

FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027

01-29-2001



101597807

U.S. Department of Commerce  
Patent and Trademark Office  
TRADEMARK

1.17.01

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

#### Submission Type

- New
- Resubmission (Non-Recordation)  
Document ID #
- Correction of PTO Error  
Reel #  Frame #
- Corrective Document  
Reel #  Frame #

#### Conveyance Type

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment
- Merger
- Effective Date  
Month Day Year
- Change of Name
- Other

#### Conveying Party

Mark if additional names of conveying parties attached

Name   
Formerly

Execution Date  
Month Day Year

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

#### Receiving Party

Mark if additional names of receiving parties attached

Name   
 DBA/AKA/TA   
 Composed of   
 Address (line 1)   
 Address (line 2)   
 Address (line 3)     
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership
- Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)



FOR OFFICE USE ONLY

01/26/2001 6TOM11 00000114 78001832  
FC:481 40.00 DP

01-17-2001  
U.S. Patent & TMO/TM Mail Rpt Dt. #54

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20503. See OMB Information Collection Budget, Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget, Package 0651-0027. Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

TRADEMARK  
REEL: 002222 FRAME: 0624

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

(650) 494-0600

Name

CONNIE L. ELLERBACH, ESQ.

Address (line 1)

FENWICK & WEST LLP

Address (line 2)

TWO PALO ALTO SQUARE, SUITE 800

Address (line 3)

PALO ALTO, CA 94306

Address (line 4)

**Pages** Enter the total number of pages of the attached conveyance document including any attachments.

# 2

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

**Trade Application Number(s)**

**Registration Number(s)**

78001832

**Number of Properties**

Enter the total number of properties involved.

# 1

**Fee Amount**

**Fee Amount for Properties Listed (37 CFR 3.41):**

\$ 40.00

**Method of Payment:**

Enclosed

Deposit Account

**Deposit Account**

(Enter for payment by deposit account or if additional fees can be charged to the account.)

**Deposit Account Number:**

# 50-0261

**Authorization to charge additional fees:**

Yes  No

**Statement and Signature**

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. Charges to deposit account are authorized, as indicated herein.

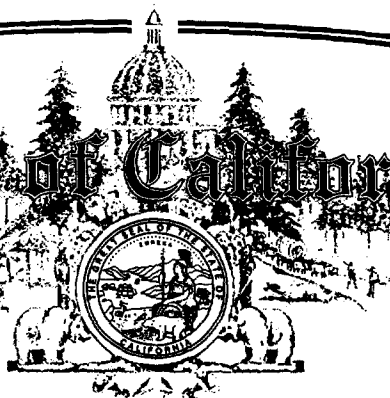
CONNIE L. ELLERBACH, ESQ.

Name of Person Signing

*Connie Ellerbach*  
Signature

1/16/01  
Date Signed

# State of California



## SECRETARY OF STATE

I, *BILL JONES*, Secretary of State of the State of California, hereby certify:

That the attached transcript of 1 page(s) has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.

**IN WITNESS WHEREOF**, I execute this certificate and affix the Great Seal of the State of California this day of

APR 28 2000



*Bill Jones*

Secretary of State

A0543923

ENDORSED - FILED  
IN THE OFFICE OF THE  
SECRETARY OF STATE  
OF THE STATE OF CALIFORNIA

APR 24 2000

BILL JONES, SECRETARY OF STATE

**CERTIFICATE OF AMENDMENT  
OF  
ARTICLES OF INCORPORATION  
OF  
SIMULATION MAGIC, INCORPORATED**

The undersigned certify that:

1. They are the President and Secretary, respectively, of Simulation Magic, Incorporated, a California corporation.

2. Article I of the Articles of Incorporation of this corporation is hereby amended to read in its entirety as follows:

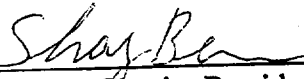
The name of the corporation is Virtio Corporation.

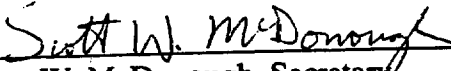
3. The foregoing amendment of Articles of Incorporation has been duly approved by the board of directors.

4. The foregoing amendment of Articles of Incorporation has been duly approved by the required vote of shareholders in accordance with Section 902 of the California Corporations Code. The total number of outstanding shares of the corporation is 5,430,000 shares of Common Stock, 7,797,391 shares of Series A Preferred Stock and 91,360 shares of Series A-1 Preferred Stock. The number of shares voting in favor of the amendment equaled or exceeded the vote required. The percentage vote required was more than 50% of the Common and Series A Preferred Stock.

We further declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of our own knowledge.

Dated: April 20, 2000

  
Shay Ben-Chorin, President

  
Scott W. McDonough, Secretary

