



Building Performance Institute, Inc.

Patent Holder Statement

Date: _____

Reference Document: _____

(Refer to ANSI/BPI or BPI standard or bulletin number or title) (One form per document)

Patent or Patent Application Number(s): _____

Company Name: _____

Address: _____

Contact: _____

Phone: _____

Email Address: _____

With respect to any essential patents held or controlled by the company, pending or anticipated to be filed necessary to implement the above document (mark with an "X" those applicable):

The company states:

___ It does not hold and does not anticipate holding any patented invention the use of which would be required for compliance with the proposed BPI Standard or Bulletin

or

The company states one of either:

___ (i) A license will be made available, without compensation and under reasonable terms and conditions that are demonstrably free of any unfair discrimination, to applicants wanting to use the license for the purpose of implementing the proposed BPI Standard or Bulletin;

or

___ (ii) A license will be made available to applicants under reasonable terms and conditions that are demonstrably free of any unfair discrimination.

If either item i or ii have been checked above, the company also states the following:

____ (iii) The patent holder (or third party authorized to make assurances on its behalf) will include in any documents transferring ownership of patents subject to the assurance above, provisions sufficient to ensure that the commitments in the assurance are binding on the transferee, and that the transferee will similarly include appropriate provisions in the event of future transfers with the goal of binding each successor-in-interest.

and

____ (iv) This assurance is intended to be binding on successors-in-interest regardless of whether such provisions are included in the essential transfer documents.

Agreed, on behalf of the above company:

_____ (Signature)

_____ (Name, printed)

_____ (Date)