

**F07000003371**

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

PICK-UP     WAIT     MAIL

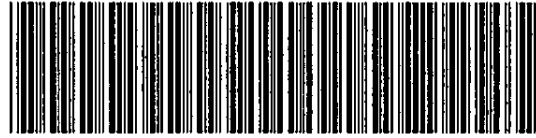
(Business Entity Name)

(Document Number)

Certified Copies \_\_\_\_\_ Certificates of Status \_\_\_\_\_

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2007 JUL -2 PM 3: 37  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

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*CD. 7-3*

**COVER LETTER**

**TO:** New Filing Section  
Division of Corporations

**SUBJECT:** REGISTRATION OF AVANEX CORPORATION  
(Name of corporation - must include suffix)

Dear Sir or Madam:

The enclosed "Application by Foreign Corporation for Authorization to Transact Business in Florida," "Certificate of Existence," and check are submitted to register the above referenced foreign corporation to transact business in Florida.

Please return all correspondence concerning this matter to the following:

SAM PAKDEL  
(Name of Person)

AVANEX CORPORATION  
(Firm/Company)

40919 ENCYCLOPEDIA CIRCLE  
(Address)

FREMONT, CA 95070  
(City/State and Zip code)

For further information concerning this matter, please call:

SAM PAKDEL at (408) 410-1883  
(Name of Person) (Area Code & Daytime Telephone Number)

**STREET/COURIER ADDRESS:**  
New Filing Section  
Division of Corporations  
Clifton Building  
2661 Executive Center Circle  
Tallahassee, FL 32301

**MAILING ADDRESS:**  
New Filing Section  
Division of Corporations  
P.O. Box 6327  
Tallahassee, FL 32314

Enclosed is a check for the following amount:

- \$70.00 Filing Fee
- \$78.75 Filing Fee & Certificate of Status
- \$78.75 Filing Fee & Certified Copy
- \$87.50 Filing Fee, Certificate of Status & Certified Copy



FLORIDA DEPARTMENT OF STATE  
Division of Corporations

June 26, 2007

SAM PAKDEL / AVANEX CORPORATION  
40919 ENCYCLOPEDIA CIRCLE  
FREMONT, CA 95070

SUBJECT: AVANEX CORPORATION  
Ref. Number: W07000029992

We have received your document for AVANEX CORPORATION and your check(s) totaling \$87.50. However, the enclosed document has not been filed and is being returned for the following correction(s):

The document must be signed by the chairman, any vice chairman of the board of directors, its president, or another of its officers.

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (850) 245-6047.

Carolyn Lewis  
Document Specialist

Letter Number: 307A00041684

APPLICATION BY FOREIGN CORPORATION FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA

IN COMPLIANCE WITH SECTION 607.1503, FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN CORPORATION TO TRANSACT BUSINESS IN THE STATE OF FLORIDA.

1. Avanex Corporation  
(Enter name of corporation; must include "INCORPORATED," "COMPANY," "CORPORATION," "Inc.," "Co.," "Corp.," "Inc.," "Co.," or "Corp.")

Avanex Corporation  
(If name unavailable in Florida, enter alternate corporate name adopted for the purpose of transacting business in Florida)

2. Delaware 3. 94-3285348  
(State or country under the law of which it is incorporated) (FEI number, if applicable)

4. 01/12/2000 5. Perpetual  
(Date of incorporation) (Duration: Year corp. will cease to exist or "perpetual")

6. N/A  
(Date first transacted business in Florida, if prior to registration)  
(SEE SECTIONS 607.1501 & 607.1502, F.S., to determine penalty liability)

7. 40919 Encyclopedia Circle, Fremont, CA 94538  
(Principal office address)

40919 Encyclopedia Circle, Fremont, CA 94538  
(Current mailing address)

8. DESIGN & DEVELOPMENT OF PHOTONIC & OTHER ELECTRONIC EQUIPMENT.  
(Purpose(s) of corporation authorized in home state or country to be carried out in state of Florida)

9. Name and street address of Florida registered agent: (P.O. Box NOT acceptable)

Name: PATRICK EDSELL

Office Address: 1235 EVANS RD  
MELBOURNE FL, Florida 32904-2314  
(City) (Zip code)

10. Registered agent's acceptance:  
Having been named as registered agent and to accept service of process for the above stated corporation at the place designated in this application, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

Patrick L. Edsell  
(Registered agent's signature)

11. Attached is a certificate of existence duly authenticated, not more than 90 days prior to delivery of this application to the Department of State, by the Secretary of State or other official having custody of corporate records in the jurisdiction under the law of which it is incorporated.

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TALLAHASSEE, FLORIDA  
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TALLAHASSEE, FLORIDA

12. Names and business addresses of officers and/or directors:

A. DIRECTORS

Chairman: Jo Major  
 Address: 40919 ENCYCLOPEDIA CIR.  
FREMONT, CA 94538

Vice Chairman: SUSAN WANG  
 Address: 27451 AITMONT RD.  
LOS ALTOS HILLS, CA 94022

Director: GREG DOUGHERTY  
 Address: 5380 AREZO DR.  
SAN JOSE, CA 95138

Director: JOEL A. SMITH  
 Address: 1705 COLLEGE ST.  
COLUMBIA, SC 29208

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B. OFFICERS

President: Jo Major  
 Address: 40919 ENCYCLOPEDIA CIR.  
FREMONT, CA 94538

Vice President: PATRICK EDSELL  
 Address: 40919 ENCYCLOPEDIA CIR.  
FREMONT, CA 94538

Secretary: MARLA SANCHEZ  
 Address: 40919 ENCYCLOPEDIA CIR. FREMONT, CA 94538

Treasurer: MARLA SANCHEZ  
 Address: \_\_\_\_\_

NOTE: If necessary, you may attach an addendum to the application listing additional officers and/or directors.

13. Patrick I. Edsell  
 (Signature of Director or Officer listed in number 12 of the application)

14. PATRICK EDSELL SENIOR VICE PRESIDENT & GENERAL MANAGER  
 (Typed or printed name and capacity of person signing application)

# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "AVANEX CORPORATION" IS DULY INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL CORPORATE EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE TWENTY-FIRST DAY OF JUNE, A.D. 2007.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "AVANEX CORPORATION" WAS INCORPORATED ON THE FIRST DAY OF DECEMBER, A.D. 1999.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL REPORTS HAVE BEEN FILED TO DATE.

AND I DO HEREBY FURTHER CERTIFY THAT THE FRANCHISE TAXES HAVE BEEN PAID TO DATE.

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*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 5781548

DATE: 06-21-07