

PLUG POWER INC  
Form 8-K  
May 21, 2004

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# **SECURITIES AND EXCHANGE COMMISSION**

**Washington, D.C. 20549**

## **FORM 8-K**

### **Current Report**

**Pursuant to Section 13 or 15(d) of the  
Securities Exchange Act of 1934**

**Date of Report (Date of earliest event reported):**

**May 19, 2004**

**PLUG POWER INC.**

**(Exact Name of Registrant as Specified in its Charter)**

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**Delaware**  
(State or Other Jurisdiction  
of Incorporation)

**0-27527**  
(Commission File  
Number)

**22-3672377**  
(I.R.S. Employer  
Identification No.)

**968 Albany-Shaker Road, Latham, New York 12110**

(Address of Principal Executive Offices and Zip Code)

**(518) 782-7700**

(Registrant's telephone number, including area code)

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**Item 5. Other Events and Required FD Disclosure.**

On May 19, 2004, Plug Power Inc. (the Company ) issued a press release announcing that an agreement has been reached in the shareholders class action lawsuit commenced against the Company and certain of its officers and directors in August 2000.

**Item 7. Financial Statements, Pro Forma Financial Information and Exhibits**

(c) Exhibits

<u>Exhibit Number</u>	<u>Description</u>
99.1*	Press Release of Plug Power Inc. dated May 19, 2004.

\* Filed herewith.

**SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, the Registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

Dated: May 19, 2004

PLUG POWER INC.

By: /s/ David A. Neumann

David A. Neumann

Chief Financial Officer

**EXHIBIT INDEX**

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