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10

11 UNITED STATES DISTRICT COURT  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 ROBERT JACOBSEN, ) No. C06-1905-JSW  
15 )  
Plaintiff, )  
16 ) **DECLARATION OF ROBERT**  
v. ) **JACOBSEN REGARDING COPYRIGHT**  
17 ) **ASSIGNMENTS IN SUPPORT OF**  
MATTHEW KATZER, et al., ) **MOTION FOR SUMMARY JUDGMENT**  
18 )  
Defendants. ) Date: Friday, December 4, 2009  
19 ) Time: 9:00 a.m.  
20 ) Courtroom: 11, 19th Floor  
21 ) Judge: Hon. Jeffrey S. White  
22 )  
\_\_\_\_\_ )

23

24 I, Robert Jacobsen, have personal knowledge to the facts stated herein and hereby declare  
25 as follows:

26 I am a party to this action. I am submitting this Declaration Regarding Copyright  
27 Assignments in Support of the Motion for Summary Judgment.

28

1     **Rick Beaber**

2             I know Rick Beaber. He has contributed content to JMRI.

3             I first heard from him about JMRI when he posted a note about a decoder definition on the  
4 JMRIusers mailing list on January 18, 2005 from his rbeaber@gmail.com email address.

5             A true and correct copy of that email is attached as Exhibit A at 1.

6             I have sent or received approximately 50 emails to or from this email address.

7             On June 5, 2006, I emailed the JMRI assignment to him.

8             I received the assignment from him via the same email address on June 6, 2006.

9             A true and correct copy of the assignment is attached as Exhibit B at 1.

10    **Robin Becker**

11            I know Robin Becker. He has contributed content to JMRI.

12            I first heard from him when he emailed me directly from his n3ix@earthlink.net email  
13 address on December 17, 2001.

14            A true and correct copy of that email is attached as Exhibit A at 2.

15            I have sent or received approximately 500 emails to or from this email address.

16            He has contributed content from this address.

17            Starting in December 2002, he also emailed me from his robinbecker@earthlink.net email  
18 address.

19            I have sent or received approximately 200 emails to or from this email address.

20            He has contributed content from this address.

21            During parts of 2003 and 2004, he also emailed me from his robinbecker@cox.net email  
22 address.

23            I have sent or received approximately 12 emails to or from this email address.

24            He has contributed content from this address.

25            I have talked to him on the phone several times.

26            On June 5, 2006, I sent the JMRI assignment to him at his n3ix@earthlink.net email  
27 address.

28            I received the assignment from him via fax on June 7, 2006. He confirmed receipt via

1 email on that same day.

2 A true and correct copy of the assignment is attached as Exhibit B at 2.

3 3. **Paul Bender**

4 I know Paul Bender. He contributed content to JMRI.

5 I first heard from him when he wrote me directly from his paul.bender@acm.org email  
6 address on October 22, 2001.

7 A true and correct copy of that email is attached as Exhibit A at 3.

8 I have sent or received more than a thousand emails to or from this email address.

9 He has contributed content from this address.

10 On June 5, 2006, I emailed the JMRI assignment to him. I received the assignment from  
11 him via the same email address on June 9, 2006.

12 A true and correct copy of the assignment is attached as Exhibit B at 3.

13 4. **Bob Blackwell**

14 I know Bob Blackwell. He contributed content to JMRI.

15 I first heard from him when he wrote from his afticarr@sympatico.ca email address to the  
16 jmriusers mailing list on August 9, 2002. A true and correct copy of that email is attached as  
17 Exhibit A at 4.

18 I have sent or received more than a thousand emails to or from this email address.

19 He has contributed content from this address.

20 On June 5, 2006, I emailed the JMRI assignment to him.

21 I received the assignment from him via the same email address on June 9, 2006.

22 A true and correct copy of the assignment is attached as Exhibit B at 5.

23 5. **Simon Ginsburg**

24 I know Simon Ginsburg. He contributed content to JMRI.

25 I first heard from him on October 19, 2002, when he wrote me directly from his  
26 Simon.Ginsburg@freesurf.ch email address. A true and correct copy of that email is attached as  
27 Exhibit A at 5.

28 I have sent or received approximately 250 emails to or from this email address.

1 I have met him personally in Zurich, Switzerland.

2 I have talked to him on the phone.

3 On June 5, 2006, I emailed the JMRI assignment to him.

4 I received the assignment from him via fax on June 6, 2006.

5 A true and correct copy of the assignment is attached as Exhibit B at 33.

6 6. **Phil Grainger**

7 I know Phil Grainger. He contributed content to JMRI.

8 I first heard from him when he wrote from his Phil.Grainger@ca.com email address to the  
9 jmriusers mailing list on June 30, 2003.

10 A true and correct copy of that email is attached as Exhibit A at 6.

11 I have sent or received approximately 95 emails to or from this email address.

12 On June 5, 2006, I emailed the JMRI assignment to him.

13 I received the assignment from him via this email address on June 7, 2006.

14 A true and correct copy of the assignment is attached as Exhibit B at 35

15 7. **Michael Mosher**

16 I know Michael Mosher. He contributed content to JMRI.

17 I first heard from him when he wrote from his mmosher1@ncinternet.net email address to  
18 the jmriusers email list on May 31, 2002.

19 A true and correct copy of that email is attached as Exhibit A at 8.

20 I have sent or received approximately 300 emails to or from this email address.

21 He has contributed content from this address.

22 Starting July 2, 2003, he also used his mjmx@comcast.net email address to email me  
23 directly.

24 I have sent or received approximately 80 emails to or from this email address.

25 He has contributed content from this address.

26 On June 5, 2006, I sent the JMRI assignment to him at his mjmx@comcast.net email  
27 address.

28 I received the assignment from him via this email address on June 6, 2006.

1 A true and correct copy of the assignment is attached as Exhibit B at 50.

2 8. **Howard Penny**

3 I know Howard Penny. He contributed content to JMRI.

4 I first heard from him when he wrote from his hpenny@nc.rr.com email address to the  
5 jmri\_developers mailing list on March 1, 2005.

6 A true and correct copy of that email is attached as Exhibit A at 10.

7 He has contributed content from this address.

8 I have sent or received more than 150 emails to or from this email address.

9 On June 5, 2006, I emailed the JMRI assignment to him.

10 I received the assignment from him via this email address on June 8, 2006.

11 A true and correct copy of the assignment is attached as Exhibit B at 52.

12 9. **Joe Salemi**

13 I know Joe Salemi. He contributed content to JMRI.

14 I first heard from him when he wrote from his jsalemi@speakeasy.org email address to the  
15 JMRI listserv. A true and correct copy of that email is attached as Exhibit A at 12.

16 I have sent or received approximately 35 emails to or from this email address.

17 On June 5, 2006, I emailed the JMRI assignment to him.

18 I received the assignment from him via fax on June 8, 2006.

19 A true and correct copy of the assignment is attached as Exhibit B at 60.

20 10. **Len Royles**

21 I know Len Royles. He contributed content to JMRI.

22 I first heard from him when he wrote from his len@len-royles.co.uk email address to the  
23 jmriusers mailing list on July 1, 2003.

24 A true and correct copy of that email is attached as Exhibit A at 13.

25 I have sent or received approximately 120 emails to or from this email address.

26 On June 5, 2006, I emailed the JMRI assignment to him.

27 I received the assignment from him via this email address on June 6, 2006.

28 A true and correct copy of the assignment is attached as Exhibit B at 59.

1 11. **Mark Schutzer**

2 I know Mark Schutzer. He contributed content to JMRI.

3 I first heard from him when he wrote from his mark.schutzer@sbcglobal.net email address  
4 to the jmriusers mailing list on August 31, 2004.

5 A true and correct copy of that email is attached as Exhibit A at 14.

6 I have sent or received more than a thousand emails to or from this email address.

7 I have met him personally more than ten times.

8 I have talked to him on the phone.

9 On June 5, 2006, I emailed the JMRI assignment to him.

10 I received the assignment from him via this email address on June 5, 2006

11 A true and correct copy of the assignment is attached as Exhibit B at 64.

12 12. **Jack Shall**

13 I know Jack Shall. He contributed content to JMRI.

14 I first heard from him when he wrote from me directly from his jcshall@bellsouth.net email  
15 address on December 6, 2003.

16 A true and correct copy of that email is attached as Exhibit A at 16.

17 I have sent or received approximately 100 emails to or from this email address.

18 On June 5, 2006, I emailed the JMRI assignment to him.

19 I received the assignment from him via this email address on June 6, 2006.

20 A true and correct copy of the assignment is attached as Exhibit B at 66.

21 13. **Walter Thompson**

22 I know Walter Thompson. He contributed content to JMRI.

23 I first heard from him when he wrote from his wsthompson@earthlink.net email address to  
24 the jmriusers mailing list on February 20, 2004.

25 A true and correct copy of that email is attached as Exhibit A at 18.

26 I have sent or received over two thousand emails to or from this email address.

27 On June 5, 2006, I emailed the JMRI assignment to him.

28 I received the assignment from him via fax on June 7, 2006.

1 A true and correct copy of the assignment is attached as Exhibit B at 73.

2 14. **Ian Birchenough**

3 I know Ian Birchenough. He contributed content to JMRI.

4 I first heard from him when he wrote to me from his ian@the-goggs.fsnet.co.uk email  
5 address on 30 Nov 2003.

6 A true and correct copy of that email is attached as Exhibit A at 19.

7 I have sent or received over one hundred emails to or from this email address.

8 On June 5, 2006, I emailed the JMRI assignment to him.

9 I received the assignment from him via fax on June 8, 2006.

10 A true and correct copy of the assignment is attached as Exhibit B at 4.

11 15. **Kirill Bogdanov**

12 I know Kirill Bogdanov. He contributed content to JMRI.

13 I first heard from him when he wrote to me from his kirill\_uk@users.sourceforge.net email  
14 address on 11/24/2004.

15 A true and correct copy of that email is attached as Exhibit A at 20.

16 I have sent or received over twenty emails to or from this email address.

17 On June 5, 2006, I emailed the JMRI assignment to him.

18 I received the assignment from him via email on February 9, 2007.

19 A true and correct copy of the assignment is attached as Exhibit B at 6.

20 16. **Sip Bosch**

21 I know Sip Bosch. He contributed content to JMRI.

22 I first heard from him when he wrote to me from his sip@euronet.nl email address on  
23 8/2/2002.

24 A true and correct copy of that email is attached as Exhibit A at 22.

25 I have sent or received over fifty emails to or from this email address.

26 On June 5, 2006, I emailed the JMRI assignment to him.

27 I received the assignment from him via email on June 13, 2007.

28 A true and correct copy of the assignment is attached as Exhibit B at 7.

1 17. **Dan Boudreau**

2 I know Dan Boudreau. He contributed content to JMRI.

3 I first heard from him when he posted to the jmriusers list from his  
4 daboudreau@hotmail.com email address on 11/24/2006.

5 A true and correct copy of that email is attached as Exhibit A at 23.

6 I have sent or received over one thousand emails to or from this email address.

7 On May 27, 2007, I emailed the JMRI assignment to him.

8 I received the assignment from him via fax on May 27, 2007.

9 A true and correct copy of the assignment is attached as Exhibit B at 8.

10 18. **Peter Brandenburg**

11 I know Peter Brandenburg. He contributed content to JMRI.

12 I first heard from him when he wrote to me from his Peter.Brandenburg@t-online.de email  
13 address on 11/2/2002.

14 A true and correct copy of that email is attached as Exhibit A at 25.

15 I have sent or received over one hundred emails to or from this email address.

16 On June 5, 2006, I emailed the JMRI assignment to him.

17 I received the assignment from him via email on January 2, 2007.

18 A true and correct copy of the assignment is attached as Exhibit B at 9.

19 19. **Dick Bronson**

20 I know Dick Bronson. He contributed content to JMRI.

21 I first heard from him when he wrote to me from his dick@rr-cirkits.com email address on  
22 3/15/2004.

23 A true and correct copy of that email is attached as Exhibit A at 26.

24 I have sent or received over one thousand emails to or from this email address. I have met  
25 him in person several times. We have talked on the phone several times.

26 On June 5, 2006, I emailed the JMRI assignment to him.

27 I received the assignment from him via fax on June 6, 2006.

28 A true and correct copy of the assignment is attached as Exhibit B at 10.

1     20.     **Jim Buckley**

2             I know Jim Buckley. He contributed content to JMRI.

3             I first heard from him when he wrote to me from his jim@jimbuckley.com email address on  
4     8/21/2002.

5             A true and correct copy of that email is attached as Exhibit A at 27.

6             I have sent or received over fifty emails to or from this email address.

7             On December 30, 2006, I emailed the JMRI assignment to him.

8             I received the assignment from him via fax on January 4, 2007.

9             A true and correct copy of the assignment is attached as Exhibit B at 11.

10    21.     **Ken Cameron**

11            I know Ken Cameron. He contributed content to JMRI.

12            I first heard from him when he wrote to me from his kcameron@staffleasing-peo.com email  
13    address on March 17 2005.

14            A true and correct copy of that email is attached as Exhibit A at 28

15            I have sent or received over five hundred emails to or from this email address. I have talked  
16    to him in person at various train shows and clinics.

17            On November 2, 2007, I emailed the JMRI assignment to him.

18            I received the assignment from him via email on November 2, 2007.

19            A true and correct copy of the assignment is attached as Exhibit B at 12.

20    22.     **Xavier Chazelle**

21            I know Xavier Chazelle. He has contributed content to JMRI.

22            I first heard from him when he posted a note on the JMRIusers mailing list on November  
23    30, 2008 from his xch@chazelle.ne address.

24            A true and correct copy of that email is attached as Exhibit A at 29.

25            I have sent or received approximately eight emails to or from this email address.

26            On January 11, 2009, I emailed the JMRI assignment to him.

27            I received the assignment from him via fax on January 13, 2009.

28            A true and correct copy of the assignment is attached as Exhibit B at 18.

1 23. **Barry Chinn**

2 I know Barry Chinn. He contributed content to JMRI.

3 I have known him for a number of years. I first met him at a local model railroad event  
4 sometime before 2003.

5 On April 12, 2007, I asked him in person to sign the JMRI assignment.

6 A true and correct copy of the assignment is attached as Exhibit B at 13.

7 24. **Bill Chown**

8 I know Bill Chown. He contributed content to JMRI.

9 I first heard from him when he wrote to me from his orrrbrit2004@yahoo.com email  
10 address on June 22, 2004.

11 A true and correct copy of that email is attached as Exhibit A at 30.

12 I have sent or received over one hundred emails to or from this email address. I have talked  
13 to him in person at various train shows and clinics.

14 On February 23, 2008, I emailed the JMRI assignment to him.

15 I received the assignment from him via fax on February 26, 2008.

16 A true and correct copy of the assignment is attached as Exhibit B at 15.

17 25. **Nigel Cliffe**

18 I know Nigel Cliffe. He has contributed content to JMRI.

19 I first heard from him when he posted a note on the JMRIusers mailing list on December  
20 20, 2007 from his ncliffe@btinternet.com address.

21 A true and correct copy of that email is attached as Exhibit A at 31.

22 I have sent or received over 200 emails to or from this email address.

23 On December 2, 2008, I emailed the JMRI assignment to him.

24 I received the assignment from him via the same email address on December 2, 2008.

25 A true and correct copy of the assignment is attached as Exhibit B at 16.

26 26. **Norman Clymer**

27 I know Norman Clymer. He contributed content to JMRI.

28 I first heard from him when he wrote to me from his skip@erwbant.freereserve.co.uk email

1 address on December 7, 2003.

2 A true and correct copy of that email is attached as Exhibit A at 33.

3 I have sent or received over forty emails to or from this email address.

4 On June 5, 2006, I emailed the JMRI assignment to him.

5 I received the assignment from him via fax on November 9, 2006.

6 A true and correct copy of the assignment is attached as Exhibit B at 17.

7 27. **Peter Cressman**

8 I have known Peter Cressman for more than five years. We discussed JMRI several times  
9 over that period.

10 He has contributed content to JMRI.

11 I have received several JMRI-related emails from him via his  
12 Peter\_Cressman@sbcglobal.net email address.

13 A true and correct copy of one of these emails is attached as Exhibit A at 34.

14 I have sent or received more than 100 emails to or from this email address.

15 On January 16, 2009, I emailed the JMRI assignment to him.

16 I received the assignment from him via fax on January 17, 2009.

17 A true and correct copy of the assignment is attached as Exhibit B at 19.

18 28. **Andrew Crosland**

19 I know Andrew Crosland. He contributed content to JMRI.

20 I first heard from him when he replied to me from his crosland@sheerstock.fsnet.co.uk  
21 email address on August 5, 2002.

22 A true and correct copy of that email is attached as Exhibit A at 35.

23 I have sent or received over two hundred emails to or from this email address.

24 Starting in 2005, he also used the andrewcrosland@talktalk.net email address. I have sent  
25 or received over four hundred emails to or from this email address.

26 On June 5, 2006, I emailed the JMRI assignment to him.

27 I received the assignment from him via fax on June 8, 2006.

28 A true and correct copy of the assignment is attached as Exhibit B at 20.

1 29. **Louis DeHayes**

2 I know Louis DeHayes. He has contributed content to JMRI.

3 He contributed a decoder definition file in March 2009. I emailed the JMRI assignment to  
4 him on March 21, 2009.

5 A true and correct copy of that email is attached as Exhibit A at 38.

6 I received the assignment from him via email on March 22, 2009.

7 A true and correct copy of the assignment is attached as Exhibit B at 21.

8 30. **David Duchamp**

9 I know David Duchamp. He contributed content to JMRI.

10 I first heard from him when he wrote to me from his djduchamp@yahoo.com email address  
11 on January 1, 2004.

12 A true and correct copy of that email is attached as Exhibit A at 39.

13 I have sent or received over one hundred emails to or from this email address.

14 Starting in 2005, he also used the djduchamp@mac.com email address. I have sent or  
15 received over a thousand emails to or from this email address.

16 On June 5, 2006, I emailed the JMRI assignment to him.

17 I received the assignment from him via fax on June 8, 2006.

18 A true and correct copy of the assignment is attached as Exhibit B at 22.

19 31. **Dave Duchesneau**

20 I know Dave Duchesneau. He contributed content to JMRI.

21 I first heard from him when he wrote to me from his dave@bayworld.com email address on  
22 December 17, 2002. We have since met in person.

23 A true and correct copy of that email is attached as Exhibit A at 41.

24 I have sent or received over twelve emails to or from this email address.

25 On June 5, 2006, I emailed the JMRI assignment to him.

26 I received the signed assignment from him on June 5, 2007.

27 A true and correct copy of the assignment is attached as Exhibit B at 23.

28

1 32. **Michael Dunn**

2 I know Michael Dunn. He contributed content to JMRI.

3 I first heard from him when he contributed a decoder definition file in April, 2004. I  
4 emailed the JMRI assignment to him on April 22, 2007, and received an email reply from his  
5 mdunn@rarwy.com email address on April 22, 2007. A true and correct copy of that email is  
6 attached as Exhibit A at 42.

7 I received the assignment from him via email on April 22, 2007.

8 A true and correct copy of the assignment is attached as Exhibit B at 24.

9 33. **Joe Ellis**

10 I know Joe Ellis. He contributed content to JMRI.

11 I first heard from him when he wrote me from his filker@mindspring.com email address on  
12 December 28, 2001.

13 A true and correct copy of that email is attached as Exhibit A at 43.

14 I have sent or received over three hundred emails to or from this email address.

15 Starting in 2005, he also used the synthfilker@sbcglobal.net email address. I have sent or  
16 received over two hundred emails to or from this email address.

17 On June 13, 2006, I emailed the JMRI assignment to him.

18 I received the assignment from him via fax on January 31, 2007.

19 A true and correct copy of the assignment is attached as Exhibit B at 25.

20 34. **Peter Ely**

21 I know Peter Ely. He contributed content to JMRI.

22 I have known him for a number of years. I first met him at a model railroad event  
23 sometime before 2003.

24 On July 3, 2006, I asked him in person to sign the JMRI assignment.

25 A true and correct copy of the assignment is attached as Exhibit B at 26.

26 35. **Max Ettinger**

27 I know Max Ettinger. He contributed content to JMRI.

28 I first heard from him when he wrote from his maxmann\_99@yahoo.com email address to

1 the jmriusers mailing list on March 7, 2008.

2 A true and correct copy of that email is attached as Exhibit A at 45.

3 I have sent or received over fifty emails to or from this email address.

4 He used the maxmann\_99@users.sourceforge.net email address to provide his  
5 contributions. I have sent or received three emails to this address.

6 On August 1, 2008, I emailed the JMRI assignment to him.

7 I received the assignment from him via fax on August 1, 2008.

8 A true and correct copy of the assignment is attached as Exhibit B at 28.

9 36. **David Falkenburg**

10 I know David Falkenburg. He contributed content to JMRI.

11 I have known him for a number of years. I first met him at a model railroad event  
12 sometime before 2002. I have sent or received over one hundred emails to or from his  
13 dave.falkenburg@gmail.com and falken@mac.com email addresses. I have talked to him in person  
14 at various train shows and clinics.

15 On June 5, 2006, I emailed the JMRI assignment to him.

16 I received the assignment from him via fax on January 16, 2007.

17 A true and correct copy of the assignment is attached as Exhibit B at 30.

18 37. **Paul Fraker**

19 I know Paul Fraker. He has contributed content to JMRI.

20 I first heard from him when he posted a note on the JMRIusers mailing list on January 7,  
21 2003 from his paul@frakers.com address.

22 A true and correct copy of that email is attached as Exhibit A at 46.

23 I have sent or received more than 300 emails to or from this email address.

24 On December 7, 2008, I emailed the JMRI assignment to him.

25 He forwarded the signed assignment via fax and confirmed via the same email address on  
26 December 9, 2008.

27 A true and correct copy of the assignment is attached as Exhibit B at 31.

28

1 38. **Gil Fuchs**

2 I know Gil Fuchs. He contributed content to JMRI.

3 I have known him for a number of years. I first met him at a model railroad event  
4 sometime during or before 2002.

5 On July 3, 2006, I asked him in person to sign the JMRI assignment.

6 A true and correct copy of the assignment is attached as Exhibit B at 32.

7 39. **Martin Gostling**

8 I know Martin Gostling. He contributed content to JMRI.

9 I first heard from him when he contributed a decoder definition file via the JMRI web site  
10 in April 2007. I emailed him with the JMRI assignment and other items. I received a reply from his  
11 ingleborough@yahoo.com email address on April 23, 2007.

12 A true and correct copy of that email is attached as Exhibit A at 47.

13 I have sent or received six emails to or from this email address.

14 I received the assignment from him via email on April 23, 2007.

15 A true and correct copy of the assignment is attached as Exhibit B at 34.

16 40. **Charles Michael Greene**

17 I know Charles Michael Greene. He contributed content to JMRI.

18 I first contacted him at his mgreene@CEDARLANE.COM email address during April 2002  
19 about some model railroading questions. We had several discussions after that and have met in  
20 person several times. My first JMRI-related email from him was on February 5, 2004.

21 A true and correct copy of that email is attached as Exhibit A at 50.

22 I have sent or received over one hundred emails to or from this email address.

23 On June 5, 2006, I emailed the JMRI assignment to him.

24 I received the assignment from him via email on November 13, 2006.

25 A true and correct copy of the assignment is attached as Exhibit B at 36.

26 41. **John Harper**

27 I know John Harper. He contributed content to JMRI.

28 I first heard from him when he wrote from his jharper@cisco.com email address to the

1 jmriusers mailing list on July 13, 2005.

2 A true and correct copy of that email is attached as Exhibit A at 51.

3 I have sent or received over two thousand emails to or from this email address.

4 On June 5, 2006, I emailed the JMRI assignment to him.

5 I received the assignment from him via fax on November 12, 2006.

6 A true and correct copy of the assignment is attached as Exhibit B at 37.

7 42. **David Harris**

8 I know David Harris. He contributed content to JMRI.

9 I first heard from him when he wrote from his dpharris@telus.net email address to the  
10 jmriusers mailing list on May 14, 2002.

11 A true and correct copy of that email is attached as Exhibit A at 52.

12 I have sent or received over two hundred emails to or from this email address. We have met  
13 in person, and talked via phone or internet numerous times.

14 On June 5, 2006, I emailed the JMRI assignment to him.

15 I received the assignment from him via fax on June 8, 2006.

16 A true and correct copy of the assignment is attached as Exhibit B at 38.

17 43. **Matt Harris**

18 I know Matt Harris. He contributed content to JMRI.

19 I first heard from him when he wrote from his matthew.john.harris@gmail.com email  
20 address to the jmriusers mailing list on February 7, 2007.

21 A true and correct copy of that email is attached as Exhibit A at 53.

22 I have sent or received over four hundred emails to or from this email address.

23 On August 7, 2008, I emailed the JMRI assignment to him.

24 I received the assignment from him via fax on August 8, 2008.

25 A true and correct copy of the assignment is attached as Exhibit B at 39.

26 44. **Phil Hartung**

27 I know Phil Hartung. He contributed content to JMRI.

28 I first heard from him when he wrote from his prhartung@cableone.ne email address to a

1 model railroading mailing list on May 23, 2002.

2 A true and correct copy of that email is attached as Exhibit A at 55.

3 I have sent or received over a dozen emails to or from this email address.

4 On June 5, 2006, I emailed the JMRI assignment to him.

5 I received the assignment from him on June 7, 2006.

6 A true and correct copy of the assignment is attached as Exhibit B at 40.

7 45. **Tim Hatch**

8 I know Tim Hatch. He contributed content to JMRI.

9 I first heard from him when he wrote from his tim@nratonpass.com email address to the  
10 jmriusers mailing list on June 11, 2007.

11 A true and correct copy of that email is attached as Exhibit A at 57.

12 I have sent or received over one hundred emails to or from this email address.

13 On May 14, 2008, I emailed the JMRI assignment to him.

14 I received the assignment from him via fax on May 15, 2008.

15 A true and correct copy of the assignment is attached as Exhibit B at 41.

16 46. **Rob Heikens**

17 I know Rob Heikens. He contributed content to JMRI.

18 I first heard from him when he wrote to me from his ta254@planet.nl email address on May  
19 14, 2003.

20 A true and correct copy of that email is attached as Exhibit A at 58.

21 I have sent or received over one hundred emails to or from this email address.

22 On June 13, 2006, I emailed the JMRI assignment to him.

23 I received the assignment from him via email on November 15, 2006.

24 A true and correct copy of the assignment is attached as Exhibit B at 42.

25 47. **Mark Kasprowicz**

26 I know Mark Kasprowicz. He contributed content to JMRI.

27 I first heard from him when he wrote me from his mark.kasprowicz@tiscali.co.uk email  
28 address on July 20, 2003.

1 A true and correct copy of that email is attached as Exhibit A at 59.

2 I have sent or received over a dozen emails to or from this email address.

3 On June 5, 2006, I emailed the JMRI assignment to him.

4 I received the assignment from him via fax on January 26, 2007.

5 A true and correct copy of the assignment is attached as Exhibit B at 43.

6 48. **Klaus Kongsted**

7 I know Klaus Kongsted. He contributed content to JMRI.

8 I first heard from him when he wrote from his kk@km-text.dk email address to the  
9 jmriusers mailing list on March 2, 2004.

10 A true and correct copy of that email is attached as Exhibit A at 60.

11 I have sent or received over twenty emails to or from this email address.

12 On February 19, 2007 I emailed the JMRI assignment to him.

13 I received the assignment from him via fax on February 22, 2007.

14 A true and correct copy of the assignment is attached as Exhibit B at 44.

15 49. **Pter Koud'a**

16 I know Pter Koud'a. He contributed content to JMRI.

17 I first heard from him when he contributed content via the JMRI web site in October 2007. I  
18 emailed him with the JMRI assignment and other items on October 26, 2007. I received a reply  
19 email with the assignment on October 27, 2007.

20 A true and correct copy of that email is attached as Exhibit A at 61.

21 A true and correct copy of the assignment is attached as Exhibit B at 45.

22 50. **Jeff Law**

23 I know Jeff Law. He contributed content to JMRI.

24 I first heard from him when he wrote from his jefflaw@datamasta.co.nz email address to a  
25 model railroad mailing list on August 30, 2003.

26 A true and correct copy of that email is attached as Exhibit A at 62.

27 I have sent or received over thirty emails to or from this email address.

28 On June 5, 2006, I emailed the JMRI assignment to him.

1 I received the assignment from him via fax on January 19, 2007.

2 A true and correct copy of the assignment is attached as Exhibit B at 46.

3 51. **John McAleely**

4 I know John McAleely. He contributed content to JMRI.

5 I first heard from him when he wrote from his john@mcaleely.com email address to the  
6 jmriusers mailing list on May 3, 2008.

7 A true and correct copy of that email is attached as Exhibit A at 64.

8 I have sent or received over fifteen emails to or from this email address.

9 On May 9, 2008 I emailed the JMRI assignment to him.

10 I received the assignment from him via postal mail during May 2008.

11 A true and correct copy of the assignment is attached as Exhibit B at 47.

12 52. **Ron McKinnon**

13 I know Ron McKinnon. He contributed content to JMRI.

14 I first heard from him when he wrote from his rim1@ihug.co.nz email address to the  
15 jmriusers mailing list on September 28, 2002.

16 A true and correct copy of that email is attached as Exhibit A at 66.

17 I have sent or received over one hundred emails to or from this email address.

18 On June 5, 2006, I emailed the JMRI assignment to him.

19 I received the assignment from him via postal mail during November 2006.

20 A true and correct copy of the assignment is attached as Exhibit B at 48.

21 53. **Dennis Miller**

22 I know Dennis Miller. He contributed content to JMRI.

23 I first heard from him when he wrote from his millerdl@telusplanet.net email address to the  
24 jmriusers mailing list on May 18, 2002.

25 A true and correct copy of that email is attached as Exhibit A at 67.

26 I have sent or received over three hundred emails to or from this email address.

27 On June 5, 2006, I emailed the JMRI assignment to him.

28 I received the assignment from him on June 30, 2006.

1 A true and correct copy of the assignment is attached as Exhibit B at 49.

2 54. **Glen Oberhauser**

3 I know Glen Oberhauser. He contributed content to JMRI.

4 I first heard from him when he wrote from his gleno@attbi.com email address to the  
5 jmriusers mailing list on October 23, 2002.

6 A true and correct copy of that email is attached as Exhibit A at 70.

7 I have sent or received over one hundred emails to or from this email address.

8 On June 5, 2006, I emailed the JMRI assignment to him.

9 I received the assignment from him via email on November 17, 2006.

10 A true and correct copy of the assignment is attached as Exhibit B at 51.

11 55. **Phil Perry**

12 I know Phil Perry. He contributed content to JMRI.

13 I first heard from him when he wrote from his phill\_perry@bigpond.com email address to  
14 the jmriusers mailing list on March 7, 2003.

15 A true and correct copy of that email is attached as Exhibit A at 71.

16 I have sent or received over thirty emails to or from this email address.

17 On July 8 2007, I emailed the JMRI assignment to him.

18 I received the assignment from him via email on July 9, 2007.

19 A true and correct copy of the assignment is attached as Exhibit B at 53.

20 56. **Ronnie Pinkerton**

21 I know Ronnie Pinkerton. He contributed content to JMRI.

22 I first heard from him when he wrote from his pinkrdp@verizon.net email address to the  
23 jmriusers mailing list on June 26, 2008.

24 A true and correct copy of that email is attached as Exhibit A at 73.

25 I have sent or received over thirty emails to or from this email address.

26 On July 29, 2008, I emailed the JMRI assignment to him.

27 I received the assignment from him via fax on July 29, 2008.

28 A true and correct copy of the assignment is attached as Exhibit B at 55.

1 57. **John Plocher**

2 I know John Plocher. He contributed content to JMRI.

3 I first heard from him when he emailed me from his john.plocher@sun.com email address  
4 on July 23, 2002.

5 A true and correct copy of that email is attached as Exhibit A at 74.

6 I have sent or received over five hundred emails to or from this email address. We have met  
7 personally numerous times.

8 On June 5, 2006, I emailed the JMRI assignment to him.

9 I received the assignment from him via fax on June 6, 2006.

10 A true and correct copy of the assignment is attached as Exhibit B at 56.

11 58. **Simon Reader**

12 I know Simon Reader. He contributed content to JMRI.

13 I first heard from him when he emailed me from his simon.reader@btinternet.com email  
14 address January 17, 2003.

15 A true and correct copy of that email is attached as Exhibit A at 75.

16 I have sent or received over thirty emails to or from this email address.

17 On January 30, 2008, I emailed the JMRI assignment to him.

18 I received the assignment from him via email on January 31, 2008.

19 A true and correct copy of the assignment is attached as Exhibit B at 57.

20 59. **Bill Robinson**

21 I know Bill Robinson. He contributed content to JMRI.

22 I first heard from him when he emailed me from his warobins@netusa1.net email address  
23 on September 24, 2002.

24 A true and correct copy of that email is attached as Exhibit A at 76.

25 I have sent or received over thirty emails to or from this email address.

26 On June 5, 2006, I emailed the JMRI assignment to him.

27 I received the assignment from him via email on June 6, 2006.

28 A true and correct copy of the assignment is attached as Exhibit B at 58.

1     60.     **Bob Scheffler**

2             I know Bob Scheffler. He contributed content to JMRI.

3             I first heard from him when he wrote from his bob@pricom.com email address to the  
4     jmriusers mailing list on June 1, 2005.

5             A true and correct copy of that email is attached as Exhibit A at 77.

6             I have sent or received over one hundred emails to or from this email address.

7             On June 5, 2006, I emailed the JMRI assignment to him.

8             I received the assignment from him via fax on June 6, 2006.

9             A true and correct copy of the assignment is attached as Exhibit B at 62.

10    61.     **Jeff Schmaltz**

11            I know Jeff Schmaltz. He contributed content to JMRI.

12            I first heard from him when he wrote from his escopetas@comcast.net email address to the  
13    jmriusers mailing list on February 13, 2005.

14            A true and correct copy of that email is attached as Exhibit A at 78.

15            I have sent or received over one hundred emails to or from this email address. We have met  
16    in person.

17            On February 6, 2007, I emailed the JMRI assignment to him for a second time.

18            I received the assignment from him via email on February 7, 2007.

19            A true and correct copy of the assignment is attached as Exhibit B at 63.

20    62.     **Brett Scott**

21            I know Brett Scott. He contributed content to JMRI.

22            I first heard from him when he wrote from his brettscott@pobox.com email address to the  
23    jmriusers mailing list on July 21, 2006.

24            A true and correct copy of that email is attached as Exhibit A at 79.

25            I have sent or received over twenty emails to or from this email address.

26            On August 10 2007, I emailed the JMRI assignment to him.

27            I received the assignment from him via email on August 13, 2007.

28            A true and correct copy of the assignment is attached as Exhibit B at 65.

1     63.     **Bruce Shanks**

2             I know Bruce Shanks. He has contributed content to JMRI.

3             I first him from him about JMRI when he posted a note on the JMRIusers mailing list on  
4     July 1, 2006 from his wf81@earthlink.net address.

5             A true and correct copy of that email is attached as Exhibit A at 80.

6             I have sent or received more than 100 emails to or from this email address.

7             On February 21, 2009, I emailed the JMRI assignment to him.

8             I received the assignment from him via the same email address on February 22, 2009.

9             A true and correct copy of the assignment is attached as Exhibit B at 67.

10    64.     **Alex Shepherd**

11            I know Alex Shepherd. He contributed content to JMRI.

12            I first heard from him when he wrote from his alex.shepherd@pavtech.co.nz email address  
13    to the jmriusers mailing list on February 2, 2002.

14            A true and correct copy of that email is attached as Exhibit A at 81.

15            I have sent or received over one hundred emails to or from this email address.

16            I have spoken to Alex numerous times via telephone and Internet.

17            Starting in 2003, he also used various ajsystems.co.nz email addresses. I have sent or  
18    received over one thousand emails to or from these addresses.

19            On June 5, 2006, I emailed the JMRI assignment to him.

20            I received the assignment from him via email on June 6, 2006.

21            A true and correct copy of the assignment is attached as Exhibit B at 68.

22    65.     **Alfredo Sola Perez**

23            I know Alfredo Sola Perez. He contributed content to JMRI.

24            I first heard from him when he wrote from his klk@intelideas.com email address to the  
25    jmriusers mailing list on May 6, 2004.

26            A true and correct copy of that email is attached as Exhibit A at 83.

27            I have sent or received over thirty emails to or from this email address.

28            He also used the alfredos@users.sourceforge.net email address. I have sent or received

1 over five to or from this email address.

2 On June 5, 2006, I emailed the JMRI assignment to him.

3 I received the assignment from him via email on June 6, 2006.

4 A true and correct copy of the assignment is attached as Exhibit B at 69.

5 66. **Tom Stack**

6 I know Tom Stack. He contributed content to JMRI.

7 I first heard from him when he emailed from his tomstack@superpa.net email address on  
8 January 7, 2003.

9 A true and correct copy of that email is attached as Exhibit A at 84.

10 I have sent or received over four hundred emails to or from this email address.

11 On June 5, 2006, I emailed the JMRI assignment to him. I received the assignment from  
12 him via email on January 27, 2007.

13 A true and correct copy of the assignment is attached as Exhibit B at 70.

14 67. **Giorgio Terdina**

15 I know Giorgio Terdina. He contributed content to JMRI.

16 I first heard from him when he contributed content via the JMRI web site in November  
17 2007. I emailed him with the JMRI assignment and other items on November 17, 2007.

18 A true and correct copy of that email is attached as Exhibit A at 85.

19 I received a reply email with the assignment on October 27, 2007.

20 A true and correct copy of the assignment is attached as Exhibit B at 71.

21 68. **James Thompson**

22 I know James Thompson. He has contributed content to JMRI.

23 I first heard from him when he posted a note on the JMRIusers mailing list on March 7,  
24 2009 from his jthompson999@att.net address.

25 A true and correct copy of that email is attached as Exhibit A at 86.

26 I have sent or received approximately ten emails to or from this email address.

27 In March 2009, I emailed the JMRI assignment to him. He returned the assignment to me  
28 via the same email address on March 21, 2009.

1 A true and correct copy of the assignment is attached as Exhibit B at 72.

2 69. **Dale Tripp**

3 I know Dale Tripp. He has contributed content to JMRI.

4 I first heard from him about JMRI when he posted a note on the JMRIusers mailing list on  
5 May 9, 2005 from his dat7719@daletripp.com address.

6 A true and correct copy of that email is attached as Exhibit A at 88.

7 I have sent or received more than 300 emails to or from this email address.

8 On February 21, 2009, I emailed the JMRI assignment to him.

9 I received the assignment from him via the same email address on February 21, 2009.

10 A true and correct copy of the assignment is attached as Exhibit B at 74.

11 70. **Peter Ulvestad**

12 I know Peter Ulvestad. He has contributed content to JMRI.

13 I first heard from him when he posted a note on the JMRIusers mailing list on February 10,  
14 2008 from his peter.ulvestad@yahoo.ca address.

15 A true and correct copy of that email is attached as Exhibit A at 91.

16 I have sent or received more than one hundred emails to or from this email address.

17 Starting in 2008, he also used his ulvestad@telus.net email address.

18 I have sent or received more than six hundred emails to or from this email address.

19 In September 2008, I emailed the JMRI assignment to him. He returned the assignment to  
20 me via email on September 24, 2008.

21 A true and correct copy of the assignment is attached as Exhibit B at 75.

22 71. **Jack Walton**

23 I know Jack Walton. He contributed content to JMRI.

24 I first heard from him when he wrote from his jackwalton@ev1.net email address to the  
25 jmriusers mailing list on June 13, 2003.

26 A true and correct copy of that email is attached as Exhibit A at 93.

27 I have sent or received four or more emails to or from this email address.

28 On June 5, 2006, I emailed the JMRI assignment to him.

1 I received the assignment from him via fax on November 10, 2006.

2 A true and correct copy of the assignment is attached as Exhibit B at 76.

3 72. **Ian Ware**

4 I know Ian Ware. He contributed content to JMRI.

5 I first heard from him when he contributed content via the JMRI web site in October 2007. I  
6 emailed him with the JMRI assignment and other items on April 6, 2007.

7 A true and correct copy of that email is attached as Exhibit A at 94.

8 I received the assignment from him via email on April 13, 2007.

9 A true and correct copy of the assignment is attached as Exhibit B at 77.

10 73. **Mark Waters**

11 I know Mark Waters. He contributed content to JMRI.

12 I first heard from him when he wrote from his arkwaters16@btinternet.com> email address  
13 to the jmriusers mailing list on December 1, 2007.

14 A true and correct copy of that email is attached as Exhibit A at 95.

15 I have sent or received over fifteen emails to or from this email address.

16 On December 24, 2007, I emailed the JMRI assignment to him.

17 I received the assignment from him via email on December 26, 2007.

18 A true and correct copy of the assignment is attached as Exhibit B at 78.

19 74. **Howard Watkins**

20 I know Howard Watkins. He contributed content to JMRI.

21 I first heard from him when he wrote from his hwatkins@abingdon.geoquest.slb.com email  
22 address to the jmriusers mailing list on August 17 2003.

23 A true and correct copy of that email is attached as Exhibit A at 97.

24 I have sent or received over thirty emails to or from this email address.

25 Starting in 2007, he also used the howard@watkins.myzen.co.uk email address. I have sent  
26 or received over one hundred fifty emails to or from this email address.

27 On April 22, 2007, I emailed the JMRI assignment to him.

28 I received the assignment from him via email on April 23, 2007.

1 A true and correct copy of the assignment is attached as Exhibit B at 79.

2 75. **M.V. Wesstein**

3 I know M.V. "Vincent" Wesstein. He contributed content to JMRI.

4 I first heard from him when he contributed content via the JMRI web site in June 15, 2005.

5 On June 5, 2006, I emailed the JMRI assignment to him. A true and correct copy of this  
6 email is attached as Exhibit A at 99.

7 I received the assignment from him via postal mail in June, 2006.

8 A true and correct copy of the assignment is attached as Exhibit B at 80.

9 76. **Ken Weygandt**

10 I know Ken Weygandt. He contributed content to JMRI.

11 I first heard from him when he wrote from his boomer17@localnet.com email address to  
12 the jmriusers mailing list on August 22, 2003.

13 A true and correct copy of that email is attached as Exhibit A at 100.

14 I have sent or received over five hundred emails to or from this email address.

15 On June 5, 2006, I emailed the JMRI assignment to him. I received the assignment from  
16 him via email on May 29, 2007.

17 A true and correct copy of the assignment is attached as Exhibit B at 81.

18 77. **Stephen Williams**

19 I know Stephen Williams. He contributed content to JMRI.

20 I first heard from him when he wrote from his s.a.williams7@btopenworld.com email  
21 address to the jmriusers mailing list on November 11, 2003.

22 A true and correct copy of that email is attached as Exhibit A at 102.

23 I have sent or received about ten emails to or from this email address.

24 Starting in 2004, he also used the stephen\_p\_williams@pacbell.net email address. I have  
25 sent or received over one hundred emails to or from this email address.

26 We have met several times.

27 On January 26, 2008, I asked him in person to sign the JMRI assignment. He did so.

28 A true and correct copy of the assignment is attached as Exhibit B at 82.

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78. Jos Wils

I know Jos Wils. He contributed content to JMRI.

I first heard from him when he contributed content via the JMRI web site in June 2008. I emailed him with the JMRI assignment and other items on June 29, 2008.

A true and correct copy of that email is attached as Exhibit A at 103.

I received the assignment from him via email on July 11, 2008.

A true and correct copy of the assignment is attached as Exhibit B at 83.

79. Chris Zurek

I know Chris Zurek. He contributed content to JMRI.

I first heard from him when he wrote from his zurekc@attbi.com email address to the jmriusers mailing list on February 27, 2003.

A true and correct copy of that email is attached as Exhibit A at 104.

I have sent or received over one hundred emails to or from this email address.

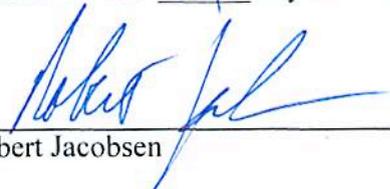
On June 5, 2006, I emailed the JMRI assignment to him.

I received the assignment from him via email on June 9, 2006.

A true and correct copy of the assignment is attached as Exhibit B at 84.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 29 day of October, 2009, in Berkeley, California.

By  \_\_\_\_\_  
Robert Jacobsen