

PROOF OF CLAIM AND RELEASE FORM

A. GENERAL INSTRUCTIONS & INFORMATION

1. You are urged to read carefully the accompanying Notice of Pendency and Proposed Settlement of Class Action (the “Long Notice”). All capitalized terms used herein shall have the same meaning as defined in the Long Notice.

2. To file a claim and recover under the Settlement of this Litigation, you must submit this Proof of Claim Form and Release (the “Proof of Claim”). However, such filing is not a guarantee that you will share in the proceeds of the Settlement in the Litigation.

3. You must mail your completed and signed Proof Of Claim postmarked on or before March 22, 2014, addressed to the Claims Administrator at:

Advanced Battery Technologies, Inc. Securities Litigation
c/o Berdon Claims Administration LLC
P.O. Box 9014
Jericho, NY 11753-8914

4. If you are a member of the Settlement Class and you do not timely request exclusion, you will be bound by the terms of any judgment entered in the Litigation.

5. If you are **not** a member of the Settlement Class, **do not** submit a Proof of Claim.

6. If you need assistance filling out this Proof of Claim, please contact the Claims Administrator.

B. INSTRUCTIONS FOR FILLING OUT THE PROOF OF CLAIM FORM

Important additional information regarding the Settlement and this Proof of Claim is contained in the accompanying Long Notice. Please refer to the Plan of Allocation set forth in the accompanying Long Notice for a detailed explanation of how a Claimant’s Recognized Loss will be calculated.

1. In order to be eligible to participate in the distribution of the Net Settlement Fund, a claimant (“Claimant”) must have purchased or otherwise acquired the common stock of Advanced Battery Technologies, Inc. (“ABAT”), during the period from May 15, 2007 through March 29, 2011, inclusive (the “Settlement Class Period”).

2. The submission of a Proof of Claim does not ensure that your claim will be upheld or that you will share in any recovery. All claims are subject to verification and investigation. You may be requested to provide further information.

3. All claims must be made by persons or entities who were beneficial owners (as opposed to record holders or nominees) of shares of ABAT common stock. (Brokerage firms, banks and other nominees are requested to transmit copies of the Long Notice and Proof of Claim to their present or former customers who were such beneficial owners). If shares of ABAT common stock were owned jointly, all joint owners must complete and sign the Proof of Claim.

4. Executors, administrators, guardians, conservators and trustees may complete and sign the Proof of Claim on behalf of persons or entities represented by them, but they must identify such persons or entities and provide proof of their authority (*e.g.*, powers of attorney or currently effective letters testamentary or letters of administration) to do so.

5. You must file a separate Proof of Claim for each differently named account or ownership, such as an individual account, an IRA account, a joint account, or a custodial account, etc. Joint tenants, co-owners, or custodians UGMA should file a single claim. Claimants who file one or more claims (*e.g.*, one in Claimant's name and one for an IRA or joint ownership) must identify the other claims filed.

6. There will be no Recognized Loss attributed to any ABAT securities other than common stock.

7. The date of purchase and/or sale of shares of ABAT common stock is the "trade" date and not the "settlement" date.

8. The first-in, first-out basis ("FIFO") will be applied to both purchases and sales.

9. Exercise of option contracts will be considered to be purchases or sales of common stock. Option premiums will be incorporated into the purchase/sale price of the common stock accordingly.

10. The date of covering a "short sale" is deemed to be the date of purchase of ABAT common stock; and the date of a "share sale" is deemed to be the date of sale of ABAT common stock. Shares originally sold short will have a Recognized Loss of zero.

11. No cash payment will be made on a claim where the potential distribution is less than \$100.00.

12. You must attach to your claim form **copies** of brokerage confirmations, monthly statements or other documentation of your transactions in ABAT common stock in order for your claim to be valid. If such documents are not available, a complete list of acceptable supporting documentation can be found on the Claims Administrator's website: www.berdonclaims.com (click on "Supporting Documentation" under Questions and Procedures). Failure to provide this documentation could delay verification of your claim or could result in rejection of your claim.

13. If your trading activity during the Settlement Class Period exceeds 50 transactions, you must provide all purchase and sale information required in the Schedule of Transactions in an electronic file. For a copy of instructions and the parameters concerning an electronic submission, contact the Claims Administrator by phone: (800) 766-3330; by fax: (516) 931-0810; or via the website: www.berdonclaims.com.

14. If you have any questions or need additional Proofs of Claim, contact the Claims Administrator via the information set forth in the preceding paragraph. You may make photocopies of this form.

PROOF OF CLAIM

Must be received by the Claims Administrator postmarked no later than March 22, 2014.

C. CLAIMANT IDENTIFICATION

(Please Type or Print)

Beneficial Owner's Name *(as it appears on your brokerage statement)*

Joint Beneficial Owner's Name *(as it appears on your brokerage statement)*

Street Address

City

State

Zip Code

Foreign Province

Foreign Country

or

Social Security Number

Taxpayer Identification Number

Specify one of the following:

Individual(s)

Corporation

UGMA Custodian

IRA

Partnership

Estate

Trust

Other: _____

Area Code Telephone Number (Day)

Area Code Telephone Number (Evening)

Facsimile Number

E-Mail Address

Record Owner's Name and Address *(if different from beneficial owner listed above)*

D. SCHEDULE OF TRANSACTIONS IN ABAT COMMON STOCK

1. State the total number of shares of ABAT common stock owned at the close of trading on May 14, 2007, long or short (*if none, enter "0"; if other than zero, must be documented*): _____
2. Separately list each and every **purchase** of ABAT common stock during the period May 15, 2007 **through** March 29, 2011, and provide the following information (*must be documented*):

Purchase Date <i>(list chronologically)</i> Month/Day/Year	Number of Shares Purchased	Price Per Share <i>(excluding commissions, taxes, and other fees)</i>	Total Purchase Price <i>(excluding commissions, taxes, and other fees)</i>
____/____/____		\$	\$
____/____/____		\$	\$
____/____/____		\$	\$
____/____/____		\$	\$

3. Separately list each and every **sale** of ABAT common stock during the period May 15, 2007 **through** March 29, 2011 and provide the following information (*must be documented*):

Sale Date <i>(list chronologically)</i> Month/Day/Year	Number of Shares Sold	Price Per Share <i>(excluding commissions, taxes, and other fees)</i>	Total Sale Price <i>(excluding commissions, taxes, and other fees)</i>
____/____/____		\$	\$
____/____/____		\$	\$
____/____/____		\$	\$
____/____/____		\$	\$

4. State the total number of shares of ABAT common stock owned at the close of trading on March 29, 2011, long or short (*if none, enter "0"; if other than zero, must be documented*):

If you need additional space, attach the required information on separate, numbered sheets in the same format as above and print your name and Social Security or Taxpayer Identification number at the top of each additional sheet.

YOU MUST ALSO READ THE RELEASE AND SIGN THE CERTIFICATION OR THE W-8 CERTIFICATION BELOW

E. SUBMISSION TO JURISDICTION OF THE COURT

By submitting this Proof of Claim Form and Release, I/we, and every Settlement Class member I/we represent, submit to the jurisdiction of the United States District Court for the Southern District of New York for purposes of this Litigation and the Settlement of the Litigation, as reflected in the Stipulation of Settlement (the “Stipulation”). I/We further agree to be bound by the orders of the Court, agree that this Proof of Claim Form, my/our status or the status of the Settlement Class member I/we represent as a Claimant, and the allowable amount of this claim will be subject to review and further inquiry, and that I/we will furnish such additional documentation with respect to this Proof of Claim as may be required.

F. RELEASE

By signing this Proof of Claim Form and Release, and in consideration of the establishment of the Settlement Amount, as of the effective date thereof, the undersigned claimant (“Claimant”), on behalf of Claimant and Claimant’s beneficiaries, successors, assigns, executors, administrators, representatives, attorneys, agents, affiliates, partners, and any persons they represent or represent them, hereby releases and forever discharges Defendants ABAT, Zhiguo Fu, and Guohua Wan, and the immediate family members, heirs, executors, administrators, successors, assigns, present and former employees, officers, directors, general partners, limited partners, attorneys, assigns, legal representatives, insurers, reinsurers, and agents of each of them, and any person or entity which is or was related to or affiliated with any ABAT Defendant or in which any ABAT Defendant has or had a controlling interest, and the present and former parents, subsidiaries, divisions, affiliates, predecessors, successors, general partners, limited partners, employees, officers, directors, attorneys, assigns, legal representatives, insurers, reinsurers, and agents of each of them, as well as all current and former ABAT directors and officers and each of their immediate family members, heirs, executors, administrators, successors, assigns, present and former employees, officers, directors, general partners, limited partners, attorneys, assigns, legal representatives, insurers, reinsurers, and agents of each of them (the “Released Persons”), from any and all claims, including both known claims and unknown claims, that have been or could have been asserted by Lead Plaintiff and any member of the Settlement Class, which arise out of, are based on, or relate in any way, directly or indirectly, to any of the allegations, acts, transactions, facts, events, statements, matters, occurrences, representations or omissions involved, set forth, alleged or referred to, in the Litigation, or which could have been alleged in the Litigation based upon the facts alleged in the First Amended Complaint or proposed Second Amended Complaint or any of the individual complaints filed in the Litigation, or which arise out of, are based upon, or relate in any way, directly or indirectly, to the purchase or sale of any ABAT securities during the Settlement Class Period (except for claims to enforce the terms of the Stipulation).

The releases set forth in the Stipulation of Settlement shall cover all claims both known and unknown, in the form mutually agreed upon by all Settling Parties to the Stipulation of Settlement.

Notwithstanding the above, the Released Persons do not include ABAT’s outside accounting and/or auditing firms for the relevant time period, including but not limited to Bagell, Josephs, Levine & Company, LLC, Friedman LLP, and EFP Rotenberg, LLP.

G. REPRESENTATIONS

I/We acknowledge that I/we have read the Notice of Pendency and Proposed Settlement of Class Action, and that pursuant thereto I/we file this claim to participate in the Settlement.

I/We hereby warrant and represent that neither I/we, nor any person I/we represent, is an ABAT Defendant (as defined in the Long Notice) or Auditor Defendant (as defined in the Long Notice) with

respect to any of the claims asserted in the Litigation, a member of the immediate family of any such ABAT Defendant or Auditor Defendant, any entity in which any such ABAT Defendant or Auditor Defendant or family member has or had a controlling interest; a former and current officer or director of ABAT; a legal affiliate, representative, controlling person, predecessors-in-interest, heir, assign, or any other successors-in-interest of any such excluded party, or a person or entity who has requested exclusion from the Settlement Class.

I/We hereby warrant and represent that I am/we are authorized to execute and deliver this Proof of Claim Form and Release.

H. CERTIFICATION

I/We certify that I am/we are not subject to backup withholding. **(If you have been notified by the IRS that you are subject to backup withholding, strike out the previous sentence.)**

I/We declare and affirm under penalties of perjury that the foregoing information and the documents attached hereto, including the Social Security or Taxpayer Identification Number shown on this Proof of Claim, are true, correct and complete to the best of my/our knowledge, information and belief, and that this Proof of Claim was executed this _____ day of _____, 2013 in

_____, _____
(City) (State/Country)

Signature of Claimant

Signature of Joint Claimant, if any

(Print your name here)

(Print your name here)

Signature of Person signing on behalf of Claimant

(Print your name here)

Capacity of person signing on behalf of Claimant, if other than an individual, (e.g., Executor, President, Custodian, etc.)

SUBSTITUTE FORM W-8: IF YOU ARE NOT A RESIDENT OR CITIZEN OF THE UNITED STATES, COMPLETE THE FOLLOWING:

Permanent residence (principal office if a corporation)

If your claim is connected with a trade or business conducted in the U.S., please provide the name and address of your U.S. business, the type of business, and the Federal Tax Identification Number of the U.S. business.

Name of U.S. Business

Address of U.S. Business

Type of Business

Tax Identification Number

W-8 Certification: Under the penalties of perjury, I certify that the information provided above is true, correct and complete.

Signature(s) _____

Date: _____

Date: _____

THIS SPACE INTENTIONALLY LEFT BLANK

**ACCURATE CLAIMS PROCESSING TAKES A SIGNIFICANT
AMOUNT OF TIME. THANK YOU FOR YOUR PATIENCE.**

Reminder Checklist:

1. Remember to sign the above Release and Certification (or W-8 Certification).
2. Remember to attach only **copies** of acceptable supporting documentation, a complete list of which can be found on the Claims Administrator's website.
3. Do not send originals of securities certificates.
4. Keep copies of the completed claim form and documentation for your own records.
5. If you desire an acknowledgment of receipt of your claim form, please send it Certified Mail, Return Receipt Requested, or its equivalent. **You will bear all risks of delay or non-delivery of your claim.**
6. If your address changes in the future, or if these documents were sent to an old or incorrect address, please send us **written** notification of your new address.

If you have questions or concerns regarding your claim, please contact the Claims Administrator at:

Advanced Battery Technologies, Inc. Securities Litigation
c/o Berdon Claims Administration LLC
P.O. Box 9014
Jericho, NY 11753-8914
Toll-free phone at (800) 766-3330
Fax: (516) 931-0810

Website:
www.berdonclaims.com