

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	MERGER		
EFFECTIVE DATE:	06/09/2003		
CONVEYING PARTY DATA			
	Name	Formerly	Execution Date
	Scyld Computing Corporation		06/09/2003
			Entity Type
			CORPORATION: DELAWARE
RECEIVING PARTY DATA			
Name:	Penguin Computing, Inc.		
Street Address:	45800 NorthPort Loop West		
City:	Fremont		
State/Country:	CALIFORNIA		
Postal Code:	94538		
Entity Type:	CORPORATION: CALIFORNIA		
PROPERTY NUMBERS Total: 1			
	Property Type	Number	Word Mark
	Registration Number:	3295523	SCYLD CLUSTERWARE
CORRESPONDENCE DATA			
Fax Number:	4156932222		
	<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>		
Phone:	415-693-2000		
Email:	mgutknecht@cooley.com		
Correspondent Name:	John W. Crittenden		
Address Line 1:	1299 Pennsylvania Avenue, NW, Suite 700		
Address Line 4:	Washington, DISTRICT OF COLUMBIA 20004-2400		
ATTORNEY DOCKET NUMBER:	306084-20000		
NAME OF SUBMITTER:	Mary E. Gutknecht		
Signature:	/Mary E. Gutknecht/		

CH \$40.00 3295523

Date:

09/10/2013

Total Attachments: 2

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WRITTEN CONSENT

IN LIEU OF A

JOINT SPECIAL MEETING OF THE

BOARD OF DIRECTORS AND STOCKHOLDERS

OF

SCYLD COMPUTING CORP.

In lieu of a Joint Special Meeting of the Board of Directors and Stockholders of the above-captioned Corporation, the undersigned, being all of the members of the Board of Directors and all of the stockholders of the Corporation, hereby consent to and adopt the following resolutions:

RESOLVED, that the merger of LWD Acquisition Corp., a Delaware corporation and a wholly owned subsidiary of Penguin Computing Corp., a California corporation, into the Corporation in accordance with the terms and conditions of that certain Agreement and Plan of Merger and Reorganization, a copy of which is attached hereto as Exhibit A and incorporated herein by reference, be, and it hereby is, approved; and that the officers of this Corporation, or any one or more of them, be, and they hereby are, authorized and directed to enter into and consummate the agreement aforesaid, in the form submitted, all in accordance with the provisions of applicable law.

RESOLVED FURTHER, that a copy of said Agreement and Plan of Merger and Reorganization, as executed, be attached to this Written Consent.

RESOLVED FURTHER, that the officers of this Corporation, and any one or more of them, are authorized and directed to take all proceedings, execute and deliver all instruments, and do and perform all acts necessary, convenient, or proper as advised by counsel, to carry in effect the full intent and purpose of the resolutions heretofore adopted by this Written Consent with respect to such merger.

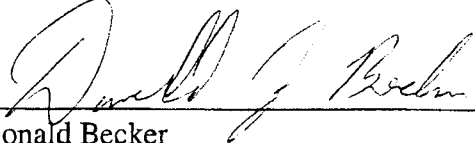
RESOLVED FURTHER, that Donald Becker is hereby appointed the Stockholders' Agent of the Corporation's shareholders, and each of them, pursuant to Section 7.8 of the said Agreement and Plan of Merger and Reorganization.

RESOLVED FURTHER, that the Corporation's 401(k) plan is hereby terminated and that the officers of this Corporation, and any one or more of them, are authorized and directed to take all proceedings, execute and deliver all instruments, and do and perform all acts necessary, convenient, or proper as advised by counsel, to effect such termination of the Corporation's 401(k) plan.

RESOLVED FURTHER, that this Written Consent may be executed in one or more counterparts, each to be deemed an original, but all together to be one instrument.

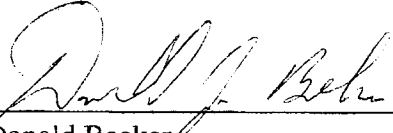
RESOLVED FURTHER, that this Written Consent and the resolutions contained herein shall be effective as of the 9th day of June, 2003.

Board of Directors:



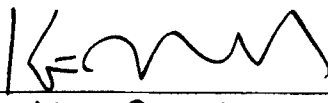
Donald Becker
Sole Member

Shareholders:



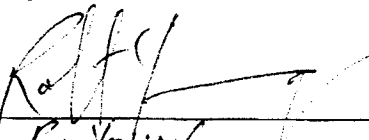
Donald Becker

SOI Holdings

By: 

Name: Kevin Schmadel
Title: Manager

LuLu, LLC

By: 

Name: R. Young
Title: CEO