

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:	12/08/2006

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Avamar Technologies, Inc.		12/08/2006	CORPORATION: CALIFORNIA

RECEIVING PARTY DATA

Name:	EMC Corporation
Street Address:	176 South Street
Internal Address:	Legal Department
City:	Hopkinton
State/Country:	MASSACHUSETTS
Postal Code:	01748
Entity Type:	CORPORATION: MASSACHUSETTS

PROPERTY NUMBERS Total: 2

Property Type	Number	Word Mark
Serial Number:	78950651	BACKUP & BEYOND
Serial Number:	78950662	BACKUP & BEYOND

CORRESPONDENCE DATA

Fax Number: (508)497-6915
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Phone: 508-293-7835
 Email: ouellette_scott@emc.com
 Correspondent Name: Scott A. Ouellette
 Address Line 1: 176 South Street
 Address Line 2: Legal Department
 Address Line 4: Hopkinton, MASSACHUSETTS 01748

NAME OF SUBMITTER:	Scott A. Ouellette
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CH \$65.00 78950651

Signature:

/Scott A. Ouellette/

Date:

12/08/2006

Total Attachments: 3

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ASSIGNMENT OF TRADEMARKS

This Assignment is effective as of December 8, 2006 by and between Avamar Technologies, Inc., a Delaware corporation, having its principal place of business at 135 Technology Drive, Suite 100, Irvine, California (hereinafter, together with all subsidiary and affiliate companies which it now of hereafter owns, or controls, "Company"), and EMC Corporation, a Massachusetts corporation having its principal place of business at 176 South Street, Hopkinton, Massachusetts ("EMC").

WHEREAS, Company and EMC are parties to a certain Agreement and Plan of Merger dated October 31, 2006, (hereinafter the "Merger Agreement");

WHEREAS, it is a condition to the consummation of the transactions under the Merger Agreement that this Agreement be entered into;

WHEREAS, Company owns certain trademark and trademark applications which are listed on attached Schedule 1 ("Assigned Trademarks").


WHEREAS, EMC desires to receive from Company assignments to the Assigned Trademarks;

NOW, THEREFORE, for good and valuable consideration, Company hereby assigns to EMC, all of Company's entire right, title and interest, including the right to sue for and collect past damages, in and to the Assigned Trademarks and all goodwill associated therewith.

Company hereby authorizes the Commissioner of Patents and Trademarks of the United States Patent and Trademark Office, and the empowered officials of all other governments to issue or transfer all said Assigned Trademarks to EMC, as assignee thereof, or otherwise as EMC may direct.

Signed at Hopkinton, Massachusetts, this 8th day of December, 2006.

COMPANY

By: 
Name: Paul T. Dacier
Title: President, Avamar Technologies, Inc.

SCHEDULE 1

BACKUP & BEYOND
US

Pending

United States
of America

Application No.	78950651	Registration No.	None
Filing Date:	08-11-2006	Registration Date:	None
Class(es):	9	Next Renewal Date:	None

BACKUP & BEYOND
US

Pending

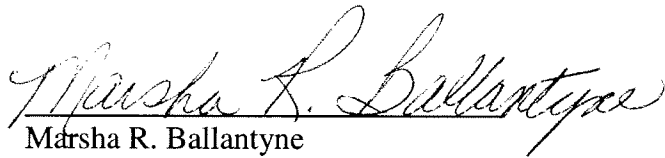
United States
of America

Application No.	78950662	Registration No.	None
Filing Date:	08-11-2006	Registration Date:	None
Class(es):	42	Next Renewal Date:	None

Commonwealth of Massachusetts) ss.

County of Middlesex)

On this 8th of December, 2006, before me, the undersigned notary public, personally appeared Paul T. Dacier, proved to me through satisfactory evidence of identification, which was his EMC Corporation Badge, to be the person whose name is signed on the attached document, and acknowledged to me that he signed it voluntarily for its stated purpose.



Marsha R. Ballantyne

Notary Public

My Commission Expires September 17, 2010