

ISA100 LETTER OF ASSURANCE

Please mail or FAX to: T.S. "Chip" Lee, ISA, 67 Alexander Drive, Research Triangle Park, NC 27709 USA
FAX: 919-549-8288

A. PATENT HOLDER/ORGANIZATION:

Legal Name of Person or Entity (the "Patent Holder"):

Dust Networks Inc.

B. PATENT HOLDER'S CONTACT FOR PATENT LICENSING:

Name & Department: David Lynch, Finance & Administration

Address: 30695 Huntwood Ave, Hayward CA

Telephone: 510.400.2900 Fax: _____ E-mail: dlynch@dustnetworks.com

C. PROPOSED ISA100 STANDARD:

Number: ISA100.11a

Title: Wireless systems for industrial automation

D. PATENT HOLDER'S POSITION ON ENFORCEMENT OR LICENSING PATENT RIGHTS:

Those patent(s) and/or pending applications owned or controlled by the Patent Holder that would be, or that Patent Holder believes may be, infringed by compliance with the proposed ISA100 Standard, are as follows:

Patent Number(s): 7,420,980

Title(s): Digraph network superframes

The Patent Holder states that its position with respect to enforcement or licensing such patent(s) is as follows (*check one box only*):

- 1. The Patent Holder will not enforce its patent so as not to impede compliance with the proposed ISA100 Standard.
- 2. The Patent Holder will grant a license to an unrestricted number of applicants on a worldwide, non-discriminatory basis and on fair and reasonable terms and conditions, including as to royalties, if any, to allow compliance with the proposed ISA100 Standard.
- 3. The Patent Holder is currently undecided whether it will adopt position 1 or 2, above, but will declare its position to ISA by no later than the date of issuance of the first ballot on the proposed ISA100 Standard to the ISA100 Committee.

E. SIGNATURE:

The person signing below certifies that he/she is duly authorized to execute this Letter of Assurance on behalf of the Patent Holder:

Print name of authorized person: David Lynch

Title of authorized person: VP Finance & Administration

Signature of authorized person: 

Date: April 14th 2009

Note: This assurance applies from the date of the standard's approval to the date of the standard's withdrawal and is irrevocable during that period.