

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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Olympus Corporation and Olympus American, Inc., et al.,  
Petitioners,

v.

Papst Licensing GmbH & Co., KG,  
Patent Owner.

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CASE: Unassigned  
Patent No. 8,504,746

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**DECLARATION OF FRANK G. FIAMINGO, PH.D.**

I, Frank G. Fiamingo, declare as follows:

1. I am over 18 years of age, a resident of Ohio, and competent to make this declaration.
2. I am the sole author of the book UNIX<sup>®</sup> SYSTEM ADMINISTRATION.
3. Exhibit 1007 is a true and correct copy of a version of UNIX SYSTEM ADMINISTRATION dated August 16, 1996. It has a copyright date in 1996.
4. Exhibit 1007 was published on the Internet at [http://www-wks.acs.ohio-state.edu/sysadm\\_course/sysadm.html](http://www-wks.acs.ohio-state.edu/sysadm_course/sysadm.html), as stated on page 2 of Exhibit 1003, on or about August 16, 1996.
5. The website on which Exhibit 1007 was published, as listed in paragraph 4, was maintained by The Ohio State University and was accessible to the general public in 1996.
6. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the results of these proceedings.

2/16, 2016

Frank G. Fiamingo, Ph.D.

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