

A/D

581-40

IAP15 Rec'd PCT/PTO 05 APR 2006

Form PTO-1595 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)

RECORD

04-18-2006

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office



10/574806

Tab settings

103220729

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

4-5-06

1. Name of conveying party(ies):

Kosaku Fujinaga  
Takeshi Saito  
Toshiya Abe  
Motoyasu Miyao

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

2. Name and address of receiving party(ies)

Name: TOTO LTD.

Internal \_\_\_\_\_

Street Address: 1-1, Nakashima 2-Chome, Kokura-Kita-Ku

Kitakyushu-Shi, Fukuoka-Ken

JAPAN

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

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

3. Nature of conveyance:

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

Execution Dates: March 13, 2006

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

If this document is being filed together with a new application, the execution data of the application is: March 13, 2006

A. Patent Application No.(s)

B. Patent No.(s)

10/574806

04/14/2006 LLANDGRA 00000017 10574806

05 FC:8021

40.00 DP

Additional numbers attached?  Yes  No

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

Name: Johnny A. Kumar

Internal Address: Heller Ehrman LLP

Street Address: 1717 Rhode Island Avenue, N.W.

City: Washington State: D.C. Zip: 20036

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:

08-1641

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

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.

Johnny A. Kumar

Name of Person Signing

Customer No. 26633

Johnny A. Kumar

Signature

34,649

4/5/06

Date

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

# 譲渡証 (Translation/日本語訳)

# Assignment

下記に署名した私/私達、

For good and valuable consideration, the receipt of which is hereby acknowledged, I/WE, the undersigned,

は、

Kosaku FUJINAGA, Takeshi SAITO, Toshiya ABE and Motoyasu MIYAO,

ある発明を創出し、これについて合衆国特許出願は

who have created a certain invention for which an application for United States Letters Patent

- ここに私/私達により署名され、
- \_\_\_\_\_に私/私達により (それぞれ) 署名され、
- \_\_\_\_\_に出願され、出願番号\_\_\_\_\_が交付され、
- PCT 国際出願 \_\_\_\_\_として\_\_\_\_\_に出願され、

- executed by ME/US on even date herewith,
- executed by ME/US on \_\_\_\_\_, (respectively),
- filed on \_\_\_\_\_ and assigned Serial No. \_\_\_\_\_
- filed as International Application No. PCT/JP2004/015918 filed on October 27, 2004,

その発明は

and entitled:

" **ELECTRICALLY CONDUCTIVE MEMBER FOR SOLID OXIDE FUEL-CELL STACK** "

という名称である。そして、ここにその受領を認める対価で：私/私達は、当該発明/出願について、合衆国とその属領及び全ての外国に於ける全面的かつ独占的な権利；合衆国とその属領及び全ての外国に於いて発行される特許証に関わる全ての権利、所有権、利益；一部継続出願、継続出願、分割出願、差替え出願、再発行出願、特許期間延長等、合衆国とその属領及び全ての外国に於いて既に出願されたか若しくは今後出願される特許に関わる全ての権利；そして、国際条約、同盟、契約、法令、協定（将来制定されるものを含む）に基づく全ての優先権を伴う一切の権利；を、日本国福岡県北九州市小倉北区中島二丁目1番1号に住所を有する東陶機器株式会社、その後継者、譲受人及び法定代理人に対して、売却、譲渡、移転するものとする。

Do hereby sell, assign and transfer to TOTO LTD., a corporation of Japan, having a place of business at 1-1, Nakashima 2-Chome, Kokura-Kita-Ku, Kitakyushu-Shi, Fukuoka-Ken, Japan, its successors, assigns, and legal representatives, the full and exclusive right to said invention and said application and to any and all inventions described in said application for the United States, its territorial possessions and all foreign countries, and the entire right, title and interest in and to any and all Letters Patent which may be granted therefor in the United States, its territorial possessions and all foreign countries; and in and to any and all continuations-in-part, continuations, divisions, substitutes, reissues, extensions thereof, and all other applications for Letters Patent relating thereto which have been or shall be filed in the United States, its territorial possessions and/or any foreign countries, and all rights, together with all priority rights, under any of the international conventions, unions, agreements, acts, and treaties, including all future conventions, unions, agreements, acts, and treaties;

さらに、私/私達は、東陶機器株式会社（以下譲受人と言う）が単数ないしは複数の当該発明（以下当該発明という）に関わる特許権を、自己の名により、合衆国とその属領及び全ての外国に於いて出願し、特許を受けること；またこの譲渡証の意図と目的を誠実に実行することを求められた場合、下記に署名した私/私達が、当該譲受人、その後継者、その被譲渡者、及び法定代理人の費用負担にて、一部継続出願、継続出願、分割出願、差替え出願、再発行出願、特許期間延長等を行い、合法的宣誓書、譲渡証、委任状等の書類を作成し、あらゆる法的または準法的訴訟手続に於いて証言を行うこと；当該発明とその経緯に関連して、下記に署名した私/私達が知り得た全ての事実を、当該譲受人、後継者、被譲渡者、及び法定代理人に連絡すること；そして当該譲受人、後継者、被譲渡者、及び法定代理人が、当該発明の特許権の適切な保護、維持、権利行使するために望ましいと考慮すること、また、当該発明に関わる特許出願に際し、当該譲受人、後継者、被譲渡者、及び法定代理人に対して法的権限を付与することが望ましいと考慮することについて、可能な限り行うことを承諾する。

Agree that TOTO LTD., hereinafter referred to as Assignee, may apply for and receive Letters Patent for said invention and said inventions, hereinafter referred to as said invention, in its own name, in the United States, its territorial possessions, and all foreign countries; and that, when requested to carry out in good faith the intent and purpose of this assignment, at the expense of said Assignee, its successors, assigns and legal representatives, the undersigned will execute all continuations-in-part, continuations, divisions, substitutes, reissues, extensions thereof, execute all rightful oaths, assignments, powers of attorney and other papers, testify in any legal or quasi legal proceedings; communicate to said Assignee, its successors, assigns or legal representatives all facts known to the undersigned relating to said invention and the history thereof; and generally do everything possible which said Assignee, its successors, assigns, or legal representatives shall consider desirable for aiding in securing, maintaining and enforcing proper patent protection for said invention and for vesting title to said invention and all applications for patents on said invention in said Assignee, its successors, assigns, or legal representatives; and

そして、私/私達は、この書面により譲渡された権利や財産に影響する、如何なる譲渡、授權、抵当権、ライセンス等その他の協定も他の第三者との間で行っていないこと； 下に署名した私/私達によって、この書面に記載されている権利が所有されていることを、当該譲受人、後継者、被譲渡者、及び法定代理人に対して誓約するものである。

さらに、下に署名した私/私達はこの譲渡書は英語の部分の表現によってのみ解釈されることに同意する。

上記を証明するため、私/私達は下記日付で署名する。

Covenant with said Assignee, its successors, assigns, or legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

I/WE, the undersigned do further agree that this Assignment is to be construed solely according to the terms of the English language portions thereof.

IN TESTIMONY WHEREOF I/WE have hereunto set MY/OUR signature seal on the date indicated below.

唯一または第一発明者名		Full name of sole or first inventor Kosaku FUJINAGA	
発明者の署名	日付	Inventor's signature	Date
		<i>Kosaku Fujinaga</i>	<i>13/3/2006</i>
第二共同発明者 (いる場合)		Full name of second joint inventor, if any Takeshi SAITO	
第二共同発明者の署名	日付	Second Inventor's signature	Date
		<i>Takeshi Saito</i>	<i>13/3/2006</i>
第三共同発明者 (いる場合)		Full name of third joint inventor, if any Toshiya ABE	
第三共同発明者の署名	日付	Third Inventor's signature	Date
		<i>Toshiya Abe</i>	<i>13/3/2006</i>
第四共同発明者 (いる場合)		Full name of fourth joint inventor, if any Motoyasu MIYAO	
第四共同発明者の署名	日付	Fourth Inventor's signature	Date
		<i>Motoyasu Miyao</i>	<i>13/3/2006</i>
第五共同発明者 (いる場合)		Full name of fifth joint inventor, if any	
第五共同発明者の署名	日付	Fifth Inventor's signature	Date
第六共同発明者 (いる場合)		Full name of sixth joint inventor, if any	
第六共同発明者の署名	日付	Sixth Inventor's signature	Date
第七共同発明者 (いる場合)		Full name of seventh joint inventor, if any	
第七共同発明者の署名	日付	Seventh Inventor's signature	Date
第八共同発明者 (いる場合)		Full name of eighth joint inventor, if any	
第八共同発明者の署名	日付	Eighth Inventor's signature	Date