

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	03/31/2009

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Titan1 Acquisition Corp.		03/31/2009	CORPORATION: DELAWARE

**RECEIVING PARTY DATA**

Name:	Force10 Networks, Inc.
Street Address:	350 Holger Way
City:	San Jose
State/Country:	CALIFORNIA
Postal Code:	95134
Entity Type:	CORPORATION: DELAWARE

**PROPERTY NUMBERS Total: 10**

Property Type	Number	Word Mark
Registration Number:	3081228	E-SERIES
Serial Number:	77541362	EXASCALE
Serial Number:	77541320	FORCE10
Serial Number:	77541312	FORCE 10
Serial Number:	77555923	FORCE10 LABS
Registration Number:	3052354	FORCE10 NETWORKS
Serial Number:	77541330	FTOS
Serial Number:	77541373	HOT-LOCK
Serial Number:	77541335	SFTOS
Serial Number:	77541348	TERASCALE

**CORRESPONDENCE DATA**

Fax Number: (720)566-4099

**900132281**

**TRADEMARK  
 REEL: 003974 FRAME: 0020**

**CH \$265.00 3081228**

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

Phone: 720-566-4000  
Email: trademarks@cooley.com  
Correspondent Name: Cooley Godward Kronish LLP  
Address Line 1: 380 Interlocken Crescent  
Address Line 2: Suite 900  
Address Line 4: Broomfield, COLORADO 80021-8023

ATTORNEY DOCKET NUMBER:	310494-20000
NAME OF SUBMITTER:	Andrew Hartman
Signature:	/Andrew Hartman/
Date:	04/21/2009

**Total Attachments: 5**

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# Delaware

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*The First State*

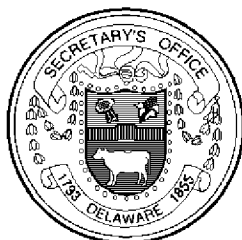
I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

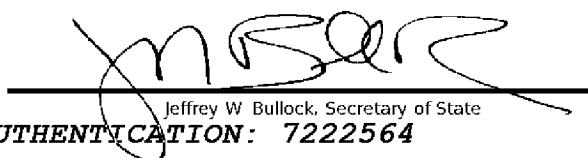
"TITANI ACQUISITION CORP.", A DELAWARE CORPORATION,  
WITH AND INTO "FORCE10 NETWORKS, INC." UNDER THE NAME OF  
"FORCE10 NETWORKS, INC.", A CORPORATION ORGANIZED AND EXISTING  
UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED  
IN THIS OFFICE THE THIRTY-FIRST DAY OF MARCH, A.D. 2009, AT  
10:24 O'CLOCK P.M.

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

3044257 8100M

090322388



  
Jeffrey W. Bullock, Secretary of State  
AUTHENTICATION: 7222564

DATE: 04-01-09

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

TRADEMARK  
REEL: 003974 FRAME: 0022

**CERTIFICATE OF MERGER  
FOR THE MERGER OF TITAN1 ACQUISITION CORP.  
WITH AND INTO  
FORCE10 NETWORKS, INC.**

Pursuant to Section 251(c) of the  
General Corporation Law of the State of Delaware

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Force10 Networks, Inc., a Delaware corporation (the "**Company**"), does hereby certify to the following facts relating to the merger (the "**Merger**") of Titan1 Acquisition Corp., a Delaware corporation ("**Sub**"), with and into the Company, with the Company continuing as the surviving corporation of the Merger (the "**Surviving Corporation**"):

- FIRST: The Company and Sub are the constituent corporations in the Merger, and each is a corporation incorporated pursuant to the laws of the State of Delaware.
- SECOND: An Agreement and Plan of Reorganization, as amended (the "**Merger Agreement**"), has been approved, adopted, certified, executed and acknowledged by the Company and by Sub in accordance with the provisions of Section 228 and subsection (c) of Section 251 of the Delaware General Corporation Law.
- THIRD: The surviving corporation of the Merger shall be Force10 Networks, Inc.
- FOURTH: Upon the effectiveness of the Merger, the Certificate of Incorporation of the Company, the Surviving Corporation, shall be amended and restated to read in its entirety as set forth in **Attachment A** attached hereto.
- FIFTH: The executed Merger Agreement is on file at the principal place of business of the Company, the Surviving Corporation, at 350 Holger Way, San Jose, CA 95134.
- SIXTH: A copy of the executed Merger Agreement will be furnished by the Company, the Surviving Corporation, on request and without cost, to any stockholder of any constituent corporation of the Merger.
- SEVENTH: The Merger shall become effective upon filing of this Certificate of Merger with the Delaware Secretary of State.

**IN WITNESS WHEREOF**, Force10 Networks, Inc. has caused this Certificate of Merger to be executed by its duly authorized officer as of March 31, 2009.

**FORCE10 NETWORKS, INC.**

By: /s/ Karen Blasing \_\_\_\_\_  
Karen Blasing  
Chief Financial Officer

Attachment A

**AMENDED AND RESTATED CERTIFICATE OF INCORPORATION  
OF  
FORCE10 NETWORKS, INC.**

**ARTICLE I**

The name of the corporation is Force10 Networks, Inc.

**ARTICLE II**

The address of the registered office of the corporation in the State of Delaware is 2711 Centerville Road, Suite 400, City of Wilmington, County of New Castle. The name of its registered agent at that address is Corporation Service Company.

**ARTICLE III**

The purpose of the corporation is to engage in any lawful act or activity for which corporations may be organized under the General Corporation Law of the State of Delaware.

**ARTICLE IV**

The total number of shares of stock which the corporation has authority to issue is One Thousand (1,000) shares, all of which shall be Common Stock, \$0.001 par value per share.

**ARTICLE V**

The Board of Directors of the corporation shall have the power to adopt, amend or repeal Bylaws of the corporation.

**ARTICLE VI**

Election of directors need not be by written ballot unless the Bylaws of the corporation shall so provide.

**ARTICLE VII**

To the fullest extent permitted by law, no director of the corporation shall be personally liable for monetary damages for breach of fiduciary duty as a director. Without limiting the effect of the preceding sentence, if the Delaware General Corporation Law is hereafter amended to authorize the further elimination or limitation of the liability of a director, then the liability of a director of the corporation shall be eliminated or limited to the fullest extent permitted by the Delaware General Corporation Law, as so amended.

The corporation may indemnify to the fullest extent permitted by law any person made or threatened to be made a party to an action or proceeding, whether criminal, civil, administrative or investigative, by reason of the fact that he or she or his or her testator or intestate is or was a director, officer or employee of the corporation or any predecessor of the corporation or serves or served any other enterprise as a director, officer or employee at the request of the corporation or any predecessor to the corporation.

Neither any amendment nor repeal of this Article VII, nor the adoption of any provision of this Certificate of Incorporation inconsistent with this Article VII, shall eliminate, reduce or otherwise adversely affect any limitation on the personal liability of a director of the corporation existing at the time of such amendment, repeal or adoption of such an inconsistent provision.