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November 28, 2001

Kumar Malavalli
Chairman, NCITS T11 Technical Committee
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Re: Letter of Assurance for Proposed NCITS T11 Project 1413-D "Fibre Channel 10 Gbit" (10GFC)

Sir,

In the event proposed NCITS T11 Project 1413-D (10GFC) is adopted as a standard and the standard cannot be practiced without the use of patents assigned to Agilent Technologies, Inc. (Agilent), Agilent agrees upon written request to grant a nonexclusive license under such patent on a nondiscriminatory basis and on reasonable terms and conditions. This letter does not grant any right to NCITS with respect to Agilent copyrights or other intellectual property rights that relate to the proposed standard. Any party interested in the license described above may write to:

Agilent Technologies, Inc.
Legal Department, Patent Out-Licensing Section
3000 Hanover Street
Palo Alto, CA 94304

Sincerely,

Martin Scott
Network Products Operations Manager
Agilent Technologies, Network Solutions Division

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