

Exhibit M

Affidavit of Andrea Rossi in Support of
Third-Party Defendants' Motion for
Summary Judgment

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 1:16-CV-21199-CMA/O'Sullivan

ANDREA ROSSI, *et al.*,

Plaintiffs,

v.

THOMAS DARDEN, *et al.*,

Defendants,

**AFFIDAVIT OF DR. ANDREA ROSSI IN SUPPORT OF
THIRD PARTY DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

BEFORE ME, the undersigned authority, personally appeared Dr. ANDREA ROSSI, being first duly sworn on oath, deposes and states:

1. I, Dr. ANDREA ROSSI ("Affiant"), am over the age of majority, and am personally familiar and have personal knowledge of the facts contained herein.

2. Your Affiant is the creator and owner of certain technology that provides for the creation of heat energy in a safe and efficient process using a combination of unique fueling agents and reactions. The technology is referred to as the "Energy Catalyzer" or the "E-Cat." ("E-Cat").

3. Your Affiant is a Plaintiff in the above-styled action, and is the chief executive officer of co-Plaintiff, Leonardo Corporation ("Leonardo").

4. During certain periods of time relevant to the present cause of action, I was retained by J.M. Products, Inc. to act as an independent consultant.

5. During certain periods of time relevant to the present cause of action, Leonardo retained Fulvio Fabiani ("Fabiani") as an independent contractor.

6. It is my understanding that Fabiani also worked as an independent contractor for Industrial Heat, LLC ("IH") and/or IPH International, B.V. ("IPH").

7. In my capacity as an independent consultant for J.M. Products, Inc., I retained James A. Bass ("Bass") to work as the Director of Engineering for J.M. Products, Inc.

8. Neither Fabiani nor Bass was involved in the discussions and negotiations with IH related to the Licensing Agreement between Leonardo and IH, or any amendments thereto.

9. Neither Fabiani nor Bass was involved in the discussions and negotiations with IH related to moving the 1MW Plant to Doral, Florida.

10. Neither Fabiani nor Bass was involved in the discussions or negotiations with IH related to the Term Sheet executed by IH, J.M. Chemical Products, Inc. and Leonardo.

11. Fabiani was not involved with J.M. Products, Inc./J.M. Chemical Products, Inc. except for providing limited computer services.

12. It is my understanding that neither Fabiani nor Bass provided measurements that were used by the ERV or utilized for purposes of measuring performance of the E-Cat for the Guaranteed Performance Test.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

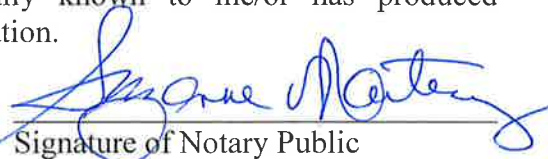
Dated this 22nd day of March, 2017.



ANDREA ROSSI

STATE OF FLORIDA :
COUNTY OF MIAMI-DADE :

The foregoing Affidavit was sworn to under penalty of perjury before me this 22nd day of March, 2017, by ANDREA ROSSI, who is personally known to me/or has produced Passport as identification.



Signature of Notary Public

Suzanne Martinez
Name of Notary Typed, Printed or Stamped

 **SUZANNE MARTINEZ**
MY COMMISSION # FF 175226
EXPIRES: November 11, 2018
Bonded Thru Budget Notary Services

Commission Number/Expiration