

02-15-2005

FORM COVER SHEET U.S. Commerce Patent and Trademark Office documents or copy thereof.

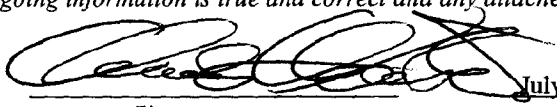


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To the Honorable Commissioner of Patents and Trademarks

<p>1. Name of conveying party(ies): New Era of Networks, Inc. <u>2004 JUL 26 PM 3:54</u></p> <p><input type="checkbox"/> Individual <input type="checkbox"/> Association <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input checked="" type="checkbox"/> Corporation - Delaware <input type="checkbox"/> Other</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies): Neon Systems, Inc. 14100 Southwest Freeway, Suite 500 Sugarland, Texas 77478</p> <p><input type="checkbox"/> Individual(s) citizenship _____ <input type="checkbox"/> Association _____ <input type="checkbox"/> General Partnership _____</p>
<p>3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other</p> <p>Execution Date: <u>September 10, 2001</u></p>	<p><input type="checkbox"/> Limited Partnership _____ <input checked="" type="checkbox"/> Corporation - Delaware <input type="checkbox"/> Other</p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (Designations must be a separate document from Assignment) Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>4. Application number(s) or registration number(s): A. Trademark Application No.(s): <u>75/046632</u></p>	<p>B. Trademark Registration No(s):</p>
<p>Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p>	<p>6. Total number of applications and registrations involved: 1</p>
<p>Name: <u>Charles E. Weinstein, Esq.</u> Internal Address: <u>Foley Hoag LLP</u></p>	<p>7. Total fee (37 CFR 3.41):.....\$40.00 <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account</p>
<p>Street Address: <u>World Trade Center West, 155 Seaport Blvd.</u> City: <u>Boston</u> State: <u>MA</u> ZIP: <u>02210-2600</u></p>	<p>8. Deposit account number: <u>06-1446</u> (Attach duplicate copy of this page if paying by deposit account)</p>
<p>DO NOT USE THIS SPACE</p>	
<p>9. Statement and signature. <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i></p> <p><u>Charles E. Weinstein, Esq.</u>  <u>July 23, 2004</u> Name of Person Signing Signature Date</p> <p>Total number of pages comprising cover sheet:.....</p>	

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ASSIGNMENT

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Assignor:

New Era of Networks, Inc.
6550 Greenwood Plaza Blvd.
Englewood, CO 80111

hereby assigns to Assignee:

Neon Systems, Inc.
14100 Southwest Freeway, Suite 500
Sugarland, TX 77478


all of Assignor's interest in the following United States Federal trademark registration or application:

Serial Number: 75/046632 (to the extent set forth below)
Mark: NEON NEW ERA OF NETWORKS and Design (but only to the extent of the word NEON and associated design). The mark "New Era of Networks" remains a registered trademark (#2,374,099) of New Era of Networks and is not being assigned.

Assignor consents to the recordation in the U.S. Patent and Trademark Office, and in any other appropriate place, of this assignment.

IN WITNESS WHEREOF, the Assignor has duly executed this Assignment Agreement effective on the 10th day of September, 2001.

NEW ERA OF NETWORKS, INC.


By: Brian P. Doherty
Its: Corporate Counsel