

AFFIDAVIT

COMES NOW the Affiant, Z. STEPHEN HORVAT, and states, under the penalties of perjury, and on personal knowledge, the following:

1. I am over the age of eighteen (18), and am competent on the basis of personal knowledge, to testify to the matters set forth in this Affidavit.

2. I am registered to conduct research at the United States National Archives and Records Administration. My Researcher Number is 094808.

3. On April 24, 2009, I went to the United States National Archives and Records Administration repository located at 8601 Adelphi Road, College Park, Maryland 20740, and with the assistance of a National Archives and Records Administration researcher, located the following publications of the United States Department of the Interior, Bureau of Mines:

- a) LIST OF DEVICES FOR RESPIRATORY PROTECTION APPROVED BY THE U.S. BUREAU OF MINES; Information Circular 6845, June, 1935; (five (5) pages (11" x 17")); (Bates Labeled USBM-000001-000005)
- b) LIST OF DEVICES FOR RESPIRATORY PROTECTION APPROVED BY THE U.S. BUREAU OF MINES; Information Circular 6918, October, 1936; (five (5) pages (11" x 17")); (Bates Labeled USBM-000006-000010)
- c) LIST OF RESPIRATORY PROTECTIVE DEVICES APPROVED BY THE U.S. BUREAU OF MINES; Information Circular 6952, August, 1937; (six (6) pages (11" x 17")); (Bates Labeled USBM-000011-000016)
- d) LIST OF RESPIRATORY PROTECTIVE DEVICES APPROVED BY THE BUREAU OF MINES; Information Circular 7030, July, 1938; (seven (7) pages (11" x 17")); (Bates Labeled USBM-000017-000023)
- e) LIST OF RESPIRATORY PROTECTIVE DEVICES APPROVED BY THE BUREAU OF MINES; Information Circular 7237, March, 1943; (nineteen (19) pages (11" x 17")); (Bates Labeled USBM-000024-000042)
- f) LIST OF RESPIRATORY PROTECTIVE DEVICES APPROVED BY THE BUREAU OF MINES; Information Circular 7444, March, 1948; (twenty-two (22) pages (11" x 17")); (Bates Labeled USBM-000043-000064)