



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"):

Nivis LLC

B. PATENT HOLDER'S CONTACT FOR PATENT LICENSING:

Name & Department: Ovidiu Ratiu, CTO

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C. PROPOSED ISA100 STANDARD:

Number: ISA 100.11a Draft

Title: _____

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:

Provisional Patent Application Number(s): 61/085,727 ; 61/085,733

Title(s): Systems and Methods for Regulating Clock Precision in Distributed Devices ; Systems and Methods for Determining Link Quality

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, nondiscriminatory 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: Ovidiu Ratiu

Title of authorized person: CTO

Signature of authorized person: *Ratiu*

Date: 8/4/2008

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.

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