

## DECLARATION OF MILOCHE KOTTMAN

I, Miloche Kottman, declare as follows:

1. I have personal knowledge of the facts set forth herein, and if called to testify, I could and would competently testify to the same.
2. I am Head of Cataloging and Archival Processing, for the University of Kansas (KU). My office is located in the Watson library, mailing address 1425 Jayhawk Blvd. Lawrence, KS 66045-7544.
3. I have served as Head of Cataloging and Archival Processing since May 2013 and have worked at KU since 1983.
4. As Head of Cataloging and Archival Processing, I am familiar with the standard cataloging and acquisition practices at KU with respect to books, periodicals, and other materials it receives.
5. KU holds a copy of *Physics of Thin Films, Plasma Sources for Thin Film Deposition and Etching*, Vol. 18, Maurice H. Francombe and John L. Vossen, eds., published by Academic Press, Inc. in 1994. That work includes the publication "Design of High-Density Plasma Sources for Materials Processing," by Michael A. Liberman and Richard A. Gottscho ("*Physics of Thin Films*, Vol. 18").
6. It is the standard practice of KU to check-in and catalog each volume of *Physics of Thin Films, Plasma Sources for Thin Film Deposition and Etching* within a few weeks of the acquisition of the title, and it would typically be available for circulation to the public within a few weeks of being cataloged. Members of the general public can locate individual volumes of *Physics of Thin Films, Plasma Sources for Thin Film Deposition and Etching* by searching the KU catalog, which includes keyword searching capability.
7. It is the standard practice of KU to stamp the received date on one of the front pages of received materials during the check-in process. The stamp on the first page of *Physics of Thin Films*, Vol. 18 indicates that the library received the publication on August 25, 1994.
8. It is also common practice at KU to stamp books or publications that are borrowed with the date that they are due. The earliest stamp in *Physics of Thin Films*, Vol. 18 shows a return due date of September 14, 1994. Therefore, it is clear that the book was available to the public no later than that date.

I understand that willful false statements and the like are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and may jeopardize the validity of the application or any patent issuing thereon. I declare that all statements made of my knowledge are true, and that all statements made on information and belief are believed to be true.

Executed this 19 day of October, 2016.



Miloche Kottman