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10-13-1998

ocket No.: 1242-141

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office



100848698

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

**Mechanical Technology Incorporated**

Additional names(s) of conveying party(ies) ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: September 17, 1998

2. Name and address of receiving party(ies):

Name: Plug Power, L.L.C.

Internal Address: \_\_\_\_\_

Street Address: 968 Albany-Shaker Road

City: Latham State: NY ZIP: 12110

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

08/821,513  
filed March 21, 1997

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Ronald E. Brown

Internal Address: Kane, Dalsimer, Sullivan,  
Kurucz, Levy, Eisele and Richard, LLP

Street Address: 711 Third Avenue, 20th Floor

City: New York State: NY ZIP: 10017

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41):.....\$ 40.00

- ☒ Enclosed - Any excess or insufficiency should be credited or debited to deposit account  
☐ Authorized to be charged to deposit account

8. Deposit account number:

11-0215

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9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Ronald E. Brown

Name of Person Signing

Signature

September 21, 1998

Date

Total number of pages including cover sheet, attachments, and document: 2

PATENT

REEL: 9495 FRAME: 0678

FOR ONE DOLLAR (\$1.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged,

MECHANICAL TECHNOLOGY INCORPORATED (hereinafter "Assignor")

being the owner of patent application serial number 08/821,513, filed March 21, 1997, entitled LOW COST FUEL CELL STACK DESIGN, and the invention thereof, hereby assigns unto:

PLUG POWER, L.L.C. (hereinafter "Assignee")

a corporation organized and existing under the laws of the state of Delaware, and having a principal place of business at 968 Albany-Shaker Road, Latham, New York 12110, the entire right, title and interest in and to the invention and any patent rights which may result from the application for United States Letters Patent Serial No. 08/821,513 filed March 21, 1997 preparatory to obtaining Letters Patent of the United States therefor and in and to any and all divisions, reissues, continuations and extensions thereof and in and to any Letters Patent that may be granted thereon, together with the patent rights and rights of protection to the same throughout the world; said invention, application and Letters Patent to be held and enjoyed by the Assignee for its own use and behoof and for the use and behoof of its successors and assigns, to the full end of the term from which said Letters Patent or other rights of protection may be granted, as fully and as entirely as the same would have been held and enjoyed by Assignor had this assignment and sale not been made.

AND ASSIGNOR COVENANTS, AGREES AND WARRANTS that Assignor has a full and unencumbered title to the invention and patent application hereby assigned, and Assignor further covenants and agrees that Assignor will, at any time upon request, without further compensation, execute and deliver any and all papers or instruments that in the opinion of Assignee may be necessary or desirable to secure Assignee the full enjoyment of the rights and properties herein conveyed or intended to be conveyed.

IN WITNESS WHEREOF, I have hereto set my hand and seal this 17<sup>th</sup> day of September 1998.

*Cynthia A. Scheuer, Vice President* (C)  
Name:  
Title:

STATE OF NEW YORK)  
COUNTY OF RENSSELAER) SS.:

On this 17<sup>th</sup> day of September 1998, before me, a Notary Public, personally appeared *CYNTHIA A. SCHEUER* to me known and known to me to be the individual named in and who executed the foregoing instrument, and he being by me first duly sworn, did acknowledge that he executed the same as his own free act and deed and as and for the purposes therein set forth.

*M. Sheila Lamb*  
\_\_\_\_\_  
Notary Public

M. SHEILA LAMB  
Notary Public, State of New York  
Qualified in Albany County  
Reg. No. 01LAS035752  
Commission Expires Nov. 7, 1998