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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

RINES AND RINES
NO. TEN POST OFFICE SQUARE, BOSTON

THE UNIVERSITY OF ILLINOIS FOUNDATION,

Plaintiff and
Counterclaim Defendant,

- v -

BLONDER-TONGUE LABORATORIES, INC.,

Defendant and
Counterclaimant,

- v -

JFD ELECTRONICS CORPORATION,

Counterclaim Defendant.

CIVIL ACTION

NO. 66 C 567

INTERROGATORIES OF DEFENDANT,
BLONDER-TONGUE LABORATORIES, INC., TO
PLAINTIFF, UNIVERSITY OF ILLINOIS FOUNDATION
AND TO THE UNIVERSITY OF ILLINOIS
UNDER RULE 33

The following interrogatories are directed to the University of Illinois Foundation and to the University of Illinois; and some of the questions relate particularly to Quarterly Engineering Report No. 2 prepared under Air Force Research Contract No. AF33(616)-6079, covering work done during the period 1 December 1958 to 1 March 1959, dated 31 March 1959 and purportedly distributed under a cover letter dated 27 April 1959. Each interrogatory is to be

answered by the person who has the best knowledge of the facts or, alternatively, by several such persons, each answering those parts as to which he has the best knowledge.

1. Was there a preliminary draft of Quarterly Report No. 2?

2. If the answer to question 1 is yes, how many preliminary drafts were prepared?

3. With respect to each preliminary draft:

- a. How many copies were made?
- b. Are copies still in existence?
- c. Will they be made available for copying by defendant?
- d. Did the draft include a section corresponding with Section 2 of the printed report, entitled "Log-Periodic Antenna Structures"?
- e. If the answer to d is yes, did such Section include a description and sketch of the log-periodic antenna?
- f. If the entire draft is not available for copying, is the section on "Log-Periodic Antenna Structure" available?

- g. By whom was the log-periodic antenna section of each draft prepared?
 - h. By whom was the log-periodic antenna section of each draft reviewed?
- 4.
- a. Was a copy of any draft of the report containing a section on log-periodic antennas sent outside the University?
 - b. If the answer to question 4a is yes, which draft or drafts?
 - c. When were such copies sent?
 - d. Identify each recipient of such copy by name, title and address.
5. When was the final text of the report completed?
6. How many copies, other than the master copy, of the final text were made?
7. Who read and approved the final text before reproduction?
8. What was done with each copy of the final text, other than the copies reproduced for distribution?

9.
 - a. Was a copy of the final text, other than a reproduced copy, sent anyone outside the University?
 - b. If the answer to part a is yes, when was such copy sent?
 - c. Identify the recipient by name, address and title.

10.
 - a. Does the Antenna Section of the Electrical Engineering Research Laboratory have a library?
 - b. Does the Antenna Section of the Electrical Engineering Research Laboratory maintain a collection of materials, written or otherwise, relating to antennas?
 - c. If the answer to either question 10a or 10b is yes, does such library or collection include copies of reports prepared by the Antenna Section?
 - d. Is such library or collection available to:
 - (1) Members of the public?
 - (2) Students at the University?
 - (3) Representatives of organizations sponsoring research by the University?

- (4) Representatives of organizations on the distribution list for reports on sponsored research?
- (5) Representatives of organizations named in the distribution list for Quarterly Report No. 2?
- e. When a report of the Antenna Section is prepared in final text form and before it is reproduced, is it available in such library or collection?
- f. When a report of the Antenna Section is prepared in preliminary draft form, and before the final text is reproduced, is it available in such library or collection?

11. Is a research report of the Antenna Section in preliminary draft or final text form, prior to reproduction, available to:

- a. Representatives of organizations sponsoring the research to which the report relates?
- b. Representatives of organizations on the distribution list for reports on sponsored research?

12. Was a copy (preliminary draft or final text) of Quarterly Report No. 2 available for inspection at the Antenna Section Laboratory office, or at any other location, in the period between March 31, 1956, the date the Report was signed, and the date reproductions were mailed, to any of the following:

- a. Representatives of all parties named in the distribution list for the report?
- b. Representatives of any parties named in the distribution list for the Report?
- c. Faculty of the University of Illinois?
- d. Students enrolled at the University of Illinois?
- e. Any other interested member of the public?

13. If the answer to any part of question 12 is no, state what rule of the Antenna Laboratory or of the University deny such availability and either quote or make available for copying such rule.

14. Do any of the following maintain a library or other collection in which engineering reports of the Antenna Section are available:

- a. Electrical Engineering Research Laboratory?
- b. Engineering Experiment Station?

- c. Electrical Engineering Department?
- d. College of Engineering?
- e. University of Illinois?

15. If the answer to any part of question 14 is yes, answer the following questions for each body which has such a library:

- a. Is a copy of reproduced Quarterly Engineering Report No. 2 (under the above identified contract) in the collection?
- b. If the answer to 14a is yes, when was each such copy received?
- c. Was a copy of a preliminary draft or the final text of Quarterly Engineering Report No. 2 available in the library before the report was reproduced?
- d. Were copies of the preliminary draft or the final text of Quarterly Engineering Report No. 2 available to the library on request before the report was reproduced?

16. With regard to the reproduced copies of Quarterly Report No. 2 (under the above identified contract):

- a. Were copies sent to all of the individuals and organizations identified on the distribution list?
- b. Were all the copies sent by United States mail?
- c. If the answer to question 16b is no, state what other means of distribution was used.
- d. Were all the copies of the report sent at the same time?
- e. If the answer to question 16d is no, state when and to whom copies were distributed.
- f. Was each copy of the report accompanied by the cover letter dated April 27, 1959?
- g. If the answer to question 16f is no, what went with those copies of the report not accompanied by such letter?

HOFGREN, WEGNER, ALLEN, STELLMAN & McCORD

By Richard E. Allen
Attorneys for Defendant and
Counterclaimant

February 16, 1967.

OF COUNSEL:
RINES AND RINES
Robert H. Rines
David Rines
No. Ten Post Office Square
Boston, Massachusetts 02109

ACKNOWLEDGMENT OF SERVICE

Receipt is hereby acknowledged of one copy of the foregoing Interrogatories of Defendant, Blonder-Tongue Laboratories, Inc., etc., this _____ day of February, 1967.

MERRIAM, MARSHALL, SHAPIRO & KLOSE

By _____
Attorneys for Plaintiff and
Counterclaim Defendant

CERTIFICATE OF SERVICE

I hereby certify that one copy of the foregoing Interrogatories of Defendant, Blonder-Tongue Laboratories, Inc., etc., was mailed this 16th day of February, 1967, to:

Mr. James J. Costello
Attorney for the University of Illinois
c/o University of Illinois
258 Administration Building
Urbana, Illinois.

Richard S. Shapiro