

06-25-2002



ONLY

To the Honorable Commissioner of Patents and Trademarks

102134358

Send the attached original document or copy thereof.

1. Name of conveying parties:

- 1) DAVID P. WILKINSON
- 2) PETER R. GIBB
- 3)
- 4)
- 5)
- 6)

06/18/02

Additional names of conveying parties attached?  Yes  No

2. Name and address of receiving party:

Name: BALLARD POWER SYSTEMS INC.

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

Street Address: 9000 GLENLYON PARKWAY

Postal Code & City: BURNABY, BRITISH COLUMBIA V5J 5J9

Country CANADA

Additional names & addresses attached?  Yes  No

3. Nature of conveyance:

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

Execution Dates:

- 1) APRIL 29, 2002 4) \_\_\_\_\_
- 2) MAY 3, 2002 5) \_\_\_\_\_
- 3) \_\_\_\_\_ 6) \_\_\_\_\_

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

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

A. Patent Application No(s).

10/072,813

B. Patent No(s).

Additional numbers attached?  Yes  No

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

Name: Seed Intellectual Property Law Group PLLC

Internal Address: KARL R. HERMANN

Street Address: 701 Fifth Avenue, Suite 6300

City: Seattle State: WA ZIP: 98104-7092

6. Total number of applications and patents involved: 1

7. Total Fee (37 CFR 3.41): \$40

Enclosed

Authorized to be charged to deposit account

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

8. Deposit account number:

19-1090

06/24/2002 DBYRNE 00000195 10072813

01 FC:58

40.00 DP

DO NOT USE THIS SPACE

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.

KARL R. HERMANN  
Name of Person Signing

[Signature]  
Signature

6/6/02  
Date

Total number of pages including cover sheet, attachments, and document: 3

ASSIGNMENT

WHEREAS, we,

Name	Post Office Address	
David P. Wilkinson	1391 Coleman Street, North Vancouver, BC, CANADA V7K 1W4	; and
Peter R. Gibb	3151 Plimsoll Street, Coquitlam, BC, CANADA V3C 3X7	,

(hereinafter referred to as ASSIGNORS), having post office addresses as listed above next to our names, are the joint inventors of an invention entitled

ELECTROCHEMICAL FUEL CELL WITH AN ELECTRODE  
HAVING AN IN-PLANE NONUNIFORM STRUCTURE

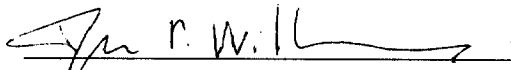
as described and claimed in the specification for which an application for United States letters patent was filed on February 8, 2002, and assigned Application No. 10/072,813. This application is a continuation of U.S. Application No. 09/198,323 filed November 24, 1998.

WHEREAS, Ballard Power Systems Inc. (hereinafter referred to as ASSIGNEE), a Canadian corporation having a place of business at 9000 Glenlyon Parkway, Burnaby, British Columbia, Canada V5J 5J9, is desirous of acquiring the entire right, title and interest in and to said invention, this application, and any Letters Patent that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer

and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for litigation regarding letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

29<sup>th</sup> April 2002  
Date

  
David P. Wilkinson

City of Burnaby )

ss.

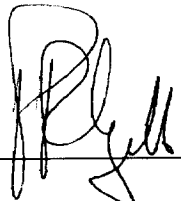
Province of British Columbia )

I certify that I know or have satisfactory evidence that David P. Wilkinson is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 29 April 2002

Signature of Notary Public 

Printed Name TANYA J. ROTHE

My appointment is for life  


2002 May 03.  
Date

Peter R. Gibb


City of BURNABY. )

ss.

Province of British Columbia )

I certify that I know or have satisfactory evidence that Peter R. Gibb is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated May 3, 2002

Signature of Notary Public 

Printed Name Pierre Cantin

My appointment expires is For life