

06-22-2001



EET
Y

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

Form PTO-1594
(Rev. 03/01)
OMB No. 0651-0027 (exp. 5/31/200.)
Tab settings ⇌ ⇌ ⇌ ▼

101829006

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): 6-14-01
Portable Energy Products, Inc.

Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State Delaware
 Other _____

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

2. Name and address of receiving party(ies)
Name: Innervq Power Corporation
Internal
Address: _____
Street Address: 940 Disc Drive
City: Scotts Valley State: CA Zip: 95066

Individual(s) citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation-State Delaware
 Other _____

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designations must be a separate document from assignment)
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:
 Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: _____

4. Application number(s) or registration number(s):
A. Trademark Application No.(s) 75/415259
76/255088
76/255951

B. Trademark Registration No.(s) 1,666,535
1,864,556

Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Janette M. Hoover, Esc.
Internal Address: _____
Tomlinson Zisko Morosoli & Maser LLP
Street Address: 200 Page Mill Road
City: Palo Alto State: CA Zip: 94306

6. Total number of applications and registrations involved: 5

7. Total fee (37 CFR 3.41).....\$ 140.00

Enclosed
 Authorized to be charged to deposit account

8. Deposit account number: _____

(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.

Janette M. Hoover Janette M Hoover June 14 2001
Name of Person Signing Signature Date

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

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

TRADEMARK
REEL: 002318 FRAME: 0574

State of Delaware
Office of the Secretary of State PAGE 1

I, HARRIET SMITH WINDSOR, 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 "PORTABLE ENERGY PRODUCTS, INC.", CHANGING ITS NAME FROM "PORTABLE ENERGY PRODUCTS, INC." TO "INNERGY POWER CORPORATION", FILED IN THIS OFFICE ON THE TWENTY-FIFTH DAY OF MAY, A.D. 2001, AT 9 O'CLOCK A.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE KENT COUNTY RECORDER OF DEEDS.



Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State

2367505 8100

010251908

AUTHENTICATION: 1160214

DATE: 05-30-01

TRADEMARK
REEL: 002318 FRAME: 0575

**CERTIFICATE OF
AMENDMENT
OF
AMENDED AND RESTATED
CERTIFICATE OF INCORPORATION
OF
PORTABLE ENERGY PRODUCTS, INC.**

Portable Energy Products Inc. (the "Company"), a corporation organized and existing under the General Corporation Law of the State of Delaware, does hereby certify:

A. The Company's original Certificate of Incorporation was filed with the Secretary of State of the State of Delaware on January 10, 1994.

B. An Amended and Restated Certificate of Incorporation was filed with the Secretary of State on June 4, 1997.

C. An Amended and Restated Certificate of Incorporation was filed with the Secretary of State on July 16, 1998.

D. A Certificate of Amendment was filed with the Secretary of State on June 20, 2000.

E. Article First of the Amended and Restated Certificate of Incorporation is amended and restated to read in its entirety as follows:

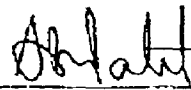
FIRST: The name of the corporation is Innergy Power Corporation.

F. The Amendment of Amended and Restated Certificate of Incorporation of the Company has been duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware by (a) the Board of Directors of the Company having duly adopted by written consent resolutions setting forth such amendment and declaring its advisability and submitting it for approval to the owners of all outstanding stock entitled to vote thereon, and (b) the majority of such stockholders of the Company, having duly adopted such amendment by written consent, in accordance with the provisions of Section 228 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, the Company has caused this Certificate of Amendment of Amended and Restated Certificate of Incorporation to be signed by its duly authorized officer this 2nd day of May, 2001.

PORTABLE ENERGY PRODUCTS, INC.

By: _____



Arvind Patel, President

LH0270 DOC.3

June 14, 2001

Page 2

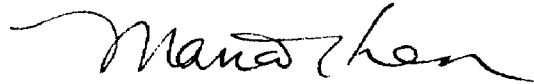
Please note that all correspondence relating to the above marks should be addressed to:

Janette M. Hoover, Esq.
Tomlinson Zisko Morosoli & Maser LLP
200 Page Mill Road
Palo Alto, CA 94306
Tel: (650) 325-8666

Please file stamp the enclosed self-addressed stamped postcard to acknowledge receipt of this filing and return it to this office.

Thank you for your assistance in this matter.

Very truly yours,



Maria Chen
Trademark Paralegal

/mc
Enclosures

cc: Mr. Arvind Patel (w/)
Janette M. Hoover, Esq.
Catherine Souders-Mahanpour, Esq.

CERTIFICATE OF MAILING

Express Label No.: EI753253368US

Date of Deposit: 6/14/01

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Box Assignments, Washington, DC 20231.

Maria Chen

Name of Person Mailing Paper/Fee



Signature of Person Mailing Paper/Fee

MC3560.WPD;1

RECORDED: 06/14/2001

TRADEMARK
REEL: 002318 FRAME: 0577