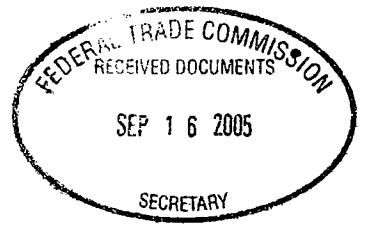


UNITED STATES OF AMERICA
BEFORE FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES



BASIC RESEARCH, L.L.C., et al.,

DOCKET NO. 9318

Public Document

DECLARATION OF DANIEL B. MOWREY, PH.D. IN OPPOSITION TO COMPLAINT
COUNSEL'S MOTION FOR SANCTIONS

expert witness, and at no time did I ever read, consider, review or rely upon these documents in my capacity as an expert witness, or in connection with my expert opinion/report.

17. Document Bates Nos. 92-93. These documents are an email string consisting of (i) an email dated September 27, 2004, from Ms. Fobbs to Respondent Gay's counsel and his paralegal (and copied to my counsel and the Corporate Respondents' counsel), (ii) an email dated September 27, 2004, from my counsel to Ms. Fobbs, and (iii) an email dated September 27,

[REDACTED]

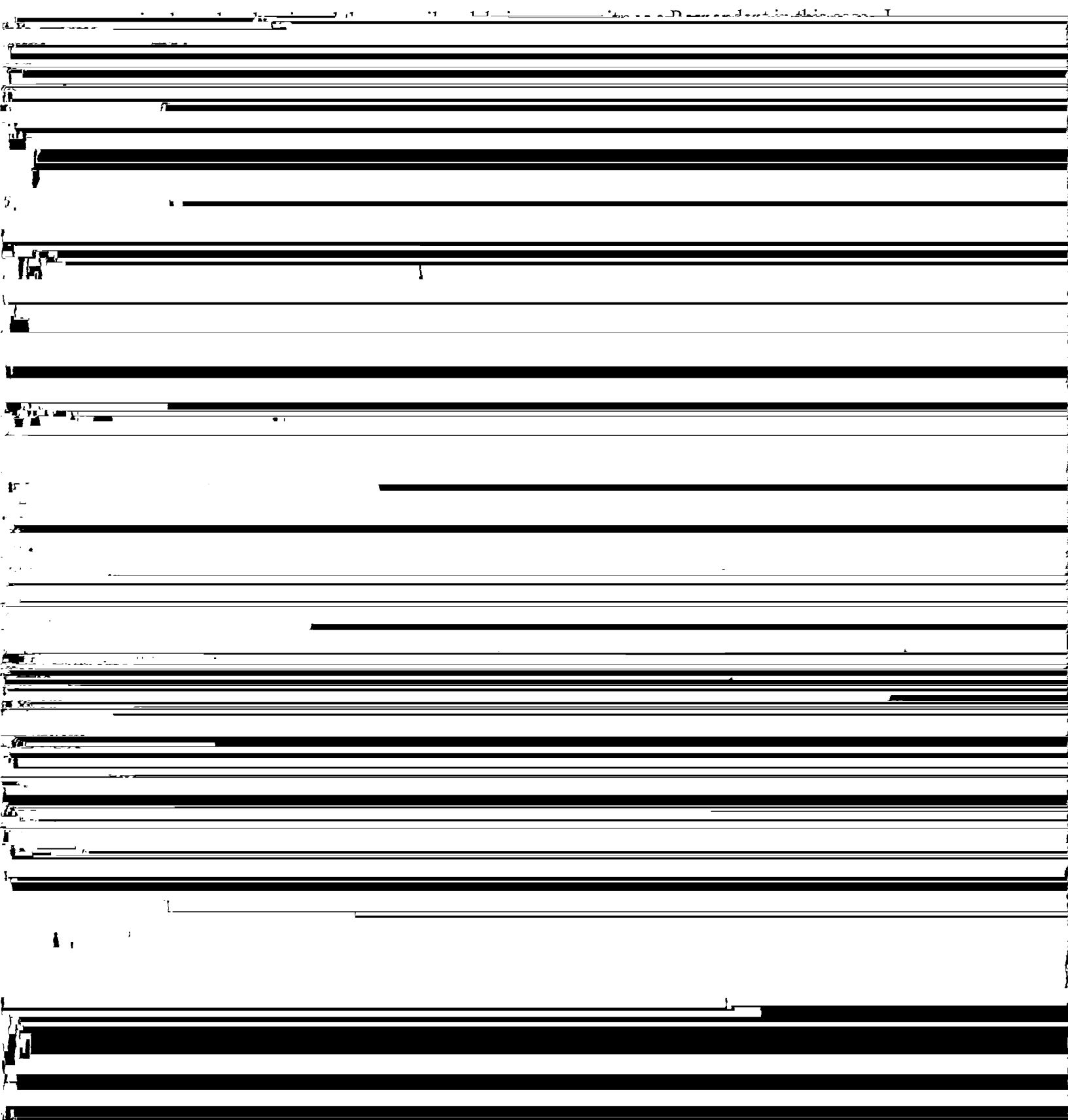
designated as an expert witness. Moreover, I did not read, consider, review or rely upon this

opinion/report.

19. Documents Bates No. 100, 106-107, 109-114. These documents consist of a series of the following emails: (i) Ms. Fobbs to me dated October 7, 2004, (ii) me to Ms. Fobbs

10/10/04 7:20:04 AM (iii) Ms. Fobbs to me dated October 12, 2004 (iv) me to Ms. Fobbs

and (ix) Ms. Sprik to me dated 12/03/04. These emails all relate to a request by my counsel for copies of certain documents. Specifically, the emails concern a request for assistance in locating copies of materials previously published by me (my publications are identified on my CV). I



I HEREBY CERTIFY that a true and correct copy of the foregoing **DECLARATION OF DANIEL B. MOWREY, PH.D. IN OPPOSITION TO COMPLAINT COUNSEL'S MOTION FOR SANCTIONS** was provided to the following as follows:

- (1) on 15th September 2005, the original and two (2) paper copies sent via Federal
courier to [redacted] on 14th September 2005 and (1) electronic copy via email attachment

[The remainder of the page is heavily redacted with thick black horizontal bars.]