

✓ **F0000003731**

TRANSMITTAL LETTER

To: Qualification/Tax Lien Section
Division of Corporations

SUBJECT: Cymer, Inc.
(Name of corporation - must include suffix)

Dear Sir or Madam:

800002776468-9
-02/16/99-01013-002-9

The enclosed "Application by Foreign Corporation for Authorization to Transact Business in Florida" "Certificate of Existence", and check are submitted to register the above referenced foreign corporation to transact business in Florida. *****70.00

Please return all correspondence concerning this matter to the following:

W99-3907

Bonnie Noble
(Name of Person)

Cymer, Inc.
(Firm/Company)

16750 Via Del Campo Court
(Address)

San Diego, CA 92127
(City/State/Zip)

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS
00 JUN 27 AM 9:38

Should you need to call someone concerning this matter, please call:

800002776468-9
-06/29/00-01065-005
***1300.00 ***1300.00

Bonnie Noble at (619) 451-7300
(Name of Person) (Area Code & Daytime Telephone Number)

STREET ADDRESS:

MAILING ADDRESS:

Qualification/Tax Lien Section
Division of Corporations
409 E. Games St.
Tallahassee, FL 32399

Qualification/Tax Lien Section
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

Enclosed is a check for the following amount:

FO (CP) used

*PF \$1000.00
AR Fees 300.00*

- \$70.00 Filing Fee Verifier
- \$78.75 Filing Fee & Certificate of Status
- \$78.75 Filing Fee & Certified Copy
- \$87.50 Filing Fee, Certificate of Status & Certified Copy

Stamp:
 Qualification/Tax Lien Section
 Division of Corporations
 409 E. Games St.
 Tallahassee, FL 32399
 Examiner
 Acknowledgement
 W. P. Verifier

Used 6/30

✓

✓



FLORIDA DEPARTMENT OF STATE
Katherine Harris
Secretary of State

February 16, 1999

BONNIE NOBLE
CYMER, INC.
16750 VIA DEL CAMPO CT.
SAN DIEGO, CA 92127

SUBJECT: CYMER, INC.
Ref. Number: W99000003907

We have received your document for CYMER, INC. and your check(s) totaling \$70.00. However, the document has not been filed and is being retained in this office for the following: ✓

Pursuant to section 607.1502(4), 617.1502(4) or 608.502(4), Florida Statutes, this office collects a civil penalty of \$1000 for each year this entity transacted business or conducted its affairs in Florida prior to qualification and the appropriate annual report fees that would have been due this office had the entity qualified the year it began operations in this state. The amount due this office to cover both annual report and penalty fees is \$2300.00.

Enclosed please find a copy of section 607.1501 or 617.1501, Florida Statutes, which lists those activities that do not constitute transacting business in this state. If after reviewing this section you determine erroneous information was inserted on the application, a sworn affidavit containing the following information must be submitted: 1.) a statement indicating erroneous information was listed on the application; and 2.) the correct date the corporation began transacting business in Florida prior to the year the application was submitted did not constitute transacting business pursuant to section 607.1501 or 617.1501, Florida Statutes.

If you have any questions concerning the filing of your document, please call (850) 487-6095. ✓

Jennifer Sindt
Document Examiner

Letter Number: 199A00006920



FLORIDA DEPARTMENT OF STATE
Katherine Harris
Secretary of State

June 8, 1999

BONNIE NOBLE
CYMER, INC.
16750 VIA DEL CAMPO CT.
SAN DIEGO, CA 92127

SUBJECT: CYMER, INC.
Ref. Number: W99000003907

This letter is in response to the application by foreign corporation for authorization to transact business in Florida that was previously submitted to this office for CYMER, INC..

The referenced application states that the corporation has transacted business in the State of Florida since May 5, 1997. You were notified by letter dated February 16, 1999, that because of failure to obtain a certificate of authority prior to transacting business in the State of Florida, the corporation is liable for \$2300.00 in appropriate fees and penalties as set forth in Section 607.1502(4), Florida Statutes, (copy enclosed).

Until a response is received by this office concerning the prior notification, the application by foreign corporation for authorization to transact business in Florida will not be processed. If erroneous information was reflected on the previously submitted application, a sworn affidavit may be filed stating the correct date the corporation first transacted business in Florida, that the corporation did not transact business in Florida prior to the application filing year and that the information entered on such application is incorrect. Any such affidavit will be included with your original qualification documents.

Please provide your response to this letter within 30 days to avoid the necessity of further action.

If you have further questions concerning the filing of your document, please telephone the Foreign Qualification/Tax Lien Section at (850) 487-6051.

Gretchen Harvey
Document Specialist Supervisor Letter No. 999A00030854

Enclosure



FLORIDA DEPARTMENT OF STATE

Katherine Harris
Secretary of State

October 25, 1999

BONNIE NOBLE
CYMER, INC.
16750 VIA DEL CAMPO CT.
SAN DIEGO, CA 92127

SUBJECT: CYMER, INC.
Ref. Number: W99000003907

CERTIFIED MAIL #Z 311 649 577 RETURN RECEIPT REQUESTED

This letter constitutes notice that the Department of State (Department) intends to pursue all legal remedies provided in Sections 607.0130(3) and 607.1502(4), Florida Statutes, because of the failure of CYMER, INC. to pay the appropriate penalties and fees incurred by the transacting of business as a foreign corporation in Florida without authority. I have enclosed a copy of Sections 607.0130(3), 607.1501 and 607.1502, Florida Statutes, for your review.

The application submitted by CYMER, INC. for authority to transact business in Florida indicates that the corporation transacted business in Florida prior to qualifying. As a result, associated penalties and fees imposed by Section 607.1502(4), Florida Statutes, are due and owing the Department.

Penalties and fees in the amount of \$2300.00 are now due. To avoid further penalty, payment must be remitted within 45 days of receipt of this letter. Please make your check payable to the Department of State and forward it to this office.

In the event the date business was first transacted in Florida is incorrect or the activity falls under an enumerated exemption provided in Section 607.1501(2), Florida Statutes, please provide this office with an affidavit to that effect. If it is determined that the affidavit establishes either circumstance, all penalties and fees previously imposed will either be withdrawn or will be recalculated in accordance with the corrected information, and the application will be processed accordingly. If you have any questions regarding this matter, please telephone (904) 487-6051. I look forward to your response.

Sincerely,

Gerard T. York, Assistant General Counsel

Enclosures Letter No. 499A00051191

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

BONNIE NOBLE
CYMER, INC.
16750 VIA DEL CAMPO COURT
SAN DIEGO, CA 92127

4a. Article Number

Z 311 649 577

4b. Service Type

- Registered Insured
- Certified COD
- Express Mail Return Receipt for Merchandise

7. Date of Delivery

10-29-99

5. Signature (Addressee)

6. Signature (Agent)

John Sanders

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991 *U.S. GPO: 1993-352-714

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

Z 311 649 577

Receipt for Certified Mail



No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

UNITED STATES POSTAL SERVICE

Sent to	
Street and No.	
P. O., State and ZIP Code	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800, March 1993

CYMER

November 1, 1999

Gerard T. York
Assistant General Counsel
Florida Department of State
Division of Corporations
Corporate Records
P.O. Box 6327
Tallahassee, FL 32314

RE: Cymer, Inc.
Ref. Number: W99000003907

Dear Mr. York:

In response to your letter dated October 25, 1999 (copy enclosed), please remove any fees or penalties related to transaction of business in Florida prior to qualifying in the state.

Cymer, Inc. has not transacted business as a foreign corporation in Florida without authority, prior to qualifying.

The company's activity in Florida consists of two field service engineers who live in Florida and travel to locations outside Florida to service equipment installed at customer worldwide locations. The company does not have a physical location in Florida. All of Cymers's sales are accepted in California.

Cymer contacted the state of Florida in 1997 as to the registration requirements. Based on the company activity, the company was advised to register with the Florida Department of Labor and Employment for withholding purposes, which it did in 1997. The company also determined that it was liable for income tax reporting and filed form F-1120 beginning in 1997.

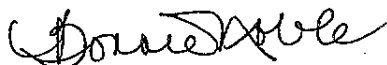
The company's activity has not changed since the 1997 registration. The purpose of filing for an Authorization to Transact Business in Florida is to protect the company name in the state and provide access to the states legal system.

Based on the above, we request that you remove any penalties and fees imposed by section 607.1502(4) and approve the application for authority to transact business in the state.

Cymer, Inc. • 16750 Via Del Campo Court • San Diego, CA 92127-1712
Tel +1-858-385-7300 • Fax +1-858-~~385-7100~~
• www.cymer.com • 385-6020

If you have any questions or require additional information regarding the above, please contact me at (858) 385-7300.

Regards,

A handwritten signature in cursive script, appearing to read "Bonnie Noble".

Bonnie Noble
Tax Manager

✓

TO: Gerry York, General Counsel's Office
FROM: Gretchen S. Harvey, Registration Section
DATE: November 10th, 1999
SUBJECT: CYMER, INC.
REFERENCE: W99000003907

Pursuant to Ms. Noble's letter of November 1st, the attached documents and correspondence are being forwarded to you for appropriate handling.

Please note the attached documents appear to meet the filing requirements stipulated in Chapter 607, Florida Statutes, with the exception of any penalty or annual report fees that may be due this office.

Should you have any further questions concerning this matter, please do not hesitate to get in touch.

/gsh



FLORIDA DEPARTMENT OF STATE
Katherine Harris
Secretary of State
OFFICE OF THE GENERAL COUNSEL

F A C S I M I L E T R A N S M I T T A L

TO FAX NUMBER: (858) 385-6020

Please deliver the following pages to:

NAME: Bonnie Noble

COMPANY: Cymer, Inc.

CITY/STATE: San Diego, California

SENDER: Gerard T. York, Esq.,
Assistant General Counsel

DATE/TIME: 11/12/99 4:46 PM

NUMBER OF PAGES (including transmittal sheet):2

FROM FAX: 850/922-5763 (Suncom 292-5763)

COMMENTS: This is to confirm our conversation today wherein we have discussed the issue of foreign non-qualified penalties and annual report fees due from Cymer, Inc.

If Cymer has transacted business in Florida since 1997, to avoid litigation, we would offer to settle this matter for the sum of \$1300.00, reflecting annual report fees from 1997 in the amount of \$300.00 and penalties under section 607.1502(4), Florida Statutes for the same period assessed at the statutory minimum of \$500 per year. Upon receipt of a check in that amount payable to the Department of State, Division of Corporations, I will instruct the Division of Corporations to issue Cymer a

1/3/2000
still working
on it - will
respond this
week

2/2/2000
CM

Certificate of Authority to transact business in Florida. Please mail the check to this attorney at: Office of General Counsel, LL-10, The Capitol, Tallahassee, Florida 32399-0250.

Alternatively, if the application indication was made in error and Cymer has never actually transacted business in Florida as that term is defined in section 607.1501(1), Florida Statutes, I would need a sworn affidavit from an officer of Cymer indicating under penalty of perjury that the application was submitted in error and facts supporting the conclusion the entity never transacted business in Florida. The affidavit should indicate that Cymer merely seeks to be qualified to transact business in the future.

I would appreciate your cooperation in the early resolution of this matter. Please do not hesitate to contact me should you have any questions.

If there are any problems in receiving this transmission, call Cara at 850/414-5536 or Suncom 994-5536.

LL-10 • THE CAPITOL • TALLAHASSEE, FLORIDA 32399-0250

CYMER

16750 Via Del Campo Court
San Diego, CA 92127-1712
Main Tel: +1-858-385-7300

FAX

To: Gerald T. York, Esq.
Company: Florida Dept. of State
Fax: 850 922 5763
Re: Florida Registration

From: Bonnie Noble
Date: March 13, 2000
Fax: 858 385-6020
Tel: 858 385-5526

Cc: **Pages:** (including cover page)

Urgent **For Review** **Please Reply**

This facsimile transmission may contain confidential and/or proprietary information. If you are not the intended recipient or the person responsible for delivery to the intended recipient, any use of this transmission is strictly prohibited. If you did not receive all pages of this facsimile, please notify the sender at their telephone number above. If you receive this transmission in error, please immediately notify the person who sent it by telephone and return to that person, by mail, the original transmission and all copies. Thank you.

Dear Mr. York:

In response to your fax dated 4/20/00, I am waiting for a Certificate of Good Standing for our corporation, which is required to file for a Certificate of Authority in Florida.

I should have that document this week, at which time, I will forward the application, certificate and check in the amount of \$1,300 to your attention.

Please contact me at (858) 385-5526 if you have any questions.

Regards,



Bonnie Noble
Tax Manager



FLORIDA DEPARTMENT OF STATE
Katherine Harris
Secretary of State
OFFICE OF THE GENERAL COUNSEL

F A C S I M I L E T R A N S M I T T A L

TO FAX NUMBER: (858) 385-6020

Please deliver the following pages to:

NAME: Bonnie Noble, Cymer, Inc.

CITY/STATE: San Diego, California

SENDER: Gerard T. York, Esq.,
Assistant General Counsel
(850) 414-5536

DATE/TIME: 04/20/00 4:24 PM

NUMBER OF PAGES (including transmittal sheet): 4

FROM FAX: 850/922-5763 (Suncom 292-5763)

COMMENTS: As of this date, I have not received a response to the attached correspondence regarding Cymer, Inc.

Gerard T. York
Assistant General Counsel
Florida Department of State
LL-10, The Capitol
Tallahassee, Florida 32399-0250
(850) 414-5536
Facsimile (850) 922-5763

If there are any problems in receiving this transmission, call Cara at 850/414-5536 or Suncom 994-5536.

LL-10 • THE CAPITOL • TALLAHASSEE, FLORIDA 32399-0250

CYMER

June 20, 2000

Mr. Gerald T. York
Assistant General Counsel
Florida Department of State
Division of Corporations
Corporate Records
P.O. Box 6327
Tallahassee, FL 32314

RE: Cymer, Inc.
Ref. Number W99000003907

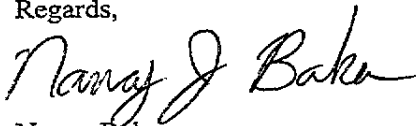
Dear Mr. York:

Enclosed please find check in the amount of \$1,300.00 reflecting annual report fees from 1997 for Cymer, Inc., per the attached correspondence from your office.

Also enclosed is a copy of the original application by Foreign Corporation for Authorization to Transact Business in Florida and a Certificate of Good Standing from Nevada.

Please contact Bonnie Noble at (858) 385-5526 if any additional information is required to register Cymer, Inc. in Florida.

Regards,



Nancy Baker
VP Finance, Treasurer



Department of State

Memorandum Office of the General Counsel

TO: File

FROM: Gerard York, Assistant General Counsel

DATE: June 27, 2000

RE: Cymer, Inc.

Based on my review of the file and the payments received from the corporation, it is my recommendation that this file be closed. Corporation has paid outstanding report fees from 1997 of \$300.00 and foreign non-qualified penalties of \$1000.00 assessed at the statutory minimum of \$500.00 per year. Corporation wishes to be qualified to do business in the State of Florida. Accordingly, it is recommended corporation be issued a certificate of authority.

/gty

APPLICATION BY FOREIGN CORPORATION FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA

IN COMPLIANCE WITH SECTION 607.1503, FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN CORPORATION TO TRANSACT BUSINESS IN THE STATE OF FLORIDA:

1. CYMER, INC.
(Name of corporation: must include the word "INCORPORATED", "COMPANY", "CORPORATION", or words or abbreviations of like import in language as will clearly indicate that it is a corporation instead of a natural person or partnership if not so contained in the name at present.)

2. Nevada
(State or country under the law of which it is incorporated)

3. 33-0175463
(FEI number, if applicable)

4. 7/12/96
(Date of incorporation)

5. Perpetual
(Duration: Year corp. will cease to exist or "perpetual")

6. 5/5/97
(Date first transacted business in Florida. (See sections 607.1501, 607.1502, and 817.156, F.S.))

7. 16750 Via Del Campo Court
San Diego, CA 92127
(Current mailing address)

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SECRETARY OF STATE
DIVISION OF CORPORATIONS
00 JUN 27 AM 9:38

8. Sale and service of excimer lasers.
(Purpose(s) of corporation authorized in home state or country to be carried out in the state of Florida)

9. Name and street address of Florida registered agent:
Name: C T Corporation System
Office Address: c/o C T Corporation System, 1200 South Pine Island Road
Plantation, Florida, 33324
(Zip Code)

10. Registered agent acceptance:
Having been named as registered agent and to accept service of process for the above stated corporation at the place designated in this application. I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligation of my position as registered agent.

C T Corporation System
D.F. Hickey
(Registered agent's signature) (Officer)
D.F. Hickey, Asst. Secy.
(Type Name and Title of Officer)

11. Attached is a certificate of existence duly authenticated, not more than 90 days prior to delivery of this application to the Department of State, by the Secretary of State or other official having custody of corporate records in the jurisdiction under the law of which it is incorporated.

12. Names and addresses of officers and/or directors:

A. DIRECTORS

Chairman: See Attached.

Address: _____

Vice Chairman: _____

Address: _____

Director: _____

Address: _____

Director: _____

Address: _____

B. OFFICERS

President: See Attached.

Address: _____

Vice President: _____

Address: _____

Secretary: _____

Address: _____

Treasurer: _____

Address: _____

NOTE: If necessary, you may attach an addendum to the application listing additional officers and/or directors.

13. Nancy J. Baker
(Signature of Chairman, Vice Chairman, or any officer listed in number 12 of the application)

Vice President, Corporate Finance
& Treasurer

14. Nancy J. Baker
(Typed or printed name and capacity of person signing application)

CYMER, INC.
Board of Directors
Line Item 12A

DIRECTOR

- Q 1 **Robert P. Akins, Ph.D.**
Cymer, Inc.
16750 Via Del Campo Court
San Diego, CA 92127-1712
- 2 **Richard Abraham**
1101 Green Street Apt. 802
San Francisco, CA 94109
- 3 **Kenneth Deemer**
InterVen Partners
2401 Pine Avenue
Manhattan Beach, CA 90266
- 4 **Peter J. Simone**
Xionics Documents Technologies, Inc.
70 Blanchard Road
Burlington, MA 01803
- 5 **Gerald F. Taylor**
5974 Post Oak Circle
San Jose, CA 95120
- 6 **F. Duwaine Townsen**
Ventana Growth Fund
8880 Rio San Diego Drive Suite 500
San Diego, CA 92108

CYMER, INC.
Officers
Line Item 12 B

Item Number	OFFICER	TITLE	Item Number	OFFICER	TITLE
/ 1	Robert P. Akins, Ph.D., Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	President	8	Palash Das Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	VP Applied Technology
2	William A. Angus III Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	Senior VP, Chief Financial Officer	9	Roger Green Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	VP Chief Information Officer
3	Pascal Didier Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	Senior VP Worldwide Customer Operations	10	Daniel Ma Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	VP Sales and Marketing
4	Ted Holtaway Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	Senior VP Process Quality	11	Robert G. Ozarski Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	VP Engineering
5	G. Scott Scholler Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	Senior VP Operations	12	Richard L. Sandstrom Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	VP Advanced Research Chief Technical Officer
6	Nancy Baker Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	VP Corporate Finance Treasurer	13	David Skinner Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	VP Logistics
7	John Shin Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	VP Asia Pacific	14	Jennan Yu Cymr, Inc. 16750 Via Del Campo Court San Diego, CA 92127-1712	VP Worldwide Customer Operations Systems

SECRETARY OF STATE



CERTIFICATE OF EXISTENCE WITH STATUS IN GOOD STANDING

I, DEAN HELLER, the duly elected and qualified Nevada Secretary of State, do hereby certify that I am, by the laws of said State, the custodian of the records relating to filings by corporations, limited-liability companies, limited partnerships, and limited-liability partnerships pursuant to Title 7 of the Nevada Revised Statutes which are either presently in a status of good standing or were in good standing for a time period subsequent of 1976 and am the proper officer to execute this certificate.

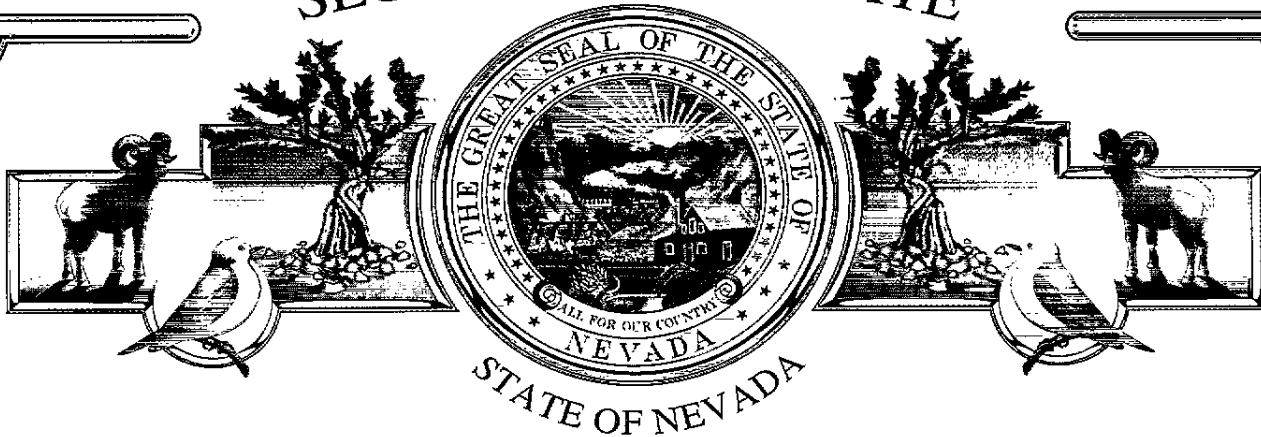
I further certify that the records of the Nevada Secretary of State, at the date of this certificate, evidence, **CYMER, INC.**, as a corporation duly organized under the laws of Nevada and existing under and by virtue of the laws of the State of Nevada since July 12, 1996, and is in good standing in this state.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of State, at my office, in Carson City, Nevada, on January 26, 1999.



Dean Heller
Secretary of State
By *Joan E. [Signature]*
Certification Clerk

SECRETARY OF STATE



CERTIFICATE OF EXISTENCE WITH STATUS IN GOOD STANDING

I, DEAN HELLER, the duly elected and qualified Nevada Secretary of State, do hereby certify that I am, by the laws of said State, the custodian of the records relating to filings by corporations, limited-liability companies, limited partnerships, limited-liability partnerships and business trusts pursuant to Title 7 of the Nevada Revised Statutes which are either presently in a status of good standing or were in good standing for a time period subsequent of 1976 and am the proper officer to execute this certificate.

I further certify that the records of the Nevada Secretary of State, at the date of this certificate, evidence, **CYMER, INC.**, as a corporation duly organized under the laws of Nevada and existing under and by virtue of the laws of the State of Nevada since July 12, 1996, and is in good standing in this state.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of State, at my office, in Carson City, Nevada, on April 25, 2000.



Dean Heller

Secretary of State

By

[Signature]

Certification Clerk