

## Declaration

I, Lawrence P. G. Forsley, hereby state as follows:

1. I am over the age of 18 and am competent to make this declaration.
2. I have personal knowledge of the matters stated herein.
3. I currently live in San Diego, California. I am currently a Research Associate in the Nuclear Engineering Teaching Laboratory at the University of Texas, Austin and am the Senior Vice President and Chief Technical Officer of the Global Energy Corporation. I am also the President of JWK International Corporation.
4. I taught in the College of Engineering and in the College of Arts and Sciences at the University of Rochester, in Rochester, NY where I was a group leader at the Laboratory for Laser Energetics, at the University of Rochester.
5. I was a Forth language and system developer and had been using it for Laser Fusion research since 1978. The University of Rochester developed its own version called URTH, or University of Rochester Forth.
6. Consequently, between 1981 and 1999 I chaired or co-chaired twenty conferences related to the Forth programming language.
7. I founded the not-for-profit Institute for Applied Forth Research, Inc. in Rochester, NY in 1983 to further promote the Forth programming system and to run Conferences held at the University of Rochester; at Ryerson University in Toronto, Ontario, Canada; Johns Hopkins University in Laurel, MD and in Leningrad, Soviet Union.
8. Specifically, in 1996 I organized and chaired the 1996 Open Systems Conference held in Toronto, Canada at Ryerson Polytechnic University (referred to herein as the “1996 Rochester Forth Conference”).

9. The 1996 Rochester Forth Conference was held from June 19, 1996 through June 22, 1996 and was hosted by the Institute for Applied Forth Research, Inc. The 1996 Rochester Forth Conference was open to the public for any interested persons to attend.
10. As part of the 1996 Rochester Forth Conference, subject matter corresponding to a paper entitled “The Europay Open Terminal Architecture – A Forth-based Token System for Payment Terminals” (referred to herein as the “OTA Paper”) was presented by its authors.
11. As per the standard procedure following such a conference I chaired, I collected the conference papers corresponding to the presentations at the 1996 Rochester Forth Conference for publication and distribution as part of the conference proceedings.
12. Following collection of the papers, the Institute for Applied Forth Research, Inc. served as the publisher and type set each paper to be included in the Conference Proceedings of the 1996 Rochester Forth Conference, including the OTA Paper.
13. The Conference Proceedings of the 1996 Rochester Forth Conference were sent to the printer by December of 1996 with the intention of publication and distribution by early January 1997.
14. Publically available publication dates of January 1, 1997 (as indicated in **Exhibit A**) and January 28, 1997 (as indicated in **Exhibit B**) (ISBN-13: 9780914593164) are indicative of the printing and publication of the Conference Proceedings of the 1996 Rochester Forth Conference, including the OTA Paper, occurring, at the latest, by the end of January 1997.

15. As per The Institute for Applied Forth Research, Inc.'s standard procedure, the Conference Proceedings of the 1996 Rochester Forth Conference would have been publically distributed in multiple ways within a month of printing and publication:
16. First, the Conference Proceedings of the 1996 Rochester Forth Conference would have been distributed to over fifty attendees of the 1996 Rochester Forth Conference. Such distribution would have included a copy of the Conference Proceedings of the 1996 Rochester Forth Conference being mailed to the attendees either directly by The Institute for Applied Forth Research or by a fulfillment house used for distributing the Conference Proceedings of the 1996 Rochester Forth Conference. As per standard procedure, such distribution would have occurred within a month of publication, thus by the end of February 1997 at the latest. A list of attendees to the 1996 Rochester Forth Conference who would have received copies of the Proceedings is attached as **Exhibit E**.
17. Second, over one hundred copies of the Conference Proceedings of the 1996 Rochester Forth Conference would have been received by the Institute for Applied Forth Research for distribution to members of the public starting in February 1997 at the latest.
18. As per The Institute for Applied Forth Research, Inc.'s usual procedures, the availability of Conference Proceedings of the 1996 Rochester Forth Conference were made known through advertising in "Forth Dimensions" a publication focusing on applications of the Forth computing language.
19. The advertising in "Forth Dimensions" was intended to alert readers to: the occurrence of the 1996 Rochester Forth Conference, and contact information for reaching me, and the Institute for Applied Forth Research, Inc. Through contacting myself or my staff at the

Institute a copy of the Conference Proceedings of the 1996 Rochester Forth Conference could be obtained.


20. A true and correct copy of an exemplary advertisement for the 1996 Rochester Forth Conference from “Forth Dimensions” is attached as **Exhibit C**.
21. Further, The Institute for Applied Forth Research, Inc. maintained a mailing list of over three hundred persons and institutions who had previously attended conferences, bought the Institute’s publications, or expressed a general interest in the Institute to apprise them of publications available for purchase. As such, all members of the mailing list would have been notified of the availability of Conference Proceedings of the 1996 Rochester Forth Conference for purchase.
22. Third, commencing no later than February 1997, copies of the Conference Proceedings of the 1996 Rochester Forth Conference were distributed or sold to vendors for their customers or for resale to the general public. An example of this would be sales to Mountain View Press, who would purchase 5 - 20 copies at a time for resale. Similarly, we would have given additional copies to Conference sponsors for their own distribution.
23. A true and correct excerpt of the Conference Proceedings from the 1996 Rochester Forth Conference, which includes the OTA Paper, is attached as **Exhibit D**.

I declare under penalty of perjury that the forgoing Declaration is true and correct.

Date: April 30, 2014

Location (City/State): San Diego, CA

  
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 Digitally signed by Lawrence Forsley  
DN: cn=Lawrence Forsley, o=JWK International  
Corporation, ou, email=lpgforsley@aol.com, c=US  
Date: 2014.04.30 13:41:30 -07'00'

Lawrence P. G. Forsley

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