

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Hyperic, Inc.		12/08/2009	CORPORATION: DELAWARE
RECEIVING PARTY DATA			
Name:	VMware, Inc.		
Street Address:	3401 Hillview Avenue		
City:	Palo Alto		
State/Country:	CALIFORNIA		
Postal Code:	94304		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 4			
Property Type	Number	Word Mark	
Registration Number:	3656841	CLOUDSTATUS	
Registration Number:	3318350	HYPERIC	
Registration Number:	3318352	HYPERIC HQ	
Registration Number:	3318351	HYPERIC HQ	
CORRESPONDENCE DATA			
Fax Number:	(312)554-8015		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	312-554-8000		
Email:	baa@pattishall.com		
Correspondent Name:	Brett A. August		
Address Line 1:	311 South Wacker Drive		
Address Line 2:	Suite 5000		
Address Line 4:	Chicago, ILLINOIS 60606		
ATTORNEY DOCKET NUMBER:	02217-00001		
NAME OF SUBMITTER:	Colin O'Brien		

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TRADEMARK
REEL: 004113 FRAME: 0786

Signature:	/Colin O'Brien/
Date:	12/14/2009
Total Attachments: 1 source=Hyperic#page1.tif	

ASSIGNMENT OF TRADEMARK REGISTRATIONS

WHEREAS, Hyperic, Inc., ("Hyperic") a Delaware corporation, having an address at 609 Mission Street, 4th Floor, San Francisco, California 94105, has adopted, used and owns the following trademarks which are federally registered in the United States Patent and Trademark Office ("the Trademarks"):

CLOUDSTATUS and Design, Reg. No. 3,656,841
HYPERIC and Design, Reg. No. 3,318,350
HYPERIC HQ, Reg. No. 3,318,352
HYPERIC HQ and Design, Reg. No. 3,318,351

WHEREAS, VMware, Inc., a Delaware corporation, having an address at 3401 Hillview Ave., Palo Alto, California 94304, ("VMware") is desirous of acquiring said trademarks and the registrations thereof;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, Hyperic does hereby assign unto VMware, all rights, title and interest in and to the Trademarks, together with the goodwill symbolized by those marks, and the above-identified registrations.

The undersigned warrants that he/she has the authority to enter into this Assignment on behalf of Hyperic, Inc.

HYPERIC, INC.

By: 

Printed Name: Russel Burbach

Title: CEO

Dated: 12/8/09

