



Kapu A. Kumar
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Intellectual Property

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October 1, 2004

Mr. Robert Snively
Chair, INCITS Technical Committee T11
Brocade Communications Systems, Inc.
1745 Technology Drive
San Jose, CA 95110

Re: Licensing Statement for T11 Standards

Dear Mr. Snively:

Agere Systems Inc. is participating in the development of T11 Fibre Channel Interface Standards. If any of the proposed standards are adopted by ANSI as standards and if any Agere owned patents and patent applications contain claims that are required for practicing these standards, Agere is prepared to offer a non-exclusive license to such patents and patent applications to the extent required to implement the standard, under reasonable, non-discriminatory terms and conditions, subject to receipt by Agere of reciprocal licenses from the licensee.

Any party wishing to request a license should write to Ms. Kapu Kumar, Director of IP Licensing, at the address provided above.

Sincerely,

Kapu Kumar