

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL
EFFECTIVE DATE:	10/02/2006

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
DataPower Technology, Inc.		10/02/2006	CORPORATION: DELAWARE

RECEIVING PARTY DATA

Name:	International Business Machines Corporation
Also Known As:	AKA IBM Corporation
Street Address:	New Orchard Road
City:	Armonk
State/Country:	NEW YORK
Postal Code:	10504
Entity Type:	CORPORATION: NEW YORK

PROPERTY NUMBERS Total: 2

Property Type	Number	Word Mark
Serial Number:	78139882	DATAPOWER
Serial Number:	78167196	

CORRESPONDENCE DATA

Fax Number: (914)765-4370
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Phone: 9147654415
 Email: ibmtm@us.ibm.com
 Correspondent Name: Alexander Tognino
 Address Line 1: North Castle Drive
 Address Line 4: Armonk, NEW YORK 10504

NAME OF SUBMITTER:	Grazia T. Micewicz
Signature:	/Grazia T. Micewicz/

CH \$65.00 78139882

Date:

10/10/2006

Total Attachments: 2

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ASSIGNMENT

ASSIGNMENT made this 2nd day of October, 2006, between DataPower Technology, Inc. (Assignor"), a corporation organized and existing under the laws of Delaware with a place of business at 1 Rogers Street, Cambridge, MA 02142, and International Business Machines Corporation, a corporation organized and existing under the laws of New York with a place of business at New Orchard Road, Armonk, NY 10504 ("Assignee");

WHEREAS, the Assignor represents and warrants it has adopted, used and is using; and is the sole owner of the entire right, title and interest, including the goodwill associated therewith, in and to the trademarks on the attached list and is assigning the marks in the identified applications and registrations as part of the entire business or portion thereof to which the marks pertain as required by 15 U.S.C. § 1060;

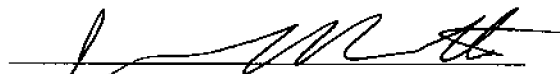
WHEREAS, Assignee is desirous of acquiring said marks, trademark applications and registrations and applications thereof:

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, said Assignor hereby irrevocably assigns, transfers and conveys to the Assignee, its successors, assigns or other legal representatives, all rights, title and interest in and to the said marks , and registrations and applications for trademark applications and registrations in the United States, with the goodwill of the business symbolized by the marks.

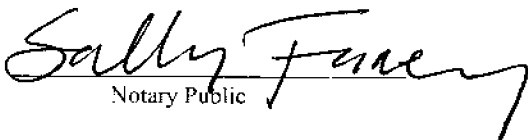
This assignment is effective as of the October 2, 2006.

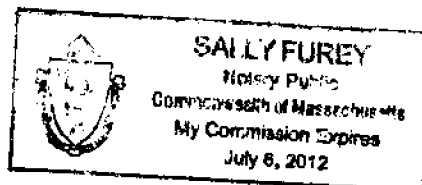
ASSIGNOR: DATAPOWER TECHNOLOGY, INC.

By:
Name:
Title:


James J. Ricotta
President

On this 2nd day of Oct., 2006 before me personally appeared James J. Ricotta, who declared that he is duly and lawfully authorized to execute this Assignment on behalf of DataPower Technology, Inc., and acknowledged the foregoing signature to be his own.


Notary Public



SCHEDULE

MARK

DATAPOWER

Design Mark

SER. NO.

78139882

78167196