

5-97, 373

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**Correspondent Name and Address**

Area Code and Telephone Number

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Address (line 2) **Lawrence Livermore National Laboratory**

Address (line 3) **P. O. Box 808 (MS L-376)**

Address (line 4) **Livermore, CA 94550**

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# **1**

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Patent Number(s)

**09/918,395**

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Month Day Year

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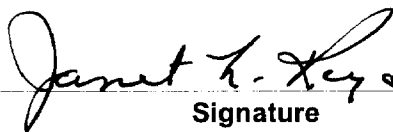
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**1-14-2003**

Date

**CONFIRMATORY LICENSE**

**Title: Improved Ion-Texturing of Amorphous or  
Microcrystalline Precursor Films**  
**Inventor(s): Leslie Fritzscheier**  
**Contract Number: W-7405-ENG-48**  
**Contractor: Regents of the University  
of California**  
**CRADA Number: BG-00-441**  
**CRADA Participant: American Superconductor**

**DOE Docket No.: S-97,373**  
**AMSC-539**  
**U.S. Patent Application S.N.: 09/918,395**  
**Filing Date: July 30, 2001**  
**U.S. Patent No.:**  
**Issue Date:**  
**Waiver Number: W(C) 91-002**

**Foreign patent applications filed or intended to be filed at contractor's or CRADA Participant's  
expense in (countries): None**

**The CRADA Participant certifies that a true copy of the provisions which govern patent rights in  
"subject inventions" under the above-identified CRADA is herewith submitted or has been  
submitted to the U.S. Department of Energy by certification dated July 29, 2002.**

WHEREAS, the above-identified invention is a subject invention under the above-identified  
CRADA;

WHEREAS, the CRADA Class Waiver of Government rights in certain identified inventions and the  
above-identified CRADA provides the CRADA Participant with the right to elect to retain title in certain  
subject inventions and the CRADA Participant has elected to retain title in the above-identified subject  
invention, EXCEPT FOR a paid-up license under the above-identified CRADA and the above-identified  
waiver.

ACCORDINGLY, the CRADA Participant hereby confirms that under the provisions of the above-  
identified CRADA governing patent rights, it has granted to the Government a nonexclusive,  
nontransferable, irrevocable, paid-up license to practice or have practiced for or on behalf of the United  
States the subject invention throughout the world. This license applies to the above-identified invention,  
the above-identified patent application(s), and any and all divisions or continuations thereof and any  
resulting patent or reissue patent which may be granted thereon.

The Government reserves for itself, and is hereby granted by the CRADA Participant, the irrevocable  
power to inspect and make copies of the file wrapper(s) of the above-identified U.S. patent application and  
of any related or continuation patent application(s), whether domestic or foreign, for the above-identified  
invention.

It is understood and agreed that this instrument does not preclude the Government from asserting  
rights under the provisions of the above-identified CRADA or any other agreement between the  
Government and the CRADA Participant, or any other rights of the Government with respect to the above-  
identified invention.

**Signed on behalf of:** American Superconductor  
(CRADA Participant)

**Witness:** Barbara J. Robichaud  
(Signature)

**By:** Alexis R. Malozemoff 7/29/02  
(CRADA Participant Official's Signature) (Date)

BARBARA J. ROBICHAUD,  
(Name and Title)

ALEXIS R. MALOZEMOFF, CTO  
(Print/Type CRADA Participant Official's Name and Title)

Sr. Administrative Support

Two Technology Dr. Westborough MA 01581  
(Print/Type CRADA Participant's Address)

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