2630086

ARTICLES OF INCORPORATION
OF
OPENIB, INC.

I.

The name of this corporation is OpenIB, Inc.

II.

A. This corporation is a nonprofit mutual benefit corporation organized under the Nonprofit Mutual Benefit Corporation Law. The purpose of this corporation is to engage in any lawful act or activity, other than credit union business, for which a corporation may be organized under such law.

B. The specific purposes for which the Corporation is formed are to support the creation of interoperable computer products by developing, maintaining approving, testing, or promoting certain open-source software that may be combined into a suite or stack (an "OpenIB Stack"). The Corporation may participate in the development and maintenance of OpenIB Stacks (including related code, application programming interfaces, specifications, technical definitions, and programming guidelines), or it may support or ratify the development activity of the software community. OpenIB Stacks shall be appropriate for use in the manufacture, distribution or use of products that comply with or conform to the "InfiniBand specification" developed by the InfiniBand Trade Association.

OpenIB Stacks will be distributed under an open-source license to the computer and software industry and its customers, for use in the manufacture or use of products that comply with or conform to the InfiniBand specification. The Corporation will sponsor an open-source code repository to facilitate the development of OpenIB Stacks. All software and code contributed to the repository will (to the extent specified by the Board of Directors) be subject to the GNU General Public License and/or the Berkeley Software Distribution License (as posted on the opensource.org web site, currently at http://www.opensource.org/licenses/bsd-license.php) or other open-source license approved by the Corporation, permitting the Corporation to license the software and code under the open-source license of its choice. All documents contributed to the repository will be subject to the GNU Free Documentation License or a similar license approved by the Corporation.

The Corporation may develop and enforce trademark and service mark licensing policies related to OpenIB Stacks.

The Corporation may charter or support one or more working groups in furtherance of the foregoing purposes, including, without limitation, working groups to facilitate the inclusion of an OpenIB Stack in the Linux kernel, consistent with the performance and functional expectations for the InfiniBand specification.

III.

The name and address in the State of California of this corporation's initial agent for service of process is:

<div align="center">

Michael A. Duncheon, Esq.
333 Market Street, Ste. 2100
San Francisco, CA 94105

</div>

IV.

No part of the net earnings of this corporation shall inure to the benefit of any member, private shareholder, or individual.

V.

A.   The liability of directors of this corporation for monetary damages shall be limited to the fullest extent permissible under California law.

B.   This corporation shall have the power to indemnify any director, officer, employee, or agent of this corporation for liability incurred by such person in the exercise of his or her duties with respect to this corporation to the fullest extent permitted by California law.

C.   Any repeal or modification of the foregoing provisions of this Article shall not adversely affect any right or protection of a director or agent of this corporation existing at the time of such repeal or modification.

VI.

Notwithstanding any of the above statements of purposes and powers, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the specific purposes of this corporation.

Date: January 3, 2005

Michael A. Duncheon
Michael A. Duncheon, Incorporator