

1           A     Well, they're both dated the same date, but  
2     yeah, I agree there's a change between what we're  
3     calling TY 469 and TY 89.

4           Q     Well, look at TY 89 in the lower right, don't  
5     you see the date November 16, 1995?

6           A     Yes.

7           Q     So it is a later draft, isn't it?

8           A     That's correct.

9           Q     And if you look at the fax number on the  
10    bottom, you can see it was faxed to ChemRisk's Alameda  
11    office on November 16, 1995, correct?

12          A     Yes.

13          Q     So comparing the two drafts, November 14, '95  
14    and November 16, '95, the contact information on the  
15    November 16, '95 draft has been changed, hasn't it?

16          A     Yes.

17          Q     It's been changed to Dr. Zhang, care of Tony Ye  
18    at Tony Ye's home address and phone number, right?

19          A     Correct.

20          Q     What happened that the contact information got  
21    changed from you at ChemRisk's office address in Irvine  
22    to Tony Ye's address at home?

23           A       I think we went over this in the last  
24 deposition, but what was decided was because Tony was  
25 the main interactor and translator for us with

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1   Dr. Zhang, that it would be more appropriate for Tony to  
2 be the contact that submitted the paper.

3                So it was decided obviously within that time  
4 frame to shift it from me, who was -- again, I was the  
5 project lead and the interactor with Dr. Zhang, you  
6 know, without having the ability to directly speak with  
7 him because I don't speak Chinese, it just made more  
8 sense to make it Tony.

9                And I think we also discussed that within this  
10 same time frame, Bill Butler and Tony made plans and had  
11 basically formed a separate company, which, I don't  
12 recall the exact time frame, but right around  
13 November/December of 1995 was when Environmental Risk  
14 Analysis, Bill Butler's company, was formed, and so we  
15 had that additional issue that I couldn't -- it wouldn't  
16 be appropriate, knowing that, to have Tony receive mail  
17 from a journal at McLaren/Hart in Alameda, which is

18 where he was working at this moment, in November, in the  
19 future when it was submitted. So we decided to use his  
20 home address on that basis.

21 Q That decision was made by who?

22 A I don't recall anybody specifically being -- or  
23 solely being the decider of that, but it was  
24 collectively decided between -- I believe it was Bill  
25 Butler and I.