## Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	05/24/2007

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
OSTG, Inc.		05/22/2007	CORPORATION: DELAWARE

#### RECEIVING PARTY DATA

Name:	VA Software Corporation
Street Address:	46939 Bayside Parkway
City:	Fremont
State/Country:	CALIFORNIA
Postal Code:	94538
Entity Type:	CORPORATION: DELAWARE

#### PROPERTY NUMBERS Total: 3

Property Type	Number	Word Mark
Registration Number:	2359584	SLASHDOT
Registration Number:	2326479	NEWS FOR NERDS. STUFF THAT MATTERS.
Registration Number:	2387310	FRESHMEAT

#### **CORRESPONDENCE DATA**

Fax Number: (650)493-6811

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone: 650-493-9300

Email: trademarks@wsgr.com, ckahn@wsgr.com
Correspondent Name: WILSON SONSINI GOODRICH & ROSATI

Address Line 1: 650 Page Mill Road

Address Line 4: Palo Alto, CALIFORNIA 94304

ATTORNEY DOCKET NUMBER:	21513-900
NAME OF SUBMITTER:	Aaron D. Hendelman
	TRADEMARK

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Signature:	/Aaron D. Hendelman/
Date:	09/12/2008
Total Attachments: 12 source=Merger-Name_Change#page1.tif source=Merger-Name_Change#page2.tif source=Merger-Name_Change#page3.tif source=Merger-Name_Change#page4.tif source=Merger-Name_Change#page5.tif source=Merger-Name_Change#page6.tif source=Merger-Name_Change#page7.tif source=Merger-Name_Change#page8.tif source=Merger-Name_Change#page9.tif source=Merger-Name_Change#page10.tif source=Merger-Name_Change#page11.tif source=Merger-Name_Change#page12.tif	

Delaware

PAGE 1

## The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF

DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT

COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"OSTG, INC.", A DELAWARE CORPORATION,

WITH AND INTO "VA SOFTWARE CORPORATION" UNDER THE NAME OF
"SOURCEFORGE, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER
THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS
OFFICE THE TWENTY-SECOND DAY OF MAY, A.D. 2007, AT 5:33 O'CLOCK
P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF
THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE TWENTY-FOURTH DAY
OF MAY, A.D. 2007, AT 4:15 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

3087994 8100M

070603328



Varnet Smith Windson

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 5697820

DATE: 05-22-07

State of Delaware Secretary of State Division of Corporations Delivered 05:33 PM 05/22/2007 FILED 05:33 PM 05/22/2007 SRV 070603328 - 3087994 FILE

## CERTIFICATE OF OWNERSHIP AND MERGER

MERGING

OSTG, INC.,
a Delaware corporation

WITH AND INTO

VA SOFTWARE CORPORATION, a Delaware corporation

(Pursuant to Section 253 of the General Corporation Law of Delaware)

VA Software Corporation (the "Corporation"), a corporation incorporated on the 21 day Of September, 1999, pursuant to the provisions of the General Corporation Law of the State of Delaware, does hereby certify as follows:

- 1. That the Corporation is organized and existing under the General Corporation Law of the State of Delaware.
- 2. That the Corporation owns 100% of the capital stock of OSTG, Inc., a Delaware corporation ("Sub") incorporated on the 19th day of ( July 1999, pursuant to the provisions of the General Corporation Law of the State of Delaware.
- 3. That the Corporation determined to merge Sub into itself (the "Merger") by the resolutions of its board of directors attached hereto as **Exhibit A**, duly adopted on May 22, 2007.
  - The Merger shall become effective at 4:15 pm EST on May 24, 2007.

IN WITNESS WHEREOF, the Corporation has caused this Certificate to be signed by its duly authorized officer on this 22nd day of May, 2007.

VA SOFTWARE CORPORATION

Name: Ali Jenab

Title: President and CEO

## EXHIBIT A

Action by Unanimous Written Consent of the Board of Directors of VA Software Corporation, a Delaware Corporation

# ACTION BY UNANIMOUS WRITTEN CONSENT OF THE DIRECTORS

### OF VA SOFTWARE CORPORATION

(A Delaware Corporation)

In accordance with Section 141(f) of the Delaware General Corporation Law and the Bylaws of VA Software Corporation, a Delaware corporation (the "Company"), the undersigned, constituting all of the members of the Board of Directors (the "Board") of the Company hereby take the following actions and adopt the following resolutions by written consent:

#### Merger with OSTG, Inc.

WHEREAS: The Company owns 100% of the outstanding capital stock of OSTG, Inc., a corporation organized and existing under the laws of the State of Delaware ("OSTG").

WHEREAS: The Board desires that OSTG merge with and into the Company and that the Company possess itself of all the estate, property, rights, privileges and franchises of OSTG.

NOW, THEREFORE, BE IT RESOLVED: That the Board hereby authorizes the merger of OSTG with and into the Company, with the Company continuing as the surviving corporation (the "Merger").

RESOLVED FURTHER: That upon the effective date of the Merger, the name of the Company shall be changed from "VA Software Corporation" to "SourceForge, Inc." pursuant to Section 253(b) of the Delaware General Corporation Law.

**RESOLVED FURTHER:** That upon the effective date of the Merger, the Company shall assume any and all assets, obligations and liabilities of OSTG pursuant to Section 253 of the Delaware General Corporation Law.

**RESOLVED FURTHER**: That each outstanding share of capital stock of OSTG will be canceled and extinguished upon the effectiveness of the Merger, and no consideration shall be issued in exchange therefor.

**RESOLVED FURTHER:** That the officers of the Company be and hereby are directed to make and execute a Certificate of Ownership and Merger setting forth a copy of the resolution to merge OSTG with and into the Company and assume OSTG's liabilities and

obligations, and the date of adoption thereof, and to file the same in the office of the Secretary of State of the State of Delaware.

**RESOLVED FURTHER:** That the Merger of OSTG with and into the Company shall become effective upon the filing of the Certificate of Ownership and Merger with the Secretary of State of the State of Delaware as provided for therein.

**RESOLVED FURTHER**: That the Certificate of Ownership and Merger in the form attached hereto as **Exhibit A** be and hereby is approved and adopted in all respects.

**RESOLVED FURTHER:** That upon the effective time of the Merger, the Amended and Restated Certificate of Incorporation of the Company ("Certificate of Incorporation") in effect immediately prior to the effectiveness of the Merger shall continue to be the Certificate of Incorporation of the Company; *provided, however*, that the amendment to the preamble and Article 1 of said Certificate of Incorporation as is effected by the merger is as follows: "The name of this corporation is SourceForge, Inc.";

**RESOLVED FURTHER:** That upon the effective time of the Merger, the Bylaws of the Company shall be amended and restated in the form attached hereto as **Exhibit B** to reflect the Company's name change.

**RESOLVED FURTHER**: That upon the effective time of the Merger, the directors and officers of the Company, as constituted immediately prior to the effectiveness of the Merger, shall continue to be the directors and officers of the Company.

**RESOLVED FURTHER:** That each stock certificate evidencing the ownership of each share of Common Stock of the Corporation issued and outstanding immediately prior to the effective time of the merger shall continue to evidence ownership of the such shares of the Corporation;

**RESOLVED FURTHER:** That each stock certificate evidencing the ownership of common stock of Company issued anytime after the effective time of the merger shall be in the form of the stock certificate attached hereto as **Exhibit C**.

RESOLVED FURTHER: That the Board hereby authorizes, directs and empowers the appropriate officers of the Company, and each of them, for and on behalf of the Company, to take any and all such actions, and prepare, execute and deliver any and all such documents, including filing of the Certificate of Ownership and Merger, as may be necessary or advisable to carry out the foregoing resolutions, and hereby ratifies and confirms any and all actions taken heretofore to accomplish such purposes.

According to the contract of t	5/16/07
Andrew Anker	Date
Ram Gupta	Date
Scott E. Howe	Date
Ali Jenub	Date
Robert M. Neumeister, Jr.	Date
Carl Redfield	Date
David B. Wright	Date

WRITTEN CONSENT OF BOARD OF DIRECTORS VA SOFTWARE CORPORATION

Andrew Anker	Date
Ram Gupta	5/17/07
Ram Gupta	Date
Scott E. Howe	Date
Ali Jenab	Date
Robert M. Neumeister, Jr.	Date
Carl Redfield	Date
David B. Wright	Date

WRITTEN CONSENT OF BOARD OF DIRECTORS VA SOFTWARE CORPORATION

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Andrew Anker	Date
Ram Gupta	Date
Scott E. Howe	5,16,07 Date
Ali Jenab	Date
Robert M. Neumeister, Jr.	Date
Carl Redfield	Date
David B. Wright	Date

WRITIEN CONSENT OF BOARD OF DIRECTORS VA SOFTWARE CORPORATION

Andrew Anker	Date
Ram Gupta	Date
Scott E. Howe	Date
Ali Jenab	5/16/2007 Date
Robert M. Neumeister, Jr.	Date
Carl Redfield	Date
David B. Wright	Date

WRITTEN CONSENT OF BOARD OF DIRECTORS VA SOFTWARE CORPORATION

FROM : NEUMEISTER

FAX NO. : 4356582481

May. 16 2007 12:58PM P3

IN WITNESS WHEREOF, this action by written consent shall be effective as of the date the Company receives the last signature set forth on this signature page. This action by written consent may be executed in one of more counterparts, each of which shall constitute one and the same instrument. This action shall be filled with the minutes of the proceedings of this Board of Directors. Any copy, facsimile or other reliable reproduction of this action may be substituted or used in lieu of the original writing for any and all purposes for which the original writing could be used, provided that such copy, facsimile or other reproduction is a complete reproduction of the entire original writing.

Andrew Anker	Date
Ram Gupta	Date
Scott E. Howe	Date
Ali Jenab  Kiluil M. Mimmedale ()— Robert M. Neumeister, Jr.	Date 5 / 16 / 0 7 Date
Carl Redfield	Date
David B. Wright	Date

WRITTEN CONSENT OF BOARD OF DIRECTORS
VA SOFTWARE CORPORATION

Andrew Anker	Date
Ram Gupta	Date
Scott B, Howe	Date
Ali Jenab	Date
Robert M. Neumeister, Jr.	5 22 07
Carl Redfield	Date
David B. Wright	Date

WRITTEN CONSENT OF BOARD OF DIRECTORS
VA SOFTWARE CORPORATION

**REEL: 003852 FRAME: 0106** 

**RECORDED: 09/12/2008** 

IN WITNESS WHEREOF, this action by written consent shall be effective as of the date the Company receives the last signature set forth on this signature page. This action by written consent may be executed in one or more counterparts, each of which shall be deemed an original, and all of which shall constitute one and the same instrument. This action shall be filed with the minutes of the proceedings of this Board of Directors. Any copy, facsimile or other reliable reproduction of this action may be substituted or used in lieu of the original writing for any and all purposes for which the original writing could be used, provided that such copy, facsimile or other reproduction is a complete reproduction of the entire original writing.

Andrew Anker	Date
Rain Gupta	Date
Scott E. Howe	Date
Ali Jenab	Date
Robert M. Neumeister, Jr.	Date
Carl Redfield	Date
David B Wright	# 1/18/02 Date

WRITTEN CONSENT OF BOARD OF DIRECTORS
YA SOFTWARE CORPORATION