Translation Declaration

I, Ute von Wietersheim do hereby declare as follows:

1. I certify that the attached translation from English to German is an accurate representation of the documents received by this office. The document is designated as: 05 09 2024—Declaration Translation.

2. Ute von Wietersheim, Translator, attests to the following: "To the best of my knowledge, the aforementioned documents are a true, full and accurate translation of the specified documents."

3. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under the laws of the United States, including 18 U.S.C. § 1001.

Signature: Ute v. Wietersheim

Name: Ute von Wietersheim

Title: Translator

Date: May 9, 2024

I, Reinhard Speerschneider, hereby declare the following based on my personal knowledge:

I. INTRODUCTION

1. I am over the age of 18. My current residence is in Rinnthal, Germany.

2. I was the president of the company UD Umwelt-Dienste GmbH ("UD Umwelt-Dienste") from 2002 to 2017.

3. While I was the president of UD Umwelt-Dienste, I oversaw the use of the SenwaTec Amphi-King vehicle ("Amphi-King") in sewage slurry lagoons to pump the sewage slurry from the sewage slurry lagoons.

4. I have no financial interest in the outcome of this proceeding.

II. BACKGROUND

5. In my experience, prior to 2013, the purpose of UD Umwelt-Dienste's marketing materials was to educate the public and generate public interest in their products and services. Prior to 2013, it was UD Umwelt-Dienste's standard business practice to make its marketing materials publicly available, e.g., by distributing them to customers and potential customers and also making them accessible on their website. Prior to 2013, if customers or potential customers sought information such as brochures, marketing videos, treatment plant demonstrations and marketing materials about the UD Umwelt-Dienste's services relating to the Amphi-King, this information would be provided at no cost and without any confidentiality restrictions. For example, prior to 2013, customers of UD Umwelt-Dienste often described the problems they had with their facilities. UD Umwelt-Dienste would discuss these problems with the customers and provide them with USB drive with a marketing video, of which screenshots are included in Exhibit A.

6. In addition, UD Umwelt-Dienste created its own marketing materials in which the lagoon treatment services (pumping and removal) was presented. *See e.g.*, Exhibit A. Exhibit A contains screenshots from a marketing video for the lagoon agitation and pumping services offered by UD Umwelt-Dienste using the Amphi-King. It was created and publicly distributed prior to 2013. I am personally familiar with this marketing video.

III. AUTHENTICITY AND PUBLIC ACCESSIBILITY OF EXHIBIT A

7. Exhibit A is a true and accurate copy of a series of screenshots from a marketing video released by UD Umwelt-Dienste in 2012. The screenshots shown in Exhibit A truthfully and accurately portray the marketing video of UD Umwelt-Dienste. It shows Eckhard Funck, a former employee of UD Umwelt-Dienste, operating the Amphi-King in a sewage slurry lagoon and pumping sewage slurry in 2012.

8. UD Umwelt-Dienste created the marketing video shown in Exhibit A before May 7, 2012. I know that the video shown in Exhibit A was created before May 7, 2012, because this marketing video was shown at the IFAT Trade Show in Munich between May 7 and 11, 2012. IFAT is a large trade show for the water, sewage, waste and the feedstock industry. I would estimate that around 100,000 people visited the IFAT Trade Show in 2012.

9. I personally saw this video playing on the TV screens at the booth that UD Umwelt-Dienste had at the IFAT Trade Show in May 2012. Hundreds of visitors walked past the booth and saw the video that was playing. There were no confidentiality restrictions placed on any trade show attendees watching the video and they were free to take notes, pictures, or videos of the video of Exhibit A. A copy of the marketing video, of which the screenshots are included in Exhibit A, may be found under the following link:

https://www.youtube.com/watch?v=ecnlfMf7CH4. The video shown under this link is the same video that was publicly shown at the IFAT Trade Show in May 2012.

10. After the IFAT Trade Show and before August 2013, USB drives with a copy of the video were sent to many interested customers of UD Umwelt-Dienste, including, without limitation or restriction, EWE Wasser GmbH. There were no confidentiality restrictions for those who saw the video at the IFAT Trade Show or who were later sent a copy of the video.

IV. THE AMPHI-KING AND AUTHENTICITY AND PUBLIC ACCESSIBILITY OF EXHIBIT B

11. I am personally familiar with the Amphi-King vehicle and its features. As shown by the screen shots of the UD Umwelt marketing video of Exhibit A, UD Umwelt-Dienste used the Amphi-King on numerous occasions in 2013 and earlier. Exhibit B truthfully and accurately portrays and describes the Amphi-King amphibious vehicle that UD Umwelt-Dienste maneuvered into sewage slurry lagoons, used to agitate sewage slurry lagoons, and used to pump out sewage slurry from lagoons to be used as fertilizer on farm fields, as depicted and described in the marketing video, of which screen shots are attached in Exhibit A.

12. I personally observed the Amphi-King. While observing the Amphi-King, I personally saw that the pump included a housing with a bottom fluid inlet and an impeller connected to a drive shaft for driving the rotation of the impeller. I also personally observed that the Amphi-King, included six air filled tires. These features are also shown in the marketing video, of which screenshots are included as Exhibit A.

13. I also personally observed that the pump can operate with a variable flow rate. UD Umwelt-Dienste used the variable flow rate pump to agitate the sewage slurry in the lagoon and pump the sewage slurry from the lagoon to be applied to agricultural fields. I personally

observed UD Umwelt-Dienste spraying the sewage slurry from the lagoon through the air and back onto the lagoon to disrupt the surface crust of the lagoon.

V. CERTIFICATION

14. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001. I declare under penalty of perjury under the law of the United States of America that the foregoing is true and correct.

Signature: __[h/w]_____

Name: Reinhard Speerschneider_____

Date: ___04.24.2024_____

EXHIBIT A

UD_Umwelt_Dienste_Teichräumung
UD UMWELT-DIENSTE
GmbH

UD_Umwelt_Dienste_Teichräumung

UD_Umwelt_Dienste_Teichräumung

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UD UMWELT-DIENSTE

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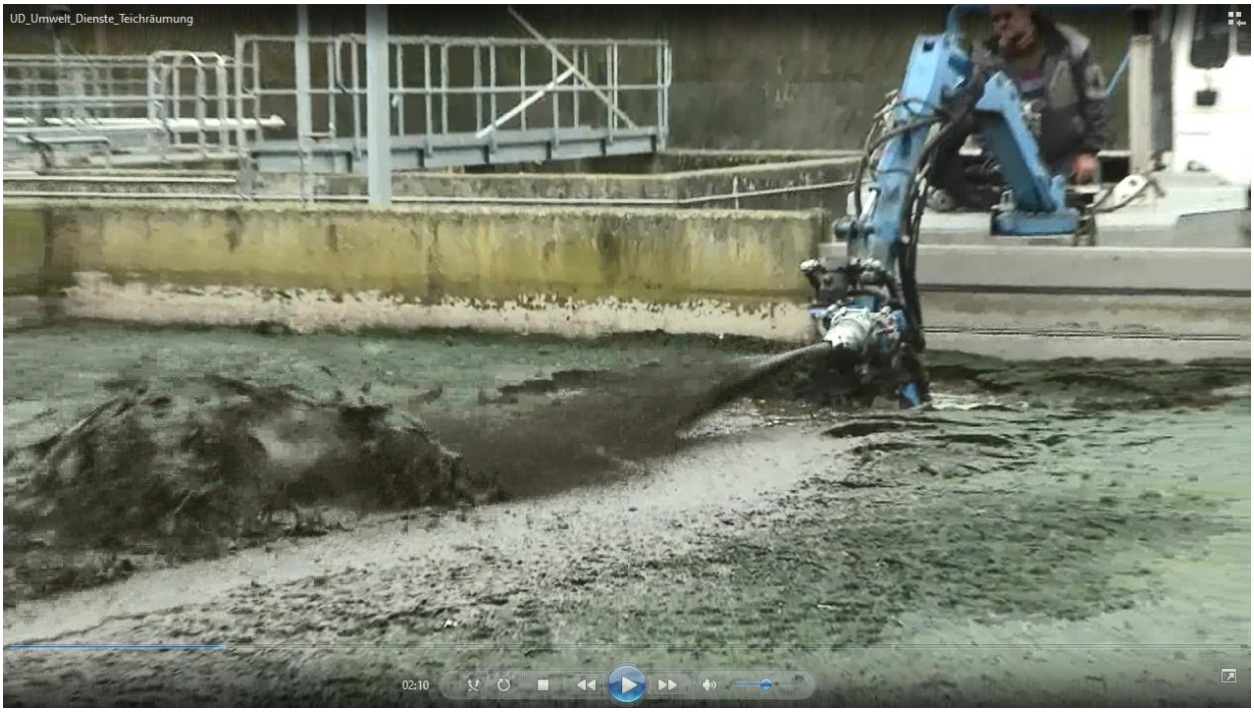
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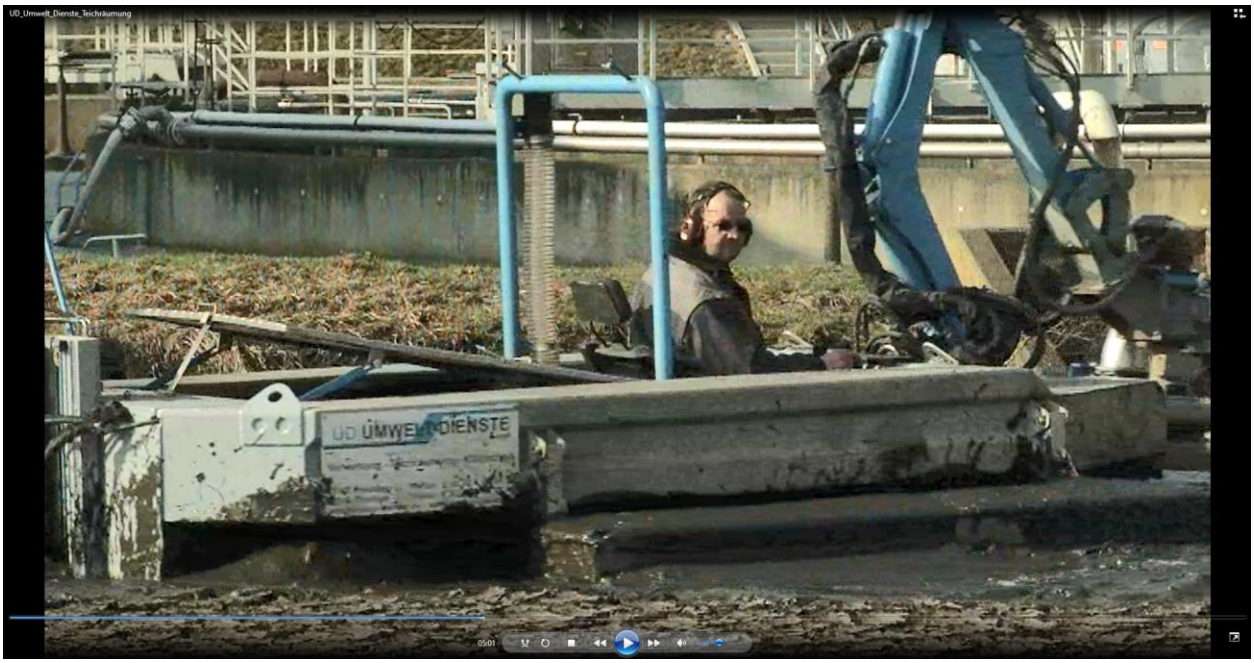
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UD UMWELT DIENSTE

UD_Umwelt_Dienste_Teichräumung
Hochleistungsfähige Pumptechnik

UD_Umwelt_Dienste_Teichräumung
09:16

EXHIBIT B

40 YEARS OF EXPERIENCE IN THE DEVELOPMENT OF:

- *DITCH CLEANER AND SLOPE MOWERS*
- *MOWING AND CLEARING BOATS*
- *WEED HARVESTERS*
- *AMPHIBIOUS VEHICLES*
- *CUTTER SUCTION AND EXCAVATING DREDGES*

SCHRÖER ENVIRONMENT AND WATER TECHNOLOGY

Light Amphibious Boat/Vehicle

"Amphi-King®" SWT-AB380

- Light and strong aluminum construction, approximately 2480 kg (5,500 lbs.), without attachments
- 6-wheel drive or track drive system (track drives are patented system)
- Forward crane ready for many attachments with available power for up to 50 KW (67 HP)
- Heavy duty Diesel engine certified to the latest standards of Tier IV emission and fuel consumption
- Optimal configuration of power requirements and hydraulic unit (less operating costs)
- Low ground pressure and good clearance on terrain, marches and swamps during on-land drives
- Shallow vessel draft with, low center of gravity for safe on-water maneuvering
- High working range and wide swing radius of the hydraulic crane arm, ready for many attachments
- Operating controls conveniently placed and adjustable to suite operator's seat position
- Vehicle construction & safety configuration according to European & International standards

A compact muscular vehicle with tracks

6-Wheel driven unit with stabilizer pontoons

With a powerful centrifugal pump and 8" suction- and 6" discharge ports, hydraulically driven, delivering 40 kW of pumping power

- Ergonomic arrangement of the operating and monitoring elements

-A compact transport package on the tilt deck trailer

Equipment Attachment, Working Tools, Features:

- Optional 6-wheel drive version shown, for reduced ground pressure
- Powerful wheel / track drives for banks & slopes of up to 30°

Stable forward crane with slew ring for 270° swing (135° per side)

Hydraulic auger propulsion, depth adjustable, c/w:

- Swing steering & power tilt for easy maintenance-
- Auger counter cutter for no-wrap weed clearing

Tilt-deck trailer c/w low deck, on-off ramp & electro-hydraulic power pack

Capacities and Dimenions:

GVRW : 3500 kg (7,700 lbs.) Load capacity: 2570 kg (5,660 lbs.)

Box length: 4,48 m (14'-6") Side height: 20 cm (8")

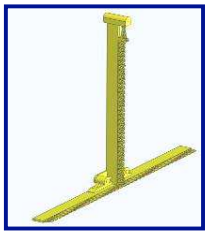
Deck height: 68 cm (27") Length overall : 6,21 (20'-5")

Width overall: 2,44 m (8'-0")

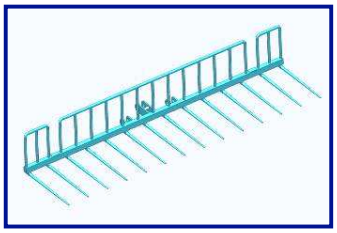
Finish: Aluminum and hot-dip galvanized.

Sides are removable to full deck width of 2,44 m (8'-0")

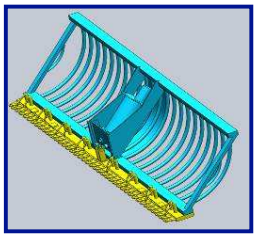
Available working tools and attachment units:



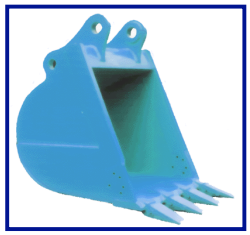
T-Shaped Cutter-Bar



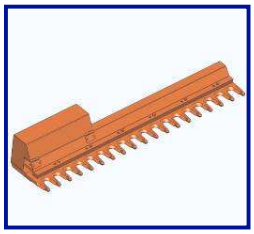
Clearing & Collecting Rake



Mowing Bucket



Excavating Bucket



Tree Cutter

Equipped with suction auger for sludge

Suction an pumping of swimming algae and weeds

Specifications

	Amphi-King® SWT-AB380 (with 6-wheel-drive)	*Amphi-King® SWT-AB380-RF (with track-drives)*
Dimensions, **Compact:** **Hull:** **Shipping:** **Material:** **Draft:** **Freeboard:** **Weights:**	 **L x W x H**: 3,80 m x 2,35 m x 1,35 m (12'-5" x 6'-7" x 4'-5") **L x W x H**: 3,80 m x 1,25 m x 1,00 m (12'-5" x 4'-2" x 3'-4") **L x W x** H: 4,30 m x 2,35 m x 1,50 m (14'-2" x 6'-7" x 4'-11") Robust marine aluminum construction Average @ 55 cm(22") below hull, Approximately 45 cm (18") Approximately 2350 kg (5,200 lbs.), without attachments	 **L x W x H:** 3,80 m x 2,35 m x 1,35 m (12'-5" x 7'-9" x 4'-5") **L x W x H:** 3,80 m x 1,25 m x 1,00 m (12'-5" x 4'-2" x 3'-4") **L x W x H:** 4,30 m x 2,35 m x 1,50 m (14'-2" x 7'-9" x 4'-11") Robust marine aluminum construction Average @ 55 cm (22") below hull, with Approximately 45 cm (18") Approximately 2480 kg (5,500 lbs.), without attachments
Drive Wheels and Tracks:	6-wheel vehicle, tires ø 92 cm (36") x 32 cm (12.6") wide, *Alternate tire width: 42 cm (16.5")*	Vehicle tracks (2) @ 50 cm (20") width driven by four (4) powerful high torque hydraulic motors
Crane Capacity:	❖ Length of 2,40 m (7'-10"), working depth up to 1,20 m (47") below water level, load height up to 2,00 m (6'-7") Slewing ring swing range 270°. Lift capacity: boom stretched out: 320 kg; boom closest to vehicle: 550 kg	
Engine:	❖ Powerful Diesel engine with 55 KW/74 HP @ 2200 RPM, temperature & oil pressure monitoring system	
Hydraulics System:	❖ Track / Wheel drive mechanism: Transmission over variable volume hydraulic pump and wheel motors; hydraulic transmission power approx. 40 KW/55 HP; steering via two foot pedals controls, (optionally interchangeable to hand lever controls), ground -transport speed up to 6 km/h ❖ Auger Drive: dedicated hydraulic gear pump (to allow simultaneous operation of the two tracks and auger drive); operation and steering via directional valve and one hydraulic pilot control joystick (6 functions), in-water propulsion speed up to 6 km/h forward and 3 km/h reverse ❖ Crane operation: dedicated gear pump; operation via directional valve and two hydraulic pilot control joysticks ❖ General: All functions are bi-directional, variable and speed adjustable , system includes filtration, tank breather, hydraulic gauge, pressure relief valves, hydraulic power transmission up to 40 KW/55 HP	
Cock Pit:	❖ Comfortable driver seat with left and right armrests as well as back and headrest ❖ Conveniently and comfortably arranged operational control levers for easy operator's reach as well as monitoring instruments in clear view to the operator's position ❖ Weather protection canvass enclosure	
Working units:	❖ T-Cutter bar, Clearing & collecting – rake (also available with fine screen) Excavating bucket, Centrifugal pump with HARDOX inner casing, 6" suction x 6" discharge, Tree cutter, Tree saw (check with factory), Mowing bucket	
Accessories:	❖ Electrical bilge pump, Two 12 DC Volt power sockets, 3-point linkage at front, Battery switch, Diesel fuel-water separator, Engine oil-change withdrawal pump	

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