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To the Honorable Commissioner of Patents and Trademarks, please forward the attached original documents or copy thereof.

1. Name of conveying party(ies):

James J. Reilly
Gordana D. Adzic
John R. Johnson
Thomas Vogt

Additional name(s) of conveying party(ies) attached? Yes No
James McBreen

2. Name and address of receiving party(ies)

Name: Brookhaven Science Associates

Internal Address: Bldg. 460

Street Address: 40 Brookhaven Ave

City: Upton State: NY ZIP: 11973

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

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other

Execution Date: 9/29/98

4. Application number(s) or patent number(s):

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

A. Patent Application No.(s)

S.N. 09/163,238
filed 9/30/98

B. Patent No.(s)

Additional numbers attached? Yes No

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

Name: Margaret C. Bogosian

Internal Address: _____

Street Address: Brookhaven National Laboratory

P.O. Box 5000, Bldg. 475D,

City: Upton State: NY ZIP: 11973

6. Total number of applications and patents involved: 1

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

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

02-3977

(Attach duplicate copy of this page if paying by deposit account)

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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.

Margaret C. Bogosian
Name of Person Signing

Signature

11/5/98
Date

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

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

11 01 PATENT
REEL: 9585 FRAME: 0107

WHEREAS, we James J. Reilly, Gordana D. Adzic, John R. Johnson, Thomas Vogt, and James McBreen, citizens of the United States, Yugoslavia, United States, Germany, and United States respectively, residing in Bellport, County of Suffolk, State of New York; in Setauket, County of Suffolk, State of New York; in Calverton, County of Suffolk, State of New York; in Cold Spring Harbor, County of Suffolk, State of New York; and in Bellport, County of Suffolk, State of New York, have invented certain new and useful improvements in "Non-Stoichiometric AB₅ Alloys for Metal Hydride Electrodes", for which we are about to file an application for United States Letters Patent identified as BSA 98-24; and executed by us on 9/29/98; and;

WHEREAS, the Brookhaven Science Associates desires to acquire the entire right, title, and interest in and to the said invention and in and to any Letters Patent wherever they may be issued thereon;

WHEREAS, the Brookhaven Science Associates has elected to take title to said invention pursuant to P.L. 98-620 and has informed the U.S. Department of Energy of that election and the U.S. Department of Energy has not exercised any exceptions thereto under either 401.3(a)(2) or (3) of P.L. 98-620, but retains the right to do so;

NOW, THEREFORE, to all whom it may concern, be it known that for and in consideration of the sum of One Dollar to us in hand paid by said Brookhaven Science Associates and for other good and valuable consideration, the receipt of which is hereby acknowledged, we by these presents do sell, assign, and transfer unto the said Brookhaven Science Associates the entire right, title, and interest in and to the said invention and in and to any and all Letters Patent wherever they may be granted thereon as well as reissues and extensions of said Letters Patent, the same to be held and enjoyed by the said Brookhaven Science Associates to the full end of the term or terms for which Letters Patent are or may be granted, reissued, or extended, as fully and entirely as the same would have been held or enjoyed by us had this assignment not been made.

We agree to make, execute, and deliver unto the Brookhaven Science Associates any and all papers, documents, affidavits, renewal, divisional and reissue applications, statements, or other instruments in such usual or other forms, terms, and contents as may be required by the Brookhaven Science Associates, or its duly authorized representative, in or incident to the prosecution or conduct of any and all applications, before as well as after the issuance of any Letters Patent thereon, or in the adjustment or settlement of any interferences or other actions or proceedings that said applications may encounter or in which they may become involved, and we agree that we will aid the Brookhaven Science Associates in every way in protecting the invention as may be requested by the Brookhaven Science Associates or its assigns, except that any expenses arising through extending such assistance will be paid for by proper arrangement with the Brookhaven Science Associates.

WITNESS:

Maria J. [Signature]

James J. Reilly
James J. Reilly (SEAL)
Date 9/29/98

WITNESS:

Maria J. [Signature]

Gordana D. Adzic
Gordana D. Adzic (SEAL)
Date 9/29/98

WITNESS:

Maria J. [Signature]

John R. Johnson
John R. Johnson (SEAL)
Date 9/29/98

WITNESS:

Maria J. [Signature]

Thomas Vogt
Thomas Vogt (SEAL)
Date 9/29/98

WITNESS:

Maria J. [Signature]

James McBreen
James McBreen (SEAL)
Date 9/29/98

Approved and consented to this 20th day of September, 1998.

By MARGARET C. BOGOSIAN
Its PATENT COUNSEL PATENT