

CORRECTION OF ASSIGNMENT

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): ePit Systems (fka) ePit, Inc.)

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State, Other California

Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)

Name: Kabushiki Kaisha Hitachi Internal: Seisakusho d/b/a Hitachi, Ltd. Address:

Street Address: 6 Kanda-Surugadai 4 chome City: Chiyoda-ku, Tokyo, Japan Zip: 101-8010

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State, Other Japanese Corporation

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

- Assignment, Merger, Security Agreement, Change of Name, Other

Execution Date: 10/21/2002

4. Application number(s) or registration number(s):

A. Trademark Application No.(s) See Schedule A

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Michelle C. Burke, Esq.

Internal Address: McDermott, Will & Emery

Street Address: 227 West Monroe Street Suite 4400

City: Chicago State: IL Zip: 60606

6. Total number of applications and registrations involved: 9

7. Total fee (37 CFR 3.41) \$ 240.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

13-0206

DO NOT USE THIS SPACE

9. Signature.

Michelle C. Burke, Esq. Name of Person Signing

Signature

6-24-2007 Date

Total number of pages including cover sheet, attachments, and document. 20

Mail documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

CH \$240.00 130206 76310615

**SCHEDULE A  
HITACHI, LTD.**

| Item Code               | Quantity | Serial Number | Filed Date    |
|-------------------------|----------|---------------|---------------|
| EPIT SYSTEMS AND DESIGN | 39       | 76/310,615    | Sept. 6, 2001 |
| EPIT SYSTEMS AND DESIGN | 42       | 76/310,611    | Sept. 6, 2001 |
| EPIT SYSTEMS AND DESIGN | 35       | 76/310,610    | Sept. 6, 2001 |
| EPIT SYSTEMS AND DESIGN | 36       | 76/310,609    | Sept. 6, 2001 |
| EPIT SYSTEMS AND DESIGN | 16       | 76/310,603    | Sept. 6, 2001 |
| EPIT SYSTEMS AND DESIGN | 9        | 76/310,602    | Sept. 6, 2001 |
| EPIT SYSTEMS AND DESIGN | 38       | 76/310,498    | Sept. 6, 2001 |
| EPIT SYSTEMS AND DESIGN | 41       | 76/310,482    | Sept. 6, 2001 |
| EPIT                    | 36 & 42  | 76/114,526    | Aug. 21, 2000 |

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, 2800 Crystal Drive, Arlington VA 22202-3513 on:

DATE OF DEPOSIT 2/20/03  
 SIGNATURE [Signature]  
 DATE OF SIGNATURE 2/20/03

03-28-2003

3-26-03

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102402817

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

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1. Name of conveying party(ies): ePit Systems (fka ePit, Inc.)

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State California, Other

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

- Assignment, Merger, Security Agreement, Change of Name, Other

Execution Date: 10/21/02

2. Name and address of receiving party(ies)

Name: Hitachi, Ltd.

Internal Address:

Street Address: 6 Kanda-Surugadai 4 chom JAPAN

City: Chiyoda-Ku Tokyo State: Zip: 101-8010

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State, Other Japanese Corporation

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? Yes No

4. Application number(s) or registration number(s):

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Name of Person Signing

Signature

3-20-2003

Date

03/27/2003 LINDLER 00000026 130206 76310615 Total number of pages including cover sheet, attachments, and document

01 FC18521 40.00 CR 02 FC18522 200.00 CR

Mail documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

**SCHEDULE A  
HITACHI, LTD.**

| <b>Trademark</b>        | <b>Incl. Cl.</b> | <b>Serial Number</b> | <b>Filing Date</b> |
|-------------------------|------------------|----------------------|--------------------|
| EPIT SYSTEMS AND DESIGN | 39               | 76/310,615           | Sept. 6, 2001      |
| EPIT SYSTEMS AND DESIGN | 42               | 76/310,611           | Sept. 6, 2001      |
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| EPIT SYSTEMS AND DESIGN | 38               | 76/310,498           | Sept. 6, 2001      |
| EPIT SYSTEMS AND DESIGN | 41               | 76/310,482           | Sept. 6, 2001      |
| EPIT                    | 36 & 42          | 76/114,526           | Aug. 21, 2000      |

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DATE OF DEPOSIT 3/20/03  
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 DATE OF SIGNATURE 3/20/03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****MARKS:** See Schedule A**APPLICATION NOS.:** See Schedule A**INTL CLASS NOS.:** See Schedule A**FILING DATES:** See Schedule A

**To: Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513**

**DESIGNATION OF DOMESTIC REPRESENTATIVE**


**KABUSHIKI KAISHA HITACHI SEISAKUSHO d/b/a Hitachi, Ltd., a Japan corporation, which is the owner by assignment of the above-referenced applications, hereby withdraws and revokes any and all designations of domestic representative previously filed or noted on its behalf in the United States Patent and Trademark Office, including but not limited to the designation of: Sally M. Abel, Esq. and the firm of Fenwick & West, L.L.P., Two Palo Alto Square, Suite 800, Palo Alto, California. 94306.**

**Applicant hereby appoints Michelle C. Burke of the law firm of MCDERMOTT, WILL & EMERY, 227 West Monroe Street, Suite 4400, Chicago, Illinois 60606 as Applicant's designated domestic representative upon whom notices or process in proceedings affecting this mark may be served.**

Please address all correspondence and telephone inquiries to:

Michelle C. Burke, Esq.  
MCDERMOTT, WILL & EMERY  
227 W. Monroe Street  
Suite 4400  
Chicago, IL 60606-5096  
312/372-2000


KABUSHIKI KAISHA HITACHI SEISAKUSHO d/b/a Hitachi,  
Ltd.

By:   
Name: Yasuo SAKUTA, Patent Attorney  
Executive Managing Director.  
Title: Intellectual Property Group  
(Authorized Signing Officer)

Dated: January 31, 2003

CHI99 4051757-1.017575.0594

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Commissioner for Trademarks, 2900 Crystal Drive,  
Arlington VA 22202-3513 on:  
DATE OF DEPOSIT: 3/30/03  
SIGNATURE:   
DATE OF SIGNATURE: 3/30/03

## TRADEMARK ASSIGNMENT

This TRADEMARK ASSIGNMENT (this "*Assignment*") is made and entered into as of October 21, 2002, by ePIT Systems (formally known as ePIT, Inc.), a California corporation ("*Assignor*"), as assignor, in favor of Hitachi, Ltd., a Japanese corporation ("*Assignee*"), as assignee, with reference to the following facts and circumstances:

WHEREAS, Assignee was chosen as the winning bidder in a sealed bid auction conducted by Assignor pursuant to Assignor's Notice of Sealed Bid Auction ("*Notice*"), and pursuant to which Assignor has agreed to sell and assign, and Assignee has agreed to buy and acquire certain trademark(s), application(s), and any registrations(s) resulting therefrom as described further on Exhibit A attached hereto (the "*Trademarks*");

WHEREAS, pursuant to the terms and conditions of the Notice, Assignor desires to assign and transfer to Assignee all of Assignor's right, title, and interest in and to the Trademarks;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby assign unto Assignee, all of Assignor's right, title, and interest, including any common law rights it might own, in the United States of America and throughout the world, in and to the Trademarks and any registrations and applications for the Trademarks, together with the goodwill of the business connected with the use of and symbolized by the Trademarks.

Assignor hereby appoints Assignee as its attorney-in-fact with respect to the Trademarks and any registrations and applications for the Trademarks that are the subject of this Assignment to act in Assignor's name, place and stead to execute, deliver and record any document or instrument of assignment required in any country in which such documents may be required to transfer, grant or confirm the rights transferred, granted and confirmed herein.

This Assignment is given pursuant to the provisions of the Notice, including but not limited to "Exhibit B" to the Notice, and is made subject to the terms and provisions of the Notice and all exhibits to the Notice.

**[Remainder of Page Intentionally Left Blank]**

This Assignment may be executed in one or more counterparts, each of which shall be deemed an original and all of which together shall constitute one original instrument.

IN WITNESS WHEREOF, Assignor has caused this Assignment to be duly executed by its authorized representative on and as of the day and year first above written.

EPIT SYSTEMS

By: *Timothy Campbell*  
Timothy Campbell, President

COUNTRY OF U.S.A. )  
STATE OF CALIFORNIA ) SS.:  
COUNTY OF Alameda )

On this 21 day of Oct, 2002, before me personally appeared Timothy Campbell personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity and that by her signature on the instrument, the person, or entity on behalf of which the person acted, executed the instrument.

*[Signature]*  
Notary Public

(Seal)



[Signature Page to Trademark Assignment]



This Assignment acknowledged and agreed to by:

HITACHI, LTD.

By: *Yasuo Sakuta*

Name: Yasuo SAKUTA, Patent Attorney  
Executive Managing Director,

Title: Intellectual Property Group  
(Authorized Signing Officer)

[Signature Page to Trademark Assignment]

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington VA 22202-2513 on:

DATE OF DEPOSIT: 2/20/03  
SIGNATURE: *Yasuo Sakuta*  
DATE OF SIGNATURE: 2/20/03

**EXHIBIT A**  
**TRADEMARKS**

| Trademark             | Reg. No./App. No.                 | Country        | Status                                |
|-----------------------|-----------------------------------|----------------|---------------------------------------|
| EPIT                  | 75/686,339                        | U.S.A          | Active; Statement of Use due 9/28/02  |
| EPIT                  | 76/114,525                        | U.S.A          | Active; Statement of Use due 10/16/02 |
| EPIT                  | 76/114,526                        | U.S.A          | Active; Statement of Use due 11/28/02 |
| EPIT SYSTEMS & DESIGN | 76/310,482                        | U.S.A          | Active; Statement of Use due 1/23/03  |
| EPIT SYSTEMS & DESIGN | 76/310,498                        | U.S.A          | Active; Statement of Use due 1/9/03   |
| EPIT SYSTEMS & DESIGN | 76/310,602                        | U.S.A          | Active; Statement of Use due 1/16/03  |
| EPIT SYSTEMS & DESIGN | 76/310,603                        | U.S.A          | Active; Statement of Use due 1/2/03   |
| EPIT SYSTEMS & DESIGN | 76/310,609                        | U.S.A          | Active; Statement of Use due 1/23/03  |
| EPIT SYSTEMS & DESIGN | 76/310,610                        | U.S.A          | Active; Statement of Use due 1/23/03  |
| EPIT SYSTEMS & DESIGN | 76/310,611                        | U.S.A          | Active; Statement of Use due 1/23/03  |
| EPIT SYSTEMS & DESIGN | 76/310,615                        | U.S.A          | Active; Statement of Use due 1/23/03  |
| PITPASSPORT           | 76/144,673                        | U.S.A          | Active; Statement of Use due 9/19/02  |
| EPIT                  | 810,708                           | Australia      | Active; Renewal due 10/18/10          |
| EPIT                  | 1,352,780                         | European Union | Active; Renewal due 10/19/09          |
| EPIT                  | <del>4,484,568</del><br>4,484,688 | Japan          | Active; Renewal due 6/22/11           |
| EPIT                  | 4,484,689                         | Japan          | Active; Renewal due 6/22/11           |
| EPIT                  | 76/114,528                        | U.S.A          | Not Active; Abandoned                 |
| EPIT                  | 75/686,342                        | U.S.A          | Not Active; Abandoned                 |
| PITPASSPORT           | 76/144,499                        | U.S.A          | Not Active; Abandoned                 |
| PITPASSPORT           | 76/144,526                        | U.S.A          | Not Active; Abandoned                 |
| PITPASSPORT           | 76/144,608                        | U.S.A          | Not Active; Abandoned                 |

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 DATE OF SIGNATURE 3/26/03

23037/00600/SF/5083337.1

TRADEMARK

RECORDED: 06/24/2004

REEL: 002879 FRAME: 0196