I, PAUL BENDER, have personal knowledge to the facts stated herein and hereby declare as follows:

I am not a party to this action. I am submitting this Declaration in Support of the Motion for Preliminary Injunction.

WRITING JMRI DECODER DEFINITION FILES
1. I have created two decoder definition files for the JMRI project.
2. Creating each of those files took about 8 to 10 hours, including testing time.
3. I have also made minor edits to other decoder definition files, adding information because of updates in the JMRI software.

4. The files are not pure manufacturer’s specifications or manufacturer’s data. Writing a decoder definition file involves expressing the technical information in the manuals in English text useful to users. Sometimes this is straightforward, but frequently it is not due to the complexity involved in setting variables on decoders.

5. I have had to make judgment calls as to how best to represent the possible values for a variable to the user. As with the text translations, sometimes there is an obvious choice as to what works best, but other times there are options available to us which may make the definition fit better when presented on the screen, or be more understandable to our users.

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

Executed this 17th day of November, 2006, in Columbus, Ohio.

By [Signature]
Paul Bender