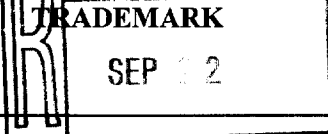


09-24-1999



SHEET



ME09-2299

101153807

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)  
Document ID # \_\_\_\_\_
- Correction of PTO Error  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_
- Corrective Document  
Reel # \_\_\_\_\_ Frame # \_\_\_\_\_

Conveyance Type

- Assignment  License
- Security Agreement
- Merger
- Change of Name Effective Date  
Month Day Year  
8/30/99
- Other

Conveying Party

Mark if additional names of conveying parties attached

Name FreeMarkets OnLine, Inc.

Execution Date  
Month Day Year  
8/26/99

Formerly \_\_\_\_\_

- Individual  General Partnership  Limited Partnership  Corporation
- Association  Other
- Citizenship/State of Incorporation/Organization Delaware

Receiving Party

Mark if additional names of receiving parties attached

Name FreeMarkets, Inc.

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) One Oliver Plaza

Address (line 2) 210 Sixth Avenue, 22nd Floor

Address (line 3) Pittsburgh, Pennsylvania 15222

- Individual  General Partnership  Limited Partnership  Association
- Corporation
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Delaware

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached

09/23/1999 MTHAI1 00000309 75561944

FOR OFFICE USE ONLY

01 FC:481 40.00 OP  
02 FC:482 500.00 OP

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20021

TRADEMARK  
REEL: 001963 FRAME: 0853

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name \_\_\_\_\_

Address (line 1) \_\_\_\_\_

Address (line 2) \_\_\_\_\_

Address (line 3) \_\_\_\_\_

Address (line 4) \_\_\_\_\_

**Correspondent Name and Address**

Area Code and Telephone Number (212) 309-6988

Name Kerry A. Krzynowek, Esq.

Address (line 1) MORGAN, LEWIS & BOCKIUS LLP, Attn: TMSU

Address (line 2) 1800 M Street, N.W.

Address (line 3) Washington, D.C. 20036-5869

**Pages** Enter the total number of pages of the attached conveyance document including any attachments.

# 2

**Trademark Application Number(s) or Registration Number(s)**

**Trademark Application Number(s)**

See attached Schedule A

**Registration Number(s)**

See Attached Schedule B

**Number of Properties** Enter the total number of properties involved. # 21

**Fee Amount** Fee Amount for Properties Listed (37 CFR 3.41): \$ 540.00  
Method of Payment: Enclosed X Deposit Account \_\_\_\_\_

(Enter for payment by deposit account or if additional fees may be charged to the account.) Deposit Account Number: 13-4520

Authorization to charge additional fees: Yes X No \_\_\_\_\_

**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. Charges to deposit account are authorized, as indicated herein.*

Kerry A. Krzynowek  
Name of Person Signing

Kerry A. Krzynowek  
Signature

9/21/99  
Date Signed

Schedule A  
Trademark Applications

<u>Mark</u>	<u>Serial No.</u>
CBE	75/561,944
COALHUB	75/667,592
ELECTRICITYHUB	75/671,669
ENERGYHUB	75/671,665
FREEMARKETABLE	75/755,650
FREEMARKETS Plus Design	75/754,922
FREEMARKETS Plus Design	75/754,988
FUELHUB	75/704,869
GASHUB	75/671,670
METALHUB	75/769,772
OILHUB	75/671,666
POWERHUB	75/671,673
SMARTRFI	75/464,427
SMARTRFQ	75/464,428
Miscellaneous Design	75/754,921
Miscellaneous Design	75/754,923
SUPPLYHUB.COM	75/667,591

Schedule B  
Trademark Registrations

<u>Trademark</u>	<u>Registration No.</u>
BIDSERVER	2,065,654
BIDWARE	2,037,812
FREEMARKETS	2,182,600
FREEMARKETS ONLINE	2,114,473

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "FREEMARKETS ONLINE, INC.", CHANGING ITS NAME FROM "FREEMARKETS ONLINE, INC." TO "FREEMARKETS, INC.", FILED IN THIS OFFICE ON THE THIRTIETH DAY OF AUGUST, A.D. 1999, AT 4:30 O'CLOCK P.M.



A handwritten signature in cursive script, reading "Edward J. Freel".

---

Edward J. Freel, Secretary of State

2488596 8100

991374905

AUTHENTICATION: 9965008

DATE: 09-10-99

TRADEMARK

REEL: 001963 FRAME: 0857

**CERTIFICATE OF AMENDMENT  
TO  
AMENDED AND RESTATED CERTIFICATE OF INCORPORATION, AS AMENDED  
OF  
FREEMARKETS ONLINE, INC.**

Pursuant to Section 242 of the Delaware  
General Corporation Law

FreeMarkets OnLine, Inc., a Delaware corporation (the "Corporation"), hereby certifies as follows:

**FIRST:** The Certificate of Incorporation of the Corporation was filed in the Office of the Secretary of State of Delaware on March 13, 1995, and a certified copy was recorded in the Office of the Recorder of New Castle County, Delaware. The Certificate of Incorporation was amended on March 22, 1995, was amended and restated on March 29, 1996, was amended on February 26, 1998, and was further amended on June 30, 1999 (as so amended, the "Certificate of Incorporation").


**SECOND:** The Certificate of Incorporation is hereby further amended by deleting Paragraph I thereof in its entirety and inserting in its place the following new Paragraph I:

"I. **NAME:** The name of the Corporation is FreeMarkets, Inc."

**THIRD:** This amendment to the Certificate of Incorporation was duly adopted by the unanimous written consent of the Board of Directors and by the written consent of a majority of the outstanding shares of all classes of stock of the Corporation voting together as one class in accordance with Sections 141(f), 228 and 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, the Corporation has caused this Certificate of Amendment to its Amended and Restated Certificate of Incorporation, As Amended, to be executed by its President this 26<sup>th</sup> day of August, 1999.

FREEMARKETS ONLINE, INC.

By:   
Name: Glen T. Meakem  
Title: President