998	Unknown

MARK	TM Registration No.	TM Registration Date	Att. Dkt. No.
XP ADMINISTRATOR	2,776,078	October 21, 2003	2540-0315
LOGO	2,393,599	October 10, 2000	Unknown
CYBEX	2,393,598	October 10, 2000	Unknown
PHONEBOOT	2,479,192	August 21, 2001	Unknown
REBOOT	2,477,334	August 14, 2001	Unknown
AUTOBOOT	2,412,084	December 12, 2000	Unknown
DIRECTOR	2,391,411	October 3, 2000	Unknown
1XP	2,491,839	September 25, 2001	2540-0046
4XP	2,417,131	January 2, 2001	Unknown
SNAP	2,364,447	July 4, 2000	Unknown
XP	2,385,318	September 12, 2000	2540-0047
DUETTE	2,424,661	January 30, 2001	Unknown
AUTOVIEW	2,445,595	April 24, 2001	Unknown
COMPANTION	2,353,271	May 30, 2000	Unknown
AUTOTUNING	2,458,728	June 5, 2001	Unknown
LONGVIEW	2,290,169	November 2, 1999	2540-0038
FROM DESKTOP TO DATA CENTER	2,274,497	August 31, 1999	2540-0040
SWITCHVIEW	2,212,733	December 22, 1998	Unknown
IT'S TIME FOR A SWITCH	2,268,948	August 10, 1999	Unknown
CYBEX (& LOGO)	1,959,540	March 5, 1996	Unknown
EYE LOGO DESIGN	1,951,249	January 23, 1996	Unknown

**5. Name & Address of Party to Whom Correspondence Involving Document Should be Mailed:**

Mark B. Angres  
Davidson Berquist Klima & Jackson LLP  
4501 North Fairfax Drive, Suite 920  
Arlington, VA 22203

06/17/2004 MSETALHE 00000064 75741310

01 FC:8521 40.00 OP  
02 FC:8522 550.00 OP

8. Attorney Docket: 2540-0001

**6. Number Involved:**

TM Applns. 2 + TM Registrations 21 = Total 23

**7. Amount of Fee Enclosed:**

First Trademark = \$40.00  
Additional Trademarks = 22 @ \$25.00 = \$550.00  
Total Enclosed: \$590.00

**9. If Above Fee is Missing or Inadequate, Charge Deficiency to Deposit Account No. 501860 under**

Order No.: 2540-0001

**TRADEMARK**

**REEL: 003035 FRAME: 0391**

10. Total number of pages including this cover sheet, attachments and document: 5

11. 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.

CUSTOMER NUMBER

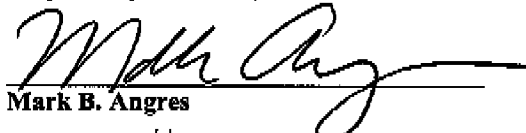


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Davidson Berquist Klima & Jackson LLP  
4501 N. Fairfax Drive; Suite 920  
Arlington, VA 22203  
Main: (703) 248-0333  
FAX: (703) 248-9558

Respectfully submitted,

By:

  
Mark B. Angres

Date: June 8, 2004

FROM :

FAX NO. : 9305340

Dec. 26 2002 04:09PM P3

# STATE OF ALABAMA

I, Jim Bennett, Secretary of State of the State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that pursuant to the provisions of Section 10-2B-4.02, Code of Alabama 1975, and upon an examination of the corporation records on file in this office, the following corporate name is reserved as available:

**Avocent Huntsville Corp.**

This domestic corporation name is proposed to be incorporated in Madison County and is for the exclusive use of Carolyn F Jett, PO Box 55727, Birmingham, AL 35255 for a period of one hundred twenty days beginning December 11, 2002 and expiring April 11, 2003.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery, on this day.  
December 11, 2002



Date

*Jim Bennett*

Jim Bennett

Secretary of State

TRADEMARK

REF: 002025 FRAME: 0393

FAX NO. : 9305340

Dec. 26 2002 04:08PM P2

THIS INSTRUMENT WAS PREPARED BY:  
J. Lance Webster  
Sirote & Permutt, P.C.  
P.O. Box 55727  
Birmingham, Alabama 35255-5727

STATE OF ALABAMA )  
MADISON COUNTY )

02 DEC 18 PM 3:20  
RECORDED  
INDEXED  
MADISON COUNTY ALABAMA

ARTICLES OF AMENDMENT TO ARTICLES  
OF INCORPORATION  
OF  
CYBEX COMPUTER PRODUCTS CORPORATION

Pursuant to the Code of Alabama, Sections 10-2B-10.01 and 10-2B-10.06, the undersigned corporation, **CYBEX COMPUTER PRODUCTS CORPORATION**, a corporation organized and existing under the laws of the State of Alabama, hereby submits the following:

1. The name of the corporation is **CYBEX COMPUTER PRODUCTS CORPORATION**.
2. The Articles of Incorporation shall be amended as follows:

ARTICLE I of the Articles of Incorporation is hereby deleted in its entirety, and there is substituted in lieu thereof the following:

"ARTICLE I

The name of the Corporation shall be **Avocent Huntsville Corp.**, and any and all references to **Cybox Computer Products Corporation** shall hereafter be deemed to refer to **Avocent Huntsville Corp.**"

3. The Amendment to the Articles of Incorporation was approved by a unanimous vote of the Directors and the sole Shareholder, on the 15th day of November, 2002, on which date there were one hundred (100) shares outstanding and entitled to vote thereon.

The within Articles of Amendment are being filed in the Office of the Judge of Probate of Madison County, Alabama, for the purpose of effecting such amendment in accordance with the requirements of Code of Alabama 1975, Section 10-2B-1.25.

IN WITNESS WHEREOF, the undersigned corporation, by its duly authorized officer and with full authority, has executed this Amendment to Articles under seal as of this 10th day of December, 2002.

CYBEX COMPUTER PRODUCTS CORPORATION

By: Samuel F. Saracino  
Samuel F. Saracino  
Vice President and Secretary

FAX NO. : 9305340

Dec. 26 2002 04:09PM P4

STATE OF ALABAMA

COUNTY OF MADISON

I, Tommy Ragland, Judge of Probate in and for the County and State aforesaid, hereby certify that the within and foregoing is a true, correct and complete copy of Amendment to Articles of Incorporation for *Cyber Computer Products Corporation*

as same appears of record in my office.

Given under my hand and seal of office this the 18<sup>th</sup> day of December, 2002

Tommy Ragland  
Judge of Probate