

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

JED MARGOLIN,

Plaintiff

v.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Defendant.

Case No. 3:09-cv-00421-LRH-(VPC)

**Appendix**

**REPLY TO NASA'S OPPOSITION TO MARGOLIN'S  
MOTION FOR SUMMARY JUDGMENT**

Jed Margolin  
1981 Empire Rd.  
VC Highlands, NV 89521-7430  
Phone: 775-847-7845  
Email: [jm@jmargolin.com](mailto:jm@jmargolin.com)

Dated: October 4, 2010

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III. Exhibit 3 - RIS Government contracts 2000 - 2010 ..... A40

IV. Exhibit 4 - From NASA's production of documents: Email from Optima Technology Group (OTG) to NASA referring to OTG's offer to settle ..... A46

# Exhibit 1

# Exhibit 1

<http://www.nasa.gov/offices/ogc/about/cccdirectory.html>

The screenshot shows a web browser window with the URL <http://www.nasa.gov/offices/ogc/about/cccdirectory.html>. The page features the NASA logo and a navigation menu with links for HOME, NEWS, MISSIONS, MULTIMEDIA, CONNECT, and ABOUT NASA. Below the navigation menu is a search bar and a breadcrumb trail: NASA Home > Offices > Office of the General Counsel > About. A sidebar on the left lists categories for the Office of the General Counsel: About, Acquisition Integrity Program, Commercial/IP, Contracts/Procurement, General Law, and International Law. The main content area is titled "Office of the General Counsel" and contains a section for "NASA Personnel". This section includes a "Text Size" control and a table of "Headquarters and Center Chief Counsel Contacts".

Center/Name	Phone	Email
Headquarters Michael Wholley	202-358-2450	<a href="mailto:michael.c.wholley@nasa.gov">michael.c.wholley@nasa.gov</a>
Headquarters Richard Sherman	202-358-2034	<a href="mailto:richard.w.sherman@nasa.gov">richard.w.sherman@nasa.gov</a>
Headquarters R. Andrew Falcon	202-358-2465	<a href="mailto:r.a.falcon-1@nasa.gov">r.a.falcon-1@nasa.gov</a>
Headquarters Courtney Graham	202-358-3648	<a href="mailto:courtney.b.graham@nasa.gov">courtney.b.graham@nasa.gov</a>
Headquarters E. Jason Steptoe	202-358-2432	<a href="mailto:jay.steptoe@nasa.gov">jay.steptoe@nasa.gov</a>
Headquarters Sumara Thompson-King	202-358-2440	<a href="mailto:sumara.m.thompson-king@nasa.gov">sumara.m.thompson-king@nasa.gov</a>
Ames RC Thomas Berndt	650-604-3815	<a href="mailto:thomas.w.berndt@nasa.gov">thomas.w.berndt@nasa.gov</a>
Dryden FRC David Samuels	661-276-3047	<a href="mailto:david.a.samuels@nasa.gov">david.a.samuels@nasa.gov</a>
Glenn RC J. William Sikora	216-433-2318	<a href="mailto:j.w.sikora@nasa.gov">j.w.sikora@nasa.gov</a>
Goddard SFC Robert M. Stephens	301-286-9181	<a href="mailto:robert.m.stephens@gsc.nasa.gov">robert.m.stephens@gsc.nasa.gov</a>
Johnson SC Bernard Roan	281-483-3021	<a href="mailto:bernard.j.roan@nasa.gov">bernard.j.roan@nasa.gov</a>
Kennedy SC Jerald D. Stubbs	321-867-2919	<a href="mailto:jerald.d.stubbs@nasa.gov">jerald.d.stubbs@nasa.gov</a>
Langley RC Michael N. Madrid	757-864-3221	<a href="mailto:Michael.N.Madrid@nasa.gov">Michael.N.Madrid@nasa.gov</a>
Marshall SFC William J. Bierbower	256-544-0010	<a href="mailto:william.j.bierbower@nasa.gov">william.j.bierbower@nasa.gov</a>
NMO Timothy S. Howell	818-354-2562	<a href="mailto:thowell@nasa.gov">thowell@nasa.gov</a>
NSSC Troy D. Taylor	228-813-6830	<a href="mailto:troy.d.taylor@nasa.gov">troy.d.taylor@nasa.gov</a>
Stennis SC Amy Grose	228-688-2164	<a href="mailto:amy.e.grose@nasa.gov">amy.e.grose@nasa.gov</a>

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## Exhibit 2

## Exhibit 2

# Aerospace Technology INNOVATION

Volume 4, Number 5

November/December 1996

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## Looking for Someone?

**T**he NASA Commercial Technology Directory is now available on the World Wide Web. **For access, you may visit the site at <http://131.182.120.199/>** The directory lists addresses, phone numbers and E-mail addresses for all NASA personnel and NASA-sponsored organizations in the commercial technology business. It is intended to facilitate contact between NASA and our customers. For more information, contact Janelle Turner, NASA Headquarters, at (202) 358-0704 or E-mail: [jturner@hq.nasa.gov](mailto:jturner@hq.nasa.gov)



*NASA Official: Jonathan Root*

*Web Designer: Pamela Sams*

*Last Updated: Thurs, Dec 19, 1996*



NASA  
Commercial  
Technology  
Network

# NASA Commercial Technology

D I R E C T O R Y

October 2002

Appendix A7



## Revisions and Feedback

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*For your convenience, the NASA Commercial Technology Network Directory (NCTND) is available on the Internet, <http://nctn.hq.nasa.gov> and <http://www.sti.nasa.gov/tto/spinoff.html>.*

*Electronic updates are always welcome. You may send your updates to the Publications Coordinator at the NASA Center for AeroSpace Information (CASI). The e-mail address is: [bgilliam@sti.nasa.gov](mailto:bgilliam@sti.nasa.gov).*

*The NCTND supports NASA's commercial technology mission. As the basic source of information on NASA commercial technology personnel, it is intended to facilitate contact between NASA and our customers. User updates and feedback are key to improving this document. Please use the e-mail address above to provide additional and updated information or to share your thoughts on its usefulness.*

*On the cover: Williams International's EJ22 engine, a commercial version of the FJX-2 turbofan engine designed under NASA's General Aviation Propulsion program, weighs approximately 85 pounds and delivers over 770 pounds of thrust, providing a higher thrust-to-weight ratio than any commercial turbofan ever produced. The featured Eclipse 500 aircraft is powered by the low noise, low fuel-consuming EJ22, and may soon be used to provide fast and affordable "point-to-point" air taxi travel.*





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<i>Small Business Programs: Small Business Innovation Research (SBIR)/</i>	
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## **NASA Commercial Technology Program Statement**

*The NASA Commercial Technology program is an Agency-wide mission committed to supporting NASA's Strategic Enterprises, missions, and contributing to the Nation's technology innovation and readiness.*

**NASA Commercial Technology Division  
NASA Headquarters**

# NASA Commercial Technology Management Team (NCTMT) Organization



## Section One

---

### *Team Leaders*

---

**Dr. Robert Norwood**

Commercial Technology Division  
NASA Headquarters

**Carolina Blake**

Commercial Technology Office  
Ames Research Center

**Jenny Baer-Riedhart**

Technology Commercialization Office  
Dryden Flight Research Center

**Nona K. Cheeks**

Technology Commercialization Office  
Goddard Space Flight Center

**Art Murphy (Acting)**

Commercial Technology Program Office  
Jet Propulsion Laboratory

**Larry A. Viterna**

Commercial Technology Office  
John H. Glenn Research Center

**Charlene E. Gilbert**

Technology Transfer & Commercialization  
Johnson Space Center

**James A. Aliberti**

Technology Programs and Commercialization Office  
Kennedy Space Center

**Wilson Lundy**

Technology Commercialization Program Office  
Langley Research Center

**Vernotto McMillan**

Technology Transfer Program  
Marshall Space Flight Center

**Kirk V. Sharp**

Technology Transfer Office  
Stennis Space Center

**Michael Medsker**

Office of Chief Financial Officer  
NASA Headquarters

**Edward Hoffman**

Office of Human Resources and Education  
NASA Headquarters

**Jack Mannix**

Office of the General Counsel  
NASA Headquarters

**Robert Tucker**

Office of External Relations  
NASA Headquarters

**Anthony Diamond**

Office of Small and Disadvantaged Business  
Utilization  
NASA Headquarters

**Paul Eckert**

Office of Legislative Affairs  
NASA Headquarters

**Leonard Sirota**

Office of Space Flight  
NASA Headquarters

**Glenn Mucklow**

Office of Space Science  
NASA Headquarters

**Candace Livingston**

Office of Life and Microgravity Sciences  
and Applications  
NASA Headquarters

**Granville Paules**

Office of Earth Science  
NASA Headquarters

---

### *Subteams*

---

Commercial Technology Business Practices

Commercial Technology Outreach/Marketing

Commercial Technology Metrics

Commercial Technology Training/Education/  
Culture Change

Commercial Technology Electronic Network



## NASA Field Centers

### Section Two

#### **Ames Research Center**

Moffett Field, CA 94035-1000  
<http://www.ctoserver.arc.nasa.gov>

◆ **Carolina Blake**, Chief

Commercial Technology Office  
 Mail Stop: 202A-3  
 Phone: 650/604-1754  
 Fax: 650/604-1592  
 cblake@mail.arc.nasa.gov

**Charles Castellano**, Deputy Chief

Commercial Technology Office  
 Mail Stop: 202A-3  
 Phone: 650/604-0903  
 Fax: 650/604-1592  
 ccastellano@mail.arc.nasa.gov

**Dr. Danielle Goldwater**

Strategic Projects  
 Mail Stop: 202A-3  
 Phone: 650/604-5554  
 Fax: 650/604-1592  
 dgoldwater@mail.arc.nasa.gov

**Phil Herlth**, Technology Commercialization  
 Manager

Mail Stop: 202A-3  
 Phone: 650/604-0625  
 Fax: 650/604-1592  
 pherlth@mail.arc.nasa.gov

**Ken Hunt**, Technology Licensing Advisor

Mail Stop: 202A-3  
 Phone: 650/604-1485  
 Fax: 650/604-1592  
 khunt@mail.arc.nasa.gov

**David Lackner**, Technology Commercialization  
 Manager

Mail Stop: 202A-3  
 Phone: 650/604-5761  
 Fax: 650/604-1592  
 dlackner@mail.arc.nasa.gov

**Robin Orans**, Software Release Authority

Mail Stop: 202A-3  
 Phone: 650/604-5875  
 Fax: 650/604-1592  
 rorans@mail.arc.nasa.gov

**Mariano M. Perez, Jr.**, Technology Commer-  
 cialization Manager

Mail Stop: 202A-3  
 Phone: 650/604-3778  
 Fax: 650/604-1592  
 mmperez@mail.arc.nasa.gov

**Ryszard (Rich) Pisarski**, Technology Commer-  
 cialization Manager

Mail Stop: 202A-3  
 Phone: 650/604-0149  
 Fax: 650/604-1592  
 rlp@ptolemy.arc.nasa.gov  
 rpisarski@mail.arc.nasa.gov

**Betsy Robinson**, Commercial Outreach Specialist

Mail Stop: 202A-3  
 Phone: 650/604-3360  
 Fax: 650/604-1592  
 brobinson@mail.arc.nasa.gov

**Katherine Sablan**, Business Manager

Mail Stop: 202A-3  
 Phone: 650/604-1810  
 Fax: 650/604-1592  
 ksablan@mail.arc.nasa.gov

**Rita Sterling**, Secretary

Mail Stop: 202A-3  
 Phone: 650/604-1810  
 Fax: 650/604-1592  
 rsterling@mail.arc.nasa.gov

**Rosa Tonarelli**, SBIR/STTR Manager and New  
 Technology Reporting Specialist

Mail Stop: 202A-3  
 Phone: 650/604-6572  
 Fax: 650/604-1592  
 rtonarelli@mail.arc.nasa.gov

◆ Denotes NCTM organization team leader



# NASA Field Centers

**Section Two**

*(Ames Research Center continued)*

**Carla Wong**, Intellectual Property Analyst  
 Mail Stop: 202A-3  
 Phone: 650/604-2954  
 Fax: 650/604-1592  
 cmwong@mail.arc.nasa.gov

---

## **Dryden Flight Research Center**

P.O. Box 273  
 Edwards, CA 93523-0273  
<http://www.dfrc.nasa.gov>

---

◆ **Jenny Baer-Riedhart**, Chief  
 Commercial Technology Officer  
 Mail Stop: 4839A  
 Phone: 661/276-3689  
 Fax: 661/276-3088  
 jenny.baer-riedhart@dfrc.nasa.gov

**Yvonne Kellogg**, Technology Information Specialist  
 Technology Commercialization Office  
 Mail Stop: 4839A  
 Phone: 661/276-3720  
 Fax: 661/276-3088  
 yvonne.kellogg@dfrc.nasa.gov

**Gregory Poteat**, SBIR  
 Technology Commercialization Office  
 Mail Stop: 4840E  
 Phone: 661/276-3872  
 Fax: 661/276-3088  
 greg.poteat@dfrc.nasa.gov

**Terri Lyon**, AS&M Commercialization Support  
 Technology Commercialization Office  
 Mail Stop: 4839A  
 Phone: 661/276-2827  
 Fax: 661/276-3088  
 terri.lyon@dfrc.nasa.gov

---

## **Goddard Space Flight Center**

Greenbelt Road  
 Greenbelt, MD 20771-0001  
<http://www.gsfc.nasa.gov>

---

◆ **Nona K. Cheeks**, Chief  
 Technology Commercialization Office  
 Mail Stop: 750.1  
 Phone: 301/286-5810  
 Fax: 301/286-0301  
 Nona.K.Cheeks.1@gsfc.nasa.gov

**Alberto Alvarez**, SMCIIT Manager  
 Technology Commercialization Office  
 Mail Stop: 503  
 Phone: 301/286-3487  
 Fax: 301/286-0301  
 jalvarez@pop500.gsfc.nasa.gov

**Nuria Alvarez**, SMCI Marketing Manager  
 Technology Commercialization Office  
 Mail Stop: 503  
 Phone: 301/286-7960  
 Fax: 301/286-0301  
 nalvarez@pop500.gsfc.nasa.gov

**William Bibik**, SMCI Customer Service  
 Representative  
 Technology Commercialization Office  
 Mail Stop: 503  
 Phone: 301/286-0774  
 Fax: 301/286-0301  
 wbibik@pop500.gsfc.nasa.gov

**Lisa Wilderson**, SMCI Marketing Specialist  
 Technology Commercialization Office  
 Mail Stop: 503  
 Phone: 301/286-7609  
 Fax: 301/286-0301  
 lwilders@pop500.gsfc.nasa.gov

**E. James Chern**, SBIR/STTR Program Manager  
 Goddard Technology Management Office  
 Mail Stop: 502  
 Phone: 301/286-5836  
 Fax: 301/286-1600  
 Engmin.J.Chern.1@gsfc.nasa.gov

◆ Denotes NCTM organization team leader



## NASA Field Centers

### Section Two

*(Goddard Space Flight Center continued)*

**Evette Brown-Conwell**, Technology Engineer  
Technology Commercialization Office  
Mail Stop: 504  
Phone: 301/286-0561  
Fax: 301/286-0301  
econwell@pop500.gsfc.nasa.gov

**Diana Cox**, Lead Patent Counsel  
Office of Patent Counsel  
Mail Stop: 503  
Phone: 301/286-7351  
Fax: 301/286-9502

**Keith Dixon**, Patent Attorney  
Office of Patent Counsel  
Mail Stop: 503  
Phone: 301/286-9279  
Fax: 301/286-9502  
kedixon@pop500.gsfc.nasa.gov

**Joe Famiglietti**, Technology Engineer  
Technology Commercialization Office  
Mail Stop: 504  
Phone: 301/286-2642  
Fax: 301/286-0301  
jfamigli@pop500.gsfc.nasa.gov

**Anel Flores**, Technology Engineer  
Technology Commercialization Office  
Mail Stop: 504  
Phone: 301/286-1098  
Fax: 301/286-0301  
anfiores@pop500.gsfc.nasa.gov

**Liz Fortner**, Resource Analyst  
Technology Commercialization Office  
Mail Stop: 501  
Phone: 301/286-9478  
Fax: 301/286-0301  
efortner@pop500.gsfc.nasa.gov

**Bryan Guerts**, Patent Attorney  
Office of Patent Counsel  
Mail Stop: 503  
Phone: 301/286-7886  
Fax: 301/286-9502  
bguerts@pop500.gsfc.nasa.gov

**Dale Hithon**, Commercial Programs Specialist  
Technology Commercialization Office  
Mail Stop: 504  
Phone: 301/286-2691  
Fax: 301/286-0301  
Dale.L.Hithon.1@gsfc.nasa.gov

**Abdul Ibrahim**, SMCI IT Specialist  
Technology Commercialization Office  
Mail Stop: 503  
Phone: 301/286-8017  
Fax: 301/286-0301  
aibrahim@pop500.gsfc.nasa.gov

**Dory Josephson**, Metrics Manager  
Technology Commercialization Office  
Mail Stop: 504  
Phone: 301/286-7927  
Fax: 301/286-0301  
djosephs@pop100.gsfc.nasa.gov

**Ronald Kaese**, Assistant Manager for  
External Alliances  
Technology Commercialization Office  
Mail Stop: 504  
Phone: 301/286-6732  
Fax: 301/286-0301  
kaese@pop500.gsfc.nasa.gov

**Kim Lembo**, SMCI Marketing Specialist  
Technology Commercialization Office  
Mail Stop: 503  
Phone: 301/286-8113  
Fax: 301/286-0301  
klembo@pop500.gsfc.nasa.gov

**Alfred Mecum**, Technology Engineer  
Technology Commercialization Office  
Mail Stop: 504  
Phone: 301/286-2198  
Fax: 301/286-0301  
tmecum@pop500.gsfc.nasa.gov

**Margot Meyer**, SMCI Marketing & Communications  
Assistant  
Technology Commercialization Office  
Mail Stop: 503  
Phone: 301/286-7490  
Fax: 301/286-0301  
mmeyer@pop500.gsfc.nasa.gov



# NASA Field Centers

## Section Two

### *(Goddard Space Flight Center continued)*

**Calvin Mitchell**, Commercial Program Specialist  
Technology Commercialization Office  
Mail Stop: 504  
Phone: 301/286-3901  
Fax: 301/286-0301  
cdmitche@pop500.gsfc.nasa.gov

**Darryl Mitchell**, Technology Engineer  
Technology Commercialization Office  
Mail Stop: 504  
Phone: 301/286-5169  
Fax: 301/286-0301  
drmitche@pop500.gsfc.nasa.gov

**Monica Montague**, Commercial Program Specialist  
Technology Commercialization Office  
Mail Stop: 504  
Phone: 301/286-7957  
Fax: 301/286-0301  
mmontag@pop500.gsfc.nasa.gov

**Chan Park**, Patent Advisor  
Office of Patent Counsel  
Mail Code: 503  
Phone: 301/286-2426  
Fax: 301/286-9502  
chpark@pop500.gsfc.nasa.gov

**Deandra Raymond**, SMCINTR Coordinator  
Technology Commercialization Office  
Mail Stop: 503  
Phone: 301/286-6705  
Fax: 301/286-0301  
Draymond@pop500.gsfc.nasa.gov

**Lynn Sanders**, Licensing Coordinator  
Office of Patent Counsel  
Mail Stop: 503  
Phone: 301/286-6521  
Fax: 301/286-9502  
Lynn.A.Sanders.1@gsfc.nasa.gov

**Don Vargo**, SMC Commercial Technology  
Consultant  
Technology Commercialization Office  
Mail Stop: 503  
Phone: 301/286-2386  
Fax: 301/286-0301  
dvargo@pop500.gsfc.nasa.gov

**Michael Walker**, SMC Technology Commercial-  
ization Engineer  
Technology Commercialization Office  
Mail Stop: 503  
Phone: 301/286-2386  
Fax: 301/286-0301  
mwalker@pop500.gsfc.nasa.gov

**Dele Young**, SMC Program Lead  
Technology Commercialization Office  
Mail Stop: 503  
Phone: 301/286-7958  
Fax: 301/286-0301  
young@pop500.gsfc.nasa.gov

---

### *Jet Propulsion Laboratory*

4800 Oak Grove Drive  
Pasadena, CA 91109-8099  
<http://www.jpl.nasa.gov>

---

◆ **Art Murphy**, Acting Manager  
Commercial Technology and Regional Develop-  
ment Program Office  
Mail Stop: 180-602  
Phone: 818/354-3480  
Fax: 818/354-7354  
arthur.j.murphy-jr@jpl.nasa.gov

**Debora L. Avila**, Manager  
Commercial Technology Performance  
Mail Stop: 249-103  
Phone: 818/354-3829  
Fax: 818/393-1366  
debora.l.avila@jpl.nasa.gov

◆ Denotes NCTM organization team leader



## Section Two

*(Jet Propulsion Laboratory continued)*

**Carla J. Bagdasaryan**, Representative  
Technology Reporting Communication Team  
Mail Stop: 202-233  
Phone: 818/354-3421  
Fax: 818/393-4093  
carla.j.lewis@jpl.nasa.gov

**Merrilee Fellows**, Manager  
Regional Development  
Mail Stop: 249-103  
Phone: 818/354-8680  
Fax: 818/393-1366  
madeline.r.wallace@jpl.nasa.gov

**Patricia A. McGuire**, Manager  
Small Business Innovation Research  
Mail Stop: 180-601  
Phone: 818/354-1258  
Fax: 818/354-2385  
patricia.a.mcguire@jpl.nasa.gov

**Dr. Alfred W. Pappano**, Manager  
Collaborative Technology Development  
Mail Stop: 202-233  
Phone: 818/354-5007  
Fax: 818/393-4093  
alfred.w.pappano@jpl.nasa.gov

**Dr. James A. Rooney**, Manager  
Strategic Intellectual Assets  
Mail Stop: 202-233  
Phone: 818/354-2503  
Fax: 818/393-4093  
james.a.rooney@jpl.nasa.gov

**Jun Rosca, Jr.**,  
NASA Technology Utilization Officer  
SBIR/STTR Manager  
Mail Stop: 180-801  
Phone: 818/354-4862  
Fax: 818/354-6051  
crozca@nmo.jpl.nasa.gov

**Jennifer K. Schlickbernd**, Representative  
Software Distribution  
Mail Stop: 202-233  
Phone: 818/354-2241  
Fax: 818/393-4093  
jennifer.k.schlickbernd@jpl.nasa.gov

**Dr. Ken Wolfenbarger**, Manager  
Technology Affiliates  
Mail Stop: 249-103  
Phone: 818/354-3821  
Fax: 818/393-1366  
james.k.wolfenbarger@jpl.nasa.gov

---

### *John H. Glenn Research Center at Lewis Field*

21000 Brookpark Road  
Cleveland, OH 44135-3191  
<http://technology.grc.nasa.gov>

---

◆ **Larry A. Viterna**, Director  
Commercial Technology Office  
Mail Stop: 3-7  
Phone: 216/433-3484  
Fax: 216/433-5531  
Larry.A.Viterna@grc.nasa.gov

**Dean W. Bitler**, Small Business Outreach Team  
Mail Stop: 4-8  
Phone: 216/433-2226  
Fax: 216/433-2555  
Dean.W.Bitler@grc.nasa.gov

**Donald E. Costello**, Marketing & Evaluation Team  
Mail Stop: 4-2  
Phone: 216/433-6635  
Fax: 216/433-5012  
Donald.E.Costello@grc.nasa.gov

**Jason C. Crusan**, Project Support Team  
Mail Stop: 4-2  
Phone: 216/433-5564  
Fax: 216/433-5012  
Jason.C.Crusan@grc.nasa.gov

**Steven L. Fedor**, Partnership Team  
Mail Stop: 4-8  
Phone: 216/433-2144  
Fax: 216/433-2555  
Steven.L.Fedor@grc.nasa.gov

◆ *Denotes NCTM organization team*





## NASA Field Centers

### Section Two

*(John H. Glenn Research Center continued)*

**Gary A. Horsham**, Marketing & Evaluation Team  
Mail Stop: 4-8  
Phone: 216/433-8316  
Fax: 216/433-2555  
Gary.A.Horsham@grc.nasa.gov

**Kathy A. Kerrigan**, New Technology Reporting  
Mail Stop: 4-2  
Phone: 216/433-5625  
Fax: 216/433-5012  
Kathleen.A.Kerrigan@grc.nasa.gov

**Walter S. Kim**, Small Business Outreach Team  
Mail Stop: 3-7  
Phone: 216/433-3742  
Fax: 216/433-5531  
Walter.S.Kim@grc.nasa.gov

**Bob A. Kistemaker**, Marketing & Evaluation Team  
Mail Stop: 4-8  
Phone: 216/433-2775  
Fax: 216/433-2555  
Robert.A.Kistemaker@grc.nasa.gov

**Kathleen K. Needham**, Partnership Team  
Mail Stop: 4-8  
Phone: 216/433-2802  
Fax: 216/433-2555  
Kathleen.K.Needham@grc.nasa.gov

**Stephen M. Riddlebaugh**, Technical Assistance  
Mail Stop: 4-8  
Phone: 216/433-5565  
Fax: 216/433-5012  
Stephen.M.Riddlebaugh@grc.nasa.gov

**Bill Saettel**, Marketing & Evaluation Team  
Mail Stop: 4-2  
Phone: 216/433-2485  
Fax: 216/433-5012  
William.J.Saettel@grc.nasa.gov

**Deborah L. Burak**, Partnership Team  
Mail Stop: 3-7  
Phone: 216/433-5382  
Fax: 216/433-5531  
Deborah.L.Burak@grc.nasa.gov

**Laurel J. Stauber**, Marketing & Evaluation Team  
Mail Stop: 4-2  
Phone: 216/433-2820  
Fax: 216/433-5012  
Laurel.J.Stauber@grc.nasa.gov

**Gynelle Steele**, Technical Assistance  
Mail Stop: 4-8  
Phone: 216/433-8258  
Fax: 216/433-2555  
Gynelle.Steele@grc.nasa.gov

**Christine A. Titran**, Secretary  
Commercial Technology Office  
Mail Stop: 3-7  
Phone: 216/433-2966  
Fax: 216/433-5531  
Christine.A.Titran@grc.nasa.gov

**Kim A. Veris**, Marketing & Evaluation Team  
Mail Stop: 3-7  
Phone: 216/433-6355  
Fax: 216/433-5531  
Kim.A.Veris@grc.nasa.gov

---

### *Johnson Space Center*

2101 NASA Road 1  
Houston, TX 77058-3696  
<http://www.jsc.nasa.gov>

---

◆ **Charlene E. Gilbert**, Director  
Mail Stop: HA  
Phone: 281/483-0474  
Fax: 281/244-8452  
charlene.e.gilbert1@jsc.nasa.gov

**Kathy Acuna**, Technology Associate  
Mail Stop: HA  
Phone: 281/483-2066  
Fax: 281/244-8452  
kathryn.y.acuna1@jsc.nasa.gov

**David J. Forrest**, Technology Account Manager  
Mail Stop: HA  
Phone: 281/483-6370  
Fax: 281/244-8452  
David.j.Forrest1@jsc.nasa.gov

◆ Denotes NCTM organization team leader



## NASA Field Centers

### Section Two

*(Johnson Space Center continued)*

**James (Jim) M. Cate**, Patent Attorney  
Mail Stop: HA  
Phone: 281/483-1001  
Fax: 281/244-8452  
james.m.cate1@jsc.nasa.gov

**Kim M. Clarke**, Technology Associate  
Mail Stop: HA  
Phone: 281/483-2849  
Fax: 281/244-8452  
kclarke@ems.jsc.nasa.gov

**Mary E. Dickerson**, Paralegal Specialist  
Mail Stop: HA  
Phone: 281/483-1013  
Fax: 281/244-8452  
mary.e.dickerson1@jsc.nasa.gov

**Thomas (Tom) E. Diegelman**, Technology Account Manager  
Mail Stop: HA  
Phone: 281/483-8622  
Fax: 281/244-8452  
thomas.e.diegelman1@jsc.nasa.gov

**Edward (Ed) K. Fein**, JSC Patent Counsel  
Mail Stop: HA  
Phone: 281/483-4871  
Fax: 281/244-8452  
edward.k.fein1@jsc.nasa.gov

**Jane I. Fox**, Manager, SBIR/ Small Business  
JSC SBIR  
Mail Stop: HA  
Phone: 281/483-4815  
Fax: 281/244-8452  
jane.i.fox1@jsc.nasa.gov

**Terri Gilbert**, Commercialization Manager  
Mail Stop: HA  
Phone: 281/483-1749  
Fax: 281/244-8452  
terri.gilbert1@jsc.nasa.gov

**David (Dave) D. Haines**, Technology Account Manager  
Mail Stop: HA  
Phone: 281/244-1151  
Fax: 281/244-8452  
david.d.haines1@jsc.nasa.gov

**Collin Hieger**, SBIR Associate  
Mail Stop: HA  
Phone: 281/483-1803  
Fax: 281/244-8452  
collin.hieger1@jsc.nasa.gov

**Stephanie D. Hunter**, Procurement Official  
Mail Stop: HA  
Phone: 281/483-8523  
Fax: 281/244-0995  
stephanie.d.hunter1@jsc.nasa.gov

**John (Jack) E. James, IV**, Assistant Director  
Mail Stop: HA  
Phone: 281/244-9097  
Fax: 281/244-8452  
john.e.james1@jsc.nasa.gov

**Tanya B. Jefferson**, Paralegal Technician  
Mail Stop: HA  
Phone: 281/483-0837  
Fax: 281/244-8452  
tjeffers@ems.jsc.nasa.gov

**Kumar Krishen**, Technology Account Manager  
Mail Stop: HA  
Phone: 281/483-0695  
Fax: 281/244-8452  
kumar.krishen1@jsc.nasa.gov

**Kenneth (Ken) W. Lassmann**, Technology Account Manager  
Mail Stop: HA  
Phone: 281/483-0921  
Fax: 281/244-8452  
kenneth.w.lassmann1@jsc.nasa.gov



## NASA Field Centers

Section Two

### *(Johnson Space Center continued)*

**Amiko Nevills**, Lead Secretary  
Mail Stop: HA  
Phone: 281/483-1175  
Fax: 281/244-8452  
amiko.nevills1@jsc.nasa.gov

**Theodore (Ted) U. Ro**, Patent Attorney  
Mail Stop: HA  
Phone: 281/483-0295  
Fax: 281/244-8452  
theodore.u.ro1@jsc.nasa.gov

**Rose Rodriguez**, Secretary  
Mail Stop: HA  
Phone: 281/483-2301  
Fax: 281/244-8452  
rorodriq@ems.jsc.nasa.gov

**Connie J. Sartor**, Technology Associate  
Mail Stop: HA  
Phone: 281/483-3639  
Fax: 281/244-8452  
connie.j.sartor1@jsc.nasa.gov

**Lee Snapp**, Technology Account Manager  
Mail Stop: HA (Currently on IPA)  
Phone: 281/483-6365  
Fax: 281/244-8452  
lee.snapp1@jsc.nasa.gov

**James Whittington**, SBIR Specialist  
Mail Stop: HA  
Phone: 281/483-7437  
Fax: 281/244-8452  
james.whittington1@jsc.nasa.gov

**Reginald Williams**, Budget Analyst  
Mail Stop: HA  
Phone: 281/483-8659  
Fax: 281/244-8452  
reginald.williams1@jsc.nasa.gov

**Mary Barker**, Technical Support  
Mail Stop: HA  
Phone: 281/483-0167  
Fax: 281/244-8452  
Mary.e.barker1@jsc.nasa.gov

**Katie M. Maltese**, Patent Legal Support  
Mail Stop: HA  
Phone: 281-483-2301  
Fax: 281/244-8452  
Katie.m.maltese1@jsc.nasa.gov

---

### *Kennedy Space Center*

Kennedy Space Center, FL 32899-0001  
<http://technology.ksc.nasa.gov>

---

◆ **James A. Aliberti**, Chief  
Technology Commercialization Office  
Mail Stop: YA-C1  
Phone: 321/867-6224  
Fax: 321/867-2050  
jim.aliberti-1@ksc.nasa.gov

**Pamela Bookman**  
Commercialization Manager/Licensing/  
Marketing  
Mail Stop: YA-C1  
Phone: 321/867-6381  
Fax: 321/867-2050  
pamela.bookman-1@ksc.nasa.gov

**Dan Culbertson**  
Commercialization Team Leader  
Mail Code: YA-C1  
Phone: 321/867-6364  
Fax: 321/867-2050  
dan.culbertson-1@ksc.nasa.gov

**Carol Anne Dunn**  
Paralegal Specialist  
Mail Stop: CC-A  
Phone: 321/867-3058  
Fax: 321/867-1817  
carol.dunn-1@ksc.nasa.gov

**Robin Flynn**  
Commercialization Support (Dynacs)  
Mail Code: YA-C1  
Phone: 321/861-7154  
Fax: 321/867-2050  
robin.flynn-1@ksc.nasa.gov

◆ *Denotes NCTM organization team*



## NASA Field Centers

### Section Two

*(Kennedy Space Center continued)*

**Charles (Chuck) Griffin**

Manager, Commercialization Alliances/  
STTR Program Manager  
MailStop: YA-C1  
Phone: 321/867-6225  
Fax: 321/867-2050  
charles.griffin-2@ksc.nasa.gov

**Randy Heald**

Patent Counsel  
MailStop: CC-A  
Phone: 321/867-7214  
Fax: 321/867-1817  
randy.heald-1@ksc.nasa.gov

**Lynne Henkiel**

SERTTC Technology Counselor  
MailStop: YA-C1  
Phone: 321/867-8130  
Fax: 321/867-2050  
lynne.henkiel-1@ksc.nasa.gov

**Jeffrey Kohler**

Technology Commercialization Agent (Dynacs)  
MailStop: YA-C1  
Phone: 321/867-7158  
Fax: 321/867-2050  
jeffrey.kohler-1@ksc.nasa.gov

**David Makufka**

Technology Transfer Officer/Licensing/Dual Use  
MailStop: YA-C1  
Phone: 321/867-6227  
Fax: 321/867-2050  
david.makufka-1@ksc.nasa.gov

**James Nichols**

Commercialization Manager  
MailStop: YA-C1  
Phone 321/867-6384  
Fax: 321/867-2050  
james.Nichols-1@ksc.nasa.gov

**Lewis Parrish**

Dynacs Commercialization Support  
MailStop: YA-C1  
Phone: 321/867-6373  
Fax: 321/867-2050  
lewis.parrish-1@ksc.nasa.gov

**Joseph Robles**

Commercialization Tem Lead (Dynacs)  
MailStop: YA-C1  
Phone: 321/867-2281  
Fax: 321/867-2050  
joseph.robles-1@ksc.nasa.gov

**Theresa Rumbaugh**

Commercialization Support/TechTracS (Dynacs)  
MailStop: YA-C1  
Phone: 321/867-6375  
Fax: 321/867-2050  
theresa.rumbaugh-1@ksc.nasa.gov

**Brian Sauser**

Technology Commercialization Agent (Dynacs)  
MailStop: YA-C1  
Phone: 321/867-7157  
Fax: 321/867-2050  
brian.sauser-1@ksc.nasa.gov

**Joel Shealy**

SBIR Program Manager  
MailStop: YA-C1  
Phone: 321/867-6378  
Fax: 321/867-2050  
joel.shealy-1@ksc.nasa.gov

**Jennifer Van Pelt**

SBIR/STTR Support (Dynacs)  
MailStop: YA-C1  
Phone: 321/867-6374  
Fax: 321/867-2050  
jennifer.vanpelt-1@ksc.nasa.gov

◆ *Denotes NCTM organization team leader*



## NASA Field Centers

### Section Two

### **Langley Research Center**

3 Langley Blvd.  
Hampton, VA 23681-0001  
<http://tech-transfer.larc.nasa.gov>

◆ **Dr. Wilson T. Lundy**, Director

Technology Commercialization Program Office  
Mail Stop: 204  
Phone: 757/864-6005  
Fax: 757/864-8088  
w.t.lundy@larc.nasa.gov

**Preston I. Carraway, III**, Deputy Director  
Technology Commercialization Program Office  
Mail Stop: 204  
Phone: 757/864-6005  
Fax: 757/864-8088  
p.i.carraway@larc.nasa.gov

**Donita J. Almony**, Secretary  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-9284  
Fax: 757/864-8314  
d.j.almony@larc.nasa.gov

**Ginger L. Arrington**, Legal Assistant  
Technology Commercialization Program Office  
Mail Stop: 212  
Phone: 757/864-9696  
Fax: 757/864-9190  
g.l.freeman@larc.nasa.gov

**Rosemary R. Baize**, Business Manager  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-7717  
Fax: 757/864-8314  
r.r.baize@larc.nasa.gov

**Joyce A. Bartlett**, Program Analyst  
SAA/IAA's  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-6490  
Fax: 757/864-8314  
j.a.bartlett@larc.nasa.gov

**Sherilee F. Beam**, SBIR/STTR Business  
Development Specialist ICASE Support  
Mail Stop: 211  
Phone: 757-864-9104  
Fax: 757-864-9711  
s.f.beam@larc.nasa.gov

**Gaudy M. Bezos-O'Connor**, Technical Assistant  
for Homeland Security  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-5083  
Fax: 757/864-8314  
g.m.bezos-oconnor@larc.nasa.gov

**Linda B. Blackburn**, Patent Counsel  
Technology Commercialization Program Office  
Mail Stop: 212  
Phone: 757/864-3521  
Fax: 757/864-9190  
l.b.blackburn@larc.nasa.gov

**Fred E. Blough**, SBIR/STTR Business  
Development Specialist  
ICASE Support  
Mail Stop: 200  
Phone: 757/864-9448  
Fax: 757/864-9711  
f.e.blough@larc.nasa.gov

**Samuel L. Capino, Jr.**, Center Export Administrator  
Technology Commercialization Program Office  
Mail Stop: 212  
Phone: 757/864-2592  
Fax: 757/864-9190  
s.l.capino@larc.nasa.gov

**Dianne L. Cheek**, Information Systems Analyst  
Technology Commercialization Program Office  
Mail Stop: 211  
Phone: 757/864-2761  
Fax: 757/864-9711  
d.l.cheek@larc.nasa.gov

◆ Denotes NCTM organization team leader



## NASA Field Centers

### Section Two

*(Langley Research Center continued)*

**Fayette S. Collier, Jr.**, Business Development  
Project Manager  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-9243  
Fax: 757/864-8314  
f.s.collier@larc.nasa.gov

**Jessica E. Dail**, Secretary  
Technology Commercialization Program Office  
Mail Stop: 204  
Phone: 757/864-6005  
Fax: 757/864-8088  
j.e.dail@larc.nasa.gov

**Robin W. Edwards**, Patent Attorney  
Technology Commercialization Program Office  
Mail Stop: 212  
Phone: 757/864-3230  
Fax: 757/864-9190  
r.w.edwards@larc.nasa.gov

**Franklin H. Farmer**, Project Manager  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-2490  
Fax: 757/864-8314  
f.h.farmer@larc.nasa.gov

**John M. Franke**, Senior Technologist/ Assistant  
Center Export Administrator  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-4623  
Fax: 757/864-8314  
j.m.franke@larc.nasa.gov

**Helen M. Galus**, Patent Attorney  
Technology Commercialization Program Office  
Mail Stop: 212  
Phone: 757/864-3227  
Fax: 757/864-9190  
h.m.galus@larc.nasa.gov

**Marisol E. Garcia**, Project Manager  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-5355  
Fax: 757/864-8314  
m.e.garcia@larc.nasa.gov

**Barry V. Gibbens**, Project Manager  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-7141  
Fax: 757/864-8314  
b.v.gibbens@larc.nasa.gov

**Kurt G. Hammerle**, Patent Attorney  
Technology Commercialization Program Office  
Mail Stop: 212  
Phone: 757/864-2470  
Fax: 757/864-9190  
k.g.hammerle@larc.nasa.gov

**Tina L. Hawks**, Paralegal Specialist  
Technology Commercialization Program Office  
Mail Stop: 212  
Phone: 757/864-3955  
Fax: 757/864-9190  
t.l.hawks@larc.nasa.gov

**Diane L. Hope**, Project Manager  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-7294  
Fax: 757/864-8314  
d.l.hope@larc.nasa.gov

**Gregory S. Manuel**, Project Manager  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-3864  
Fax: 757/864-8314  
g.s.manuel@larc.nasa.gov

**Elaine C. McMahon**, Paralegal Specialist  
Technology Commercialization Program Office  
Mail Stop: 212  
Phone: 757/864-3226  
Fax: 757/864-9190  
e.c.mcmahon@larc.nasa.gov



## NASA Field Centers

### Section Two

*(Langley Research Center continued)*

**Jesse C. Midgett**, Outreach Specialist  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-3936  
Fax: 757/864-8314  
j.c.midgett@larc.nasa.gov

**Gaye S. Muslimani**, Secretary  
Technology Commercialization Program Office  
Mail Stop: 211  
Phone: 757/864-9569  
Fax: 757/864-8314  
g.s.muslimani@larc.nasa.gov

**Michael A. O'Hara**, Business Development  
Project Manager  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757-864-8455  
Fax: 757-864-8314  
m.a.ohara@larc.nasa.gov

**Stuart E. Pendleton**, Center Software Releasing  
Authority  
Technology Commercialization Program Office  
Mail Stop: 212  
Phone: 757/864-2943  
Fax: 757/864-9190  
s.e.pendleton@larc.nasa.gov

**Barry L. Price**, Project Manager  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-7146  
Fax: 757/864-8314  
b.l.price@larc.nasa.gov

**Terry M. Sellers**, Information Specialist  
Raytheon Technical Services Company, Inc.  
Mail Stop: 211  
Phone: 757/864-6319  
Fax: 757/864-9711  
t.m.flynn@larc.nasa.gov

**R. Thayer Sheets**, NASA SBIR  
New Initiatives Manager  
Technology Commercialization Program Office  
Mail Stop: 211  
Phone: 757/864-2487  
Fax: 757/864-9711  
r.t.sheets@larc.nasa.gov

**Kate S. Spruill**, Program Analyst  
Technology Commercialization Program Office  
Mail Stop: 204  
Phone: 757/864-1808  
Fax: 757/864-8088  
k.s.spruill@larc.nasa.gov

**Dr. Rheal P. Turcotte**, Business Development Lead  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-8881  
Fax: 757/864-8314  
r.p.turcotte@larc.nasa.gov

**Rosa C. Webster**, Project Manager  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757/864-3493  
Fax: 757/864-8314  
r.c.webster@larc.nasa.gov

**Keith L. Woodman**, Project Manager  
Technology Commercialization Program Office  
Mail Stop: 200  
Phone: 757-864-7692  
Fax: 757-864-8314  
k.l.woodman@larc.nasa.gov

**Kelly A. Wright**, Legal Assistant  
Technology Commercialization Program Office  
Mail Stop: 211  
Phone: 757/864-2828  
Fax: 757/864-9190  
k.a.wright@larc.nasa.gov



## NASA Field Centers

### Section Two

*(Langley Research Center continued)*

**Robert L. Yang**, Manager, SBIR and STTR Programs  
Technology Commercialization Program Office  
Mail Stop: 211  
Phone: 757/864-8020  
Fax: 757/864-9711  
r.l.yang@larc.nasa.gov

**Vananda Hampton**, Program Assistant  
Safety Officer  
Mail Stop: CD30  
Phone: 256/544-0963  
Fax: 256/544-1815  
vananda.hampton@msfc.nasa.gov

**Benita Hayes**, National Space Science and  
Technology Center Liaison  
Technology Manager  
Mail Stop: CD30  
Phone: 256/544-9276  
Fax: 256/544-3151  
benita.hayes@msfc.nasa.gov

---

### *Marshall Space Flight Center*

Marshall Space Flight Center  
Huntsville, AL 35812-0001  
<http://www.msfc.nasa.gov>

---

**Brian Johnson**, Flight Projects Directorate Liaison  
Licensing Agent  
Technology Manager  
Mail Stop: CD30  
Phone: 256/544-3518  
Fax: 256/544-3151  
brian.johnson@msfc.nasa.gov

**Al Jordan**, Global Hydrology & Climate Liaison  
Center Technology Inventory Manager  
Technology Transfer Education Outreach  
Mail Stop: CD30  
Phone: 256/544-6532  
Fax: 256/544-3151  
alton.jordan@msfc.nasa.gov

**Carolyn McMillan**, Minority & Women-Owned  
Small Businesses Initiative Manager  
Technology Transfer Administrator  
Mail Stop: CD30  
Phone: 256/544-9151  
Fax: 256/544-3151  
carolyn.mcmillan@msfc.nasa.gov

**Sammy Nabors**, Senior Technology Licensing  
Agent  
Leader, Commercialization Assistance Team  
NASA Materials Initiative Liaison  
New Technology Reporting (Alternate)  
Technology Manager  
Mail Stop: CD30  
Phone: 256/544-5226  
Fax: 256/544-4810  
sammy.nabors@msfc.nasa.gov

◆ **Vernotto McMillan**, Director, Technology  
Transfer Program  
Mail Stop: CD30  
Phone: 256/544-2615  
Fax: 256/544-1815  
vernotto.mcmillan@msfc.nasa.gov

**Rhonda Childress-Thompson**  
Space Transportation Product Line Liaison  
Technology Manager  
Mail Stop: CD30  
Phone: 256/544-4329  
Fax: 256/544-4810  
rhonda.thompson@msfc.nasa.gov

**Dr. Jim Dowdy**, Technology Transfer Research  
Officer  
Optics Product Line Liaison  
Technology Manager  
Mail Stop: CD30  
Phone: 256/544-7604  
Fax: 256/544-3151  
jim.dowdy@msfc.nasa.gov

**Lynn Garrison**, SBIR/STTR Programs  
Operations Manager  
Department ISO 9000 Lead  
Technology Manager  
Mail Stop: CD30  
Phone: 256/544-6719  
Fax: 256/544-3151  
lynn.garrison@msfc.nasa.gov

◆ Denotes NCTM organization team leader





## NASA Field Centers

Section Two

*(Marshall Space Flight Center continued)*

**Roger K. Parisa**, Agreements Process Administrator  
Engineering Directorate Liaison  
Technology Manager  
Mail Stop: CD30  
Phone: 256/544-8949  
Fax: 256/544-3151  
roger.parisa@msfc.nasa.gov

**Susan Porter**, Customer Services  
Management Support Assistant  
Mail Stop: CD30  
Phone: 256/544-1484  
Fax: 256/544-1815  
susan.porter@msfc.nasa.gov

**Fred Schramm**, CDDF Program Manager  
Tennessee Valley Corridor Agreements Manager  
Technology Manager  
Mail Stop: CD30  
Phone: 256/544-0823  
Fax: 256/544-4810  
fred.schramm@msfc.nasa.gov

**Helen Stinson**, Small Business Programs Manager  
NASA Medical Devices Initiative Liaison  
Incubator Executive Board (Alternate)  
Technology Manager  
Mail Stop: CD30  
Phone: 256/544-7239  
Fax: 256/544-3151  
helen.stinson@msfc.nasa.gov

**Caroline Wang**, Software Release Authority  
Officer  
Technology Manager  
NASA Software Release Team Co-Leader  
Directorate ISO Facilitator/ Auditor  
Mail Stop: CD30  
Phone: 256/544-3887  
Fax: 256/544-4810  
caroline.wang@msfc.nasa.gov

**Susan L. Whitfield**, New Technology  
Reporting Officer (Primary)  
Technology Transfer Administrator  
Mail Stop: CD30  
Phone: 256/544-1933  
Fax: 256/544-4810  
susan.whitfield@msfc.nasa.gov

### *Stennis Space Center*

Stennis Space Center, MS 39529-6000  
<http://www.ssc.nasa.gov>

◆ **Kirk V. Sharp**, Manager, Office of Technology  
Transfer  
Intellectual Property Manager  
Mail Stop: TA00  
Phone: 228/688-1914  
Fax: 228/688-2408  
kirk.sharp@ssc.nasa.gov

**John Bailey**, Intellectual Property Manager  
Office of Technology Transfer  
Mail Stop: TA00  
Phone: 228/688-1660  
Fax: 228/688-2408  
john.bailey@ssc.nasa.gov

**David Powe**, Director  
Earth Sciences Application Directorate  
Mail Stop: MA00  
Phone: 228/688-2042  
Fax: 228/688-7455  
david.powe@ssc.nasa.gov

**Ray Bryant**, SBIR/STTR Program Manager  
Office of Technology Transfer  
Mail Stop: TA00  
Phone: 228/688-3964  
Fax: 228/688-2408  
ray.bryant@ssc.nasa.gov

**Judy Cook**, Administrative Assistant  
Office of Technology Transfer  
Mail Stop: TA00  
Phone: 228/688-2364  
Fax: 228/688-2408  
judy.cook@ssc.nasa.gov

◆ *Denotes NCTM organization team leader*



# NASA Headquarters

## Section Three

### *NASA Headquarters*

300 E. Street S.W.  
Washington, DC 20546-0001  
<http://www.hq.nasa.gov>

---

### *Office of Aerospace Technology*

---

◆ **Robert Norwood**, Director  
Commercial Technology Division  
Mail Stop: Code RC  
Phone: 202/358-2320  
Fax: 202/358-3878  
[rnorwood@hq.nasa.gov](mailto:rnorwood@hq.nasa.gov)

**Renee Pullen**, Secretary to Director  
Commercial Technology Division  
Mail Stop: Code RC  
Phone: 202/358-2320  
Fax: 202/358-3878  
[rpullen@hq.nasa.gov](mailto:rpullen@hq.nasa.gov)

**Michael Battaglia**, Commercial Programs  
Manager  
Mail Stop: Code RC  
Phone: 202/358-4658  
Fax: 202/358-3878  
[mbattaglia@hq.nasa.gov](mailto:mbattaglia@hq.nasa.gov)

**Paul Curto**, Senior Technologist  
Inventions & Contributions Board  
Mail Stop: Code RC  
Phone: 202/358-2279  
Fax: 202/358-3197  
[pcurto@hq.nasa.gov](mailto:pcurto@hq.nasa.gov)

**Walter Hussey**, Staff Director  
Inventions & Contributions Board  
Mail Stop: Code RC  
Phone: 202/358-0591  
Fax: 202/358-3197  
[whussey@hq.nasa.gov](mailto:whussey@hq.nasa.gov)

**Carl Ray**, NASA Tech Briefs and SBIR/STTR  
Program Executive  
Mail Stop: Code RC  
Phone: 202/358-4722  
Fax: 202/358-3878  
[cray@hq.nasa.gov](mailto:cray@hq.nasa.gov)

**Tracie Robinson**, Staff Secretary  
Inventions & Contributions Board  
Mail Stop: Code RI  
Phone: 202/358-4722  
Fax: 202/358-3197  
[trobins1@hq.nasa.gov](mailto:trobins1@hq.nasa.gov)

**Jonathan Root**, Program Executive  
Mail Stop: Code RC  
Phone: 202/358-1845  
Fax: 202/358-3878  
[jroot@hq.nasa.gov](mailto:jroot@hq.nasa.gov)

**Gail Sawyer**, Sr. Staff Specialist  
Mail Stop: Code RC  
Phone: 202/358-1637  
Fax: 202/358-3197  
[gsawyer@hq.nasa.gov](mailto:gsawyer@hq.nasa.gov)

**Janelle Turner**, Program Executive  
Commercial Technology Outreach and Education  
Mail Stop: Code RC  
Phone: 202/358-0704  
Fax: 202/358-3878  
[jturner@hq.nasa.gov](mailto:jturner@hq.nasa.gov)

**Michael Weingarten**, Marketing Specialist  
Mail Stop: Code RC  
Phone: 202/358-1680  
Fax: 202/358-3878  
[mweingarten@hq.nasa.gov](mailto:mweingarten@hq.nasa.gov)

**Jack Yadvish**, Commercial Development Specialist  
Mail Stop: Code RC  
Phone: 202/358-1981  
Fax: 202/358-3878  
[jyadvish@hq.nasa.gov](mailto:jyadvish@hq.nasa.gov)

**Leonard Yarbrough**, Operations Research  
Specialist  
Mail Stop: Code RC  
Phone: 202/358-0446  
Fax: 202/358-3878  
[lyarbrough@hq.nasa.gov](mailto:lyarbrough@hq.nasa.gov)

# NASA Headquarters


**Section Three**


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## *Small Business Programs: Small Business Innovation Research (SBIR)/Small Business Technology Transfer (STTR)*

---

**Pam Lanman Guzzone**, Commercialization Specialist  
 NASA SBIR/STTR Program Management Office  
 Mail Stop: 710.3--Bldg. 3 Rm 104  
 Phone: 301/286-3687  
 Fax: 301/286-0321  
 plguzzon@pop700.gsfc.nasa.gov

**Paul Mexcur**, SBIR/STTR Program Manager  
 Goddard Space Flight Center  
 Technology Program Management Office  
 Mail Stop: 705  
 Phone: 301/286-8888  
 Fax: 301/286-1717  
 pmexcur@pop700.gsfc.nasa.gov

**Carl Ray**, NASA Tech Briefs and SBIR/STTR Program Executive  
 Mail Stop: Code RC  
 Phone: 202/358-4652  
 Fax: 202/358-3878  
 cray@hq.nasa.gov

---

## *Office of Chief Financial Officer (Code B)*

---

- ◆ **Michael Medsker**, Resource Manager  
 Mail Stop: Code BR  
 Phone: 202/358-1027  
 Fax: 202/358-4240  
 mmedsker@hq.nasa.gov

---

## *Office of Human Resources and Education (Code F)*

---

- ◆ **Edward Hoffman**, Program and Project Management  
 Mail Stop: Code FT  
 Phone: 202/358-2182  
 Fax: 202/358-4164  
 ehoffman@hq.nasa.gov

---

## *Office of the General Counsel (Code G)*

---

- ◆ **Jack Mannix**, Associate General Counsel  
 Intellectual Property  
 Mail Stop: Code GP  
 Phone: 202/358-2424  
 Fax: 202/358-4341  
 jmannix@hq.nasa.gov

---

## *Office of External Relations (Code I)*

---

- ◆ **Robert Tucker**, Manager  
 International Technology Transfer Policy  
 Mail Stop: Code ID  
 Phone: 202/358-0330  
 Fax: 202/358-4080  
 rtucker@hq.nasa.gov

---

## *Office of Small and Disadvantaged Business Utilization (Code K)*

---

- ◆ **Anthony Diamond**, Small Business Advisor  
 Mail Stop: Code K  
 Phone: 202/358-0638  
 Fax: 202/358-3261  
 adiamond@hq.nasa.gov

---

## *Office of Legislative Affairs (Code L)*

---

- ◆ **Paul Eckert**, Legislative Affairs Specialist  
 Mail Stop: Code LB  
 Phone: 202/358-1924  
 Fax: 202/358-4340  
 peckert@hq.nasa.gov



## NASA Headquarters

### Section Three

---

#### *Office of Space Flight (Code M)*

---

- ◆ **Leonard Sirota, Sr. Engineer**  
Mail Stop: Code ML  
Phone: 202/358-4428  
Fax: 202/358-2835  
lsirota@hq.nasa.gov

---

#### *Office of Space Science (Code S)*

---

- ◆ **Glenn Mucklow, Program Executive**  
Mail Stop: SD  
Phone: 202/358-2235  
Fax: 202/358-4166  
gmucklow@hq.nasa.gov

---

#### *Office of Life and Microgravity Sciences and Applications (Code U)*

---

- ◆ **Candace Livingston, Lead**  
Commercial Research Development  
Mail Stop: UM  
Phone: 202/358-0697  
Fax: 202/358-4166  
clivingston@hq.nasa.gov

---

#### *Office of Earth Science (Code Y)*

---

- ◆ **Granville Paules, Manager**  
Technology Development and Commercialization  
Mail Stop: Code YF  
Phone: 202/358-0706  
Fax: 202/358-3092  
gpaules@hq.nasa.gov



# NASA Technology Transfer Network

Section Four

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## Technology Transfer Centers

---

### National

**Joseph Allen**, President  
National Technology Transfer Center (NTTC)  
Wheeling Jesuit University  
Wheeling, West Virginia 26003  
Phone: 304/243-2455  
Fax: 304/243-4384  
jallen@nttc.edu

### Regional

#### Far West

**Kenneth Dozier**, Director  
Technology Transfer Center  
3716 South Hope Street, Suite 200  
Los Angeles, CA 90007-4344  
Phone: 800/642-2872  
kdozier@mizar.usc.edu

#### Mid-Atlantic

**Charles Blankenship**, Director  
Technology Commercialization Center, Inc.  
12050 Jefferson Ave., Suite 340  
Newport News, Virginia 23606  
Phone: 757/269-0025  
Fax: 757/269-0123  
cpb@teccenter.org

#### Mid-Continent

**Gary Sera**, Director  
Technology Transfer Center  
Texas Engineering Extension Service  
Technology & Economic Development Division  
College Station, Texas 77840-7896  
Phone: 979/845-2907  
gary.sera@teexmail.tamu.edu

#### Midwest

**Marty Kress**, President  
Great Lakes Industrial Technology Center (GLITeC)  
20445 Emerald Parkway Drive, SW, Suite 200  
Cleveland, OH 44135  
Phone: 440/734-0094  
kressm@battelle.org

#### Northeast

**James Dunn**, Director  
Center for Technology Commercialization (CTC)  
1400 Computer Drive  
Westborough, Massachusetts 01581  
Phone: 508/870-0042  
jdunn@ctc.org

#### Southeast

**David Bridges**, Director  
Regional Technology Transfer Center (SERTTC)  
Georgia Institute of Technology  
151 6th Street  
216 O'Keefe Building  
Atlanta, Georgia 30332  
Phone: 404/894-6786  
david.bridges@edi.gatech.edu

---

## Technology Incubators

---

**Ames Technology Commercialization Center**  
The Enterprise Network  
650 Saratoga Avenue  
San Jose, CA 95129  
*Bill Musgrave*, Director  
Phone: 408/557-6820  
Fax: 408/557-6799  
bill@ten-net.org

**Business Technology Development Center**  
102A Wynn Drive,  
Huntsville, AL 35805  
*Joanne Randolph*, Executive Director  
Phone: 256/704-6000 x602

**California State Polytechnic University, Pomona**  
NASA Commercialization Center  
3801 West Temple Avenue, Bldg 86  
Pomona, CA 91786  
*Julie A. Holland*, Director  
Phone: 909/869-4477  
Fax: 909/869-4475  
jaholland@csupomona.edu



# NASA Technology Transfer Network

## Section Four

*(Technology Incubators continued)*

### **Emerging Technology Center -**

#### **NASA Business Incubator**

2400 Boston Street, Suite 300

Baltimore, MD 21224

*Ann Lansinger, Director of Technology Development*

Phone: 410/327-9150

### **Florida/NASA Business Incubation Center**

1311 N. Highway U.S. 1, Ste.129

Titusville, FL 32796

*Dave Kershaw, Executive Director*

Phone: 321/267-5601

Fax: 321/267-5099

dKershaw@trda.org

### **Hampton Roads Technology Incubator**

24 Research Drive

Hampton, VA 23666

*Marty Kaszubowski, Director*

Phone: 757/865-2141

Fax: 757/865-0298

martinka@hrtc.org

### **Lewis Incubator for Technology**

16651 Sprague Road

Strongsville, OH 44136

*Wayne P. Zeman, Executive Director*

Phone: 440/260-3300

wzeman@grc.nasa.gov

### **Mississippi Enterprise for Technology**

Bldg. 1103, Rm. 140

Stennis Space Center, MS 39529

*Greg Hinkebein, President and CEO*

Phone: 228/688-3144

### **University of Houston/NASA Technology Center**

University of Houston

Houston, TX 77204

*Bridget Smalley, UH NASA Technology Incubator*

Phone: 713/743-9155

## Technology Facilitators

### **Center for AeroSpace Information (CASI)**

7121 Standard Drive

Hanover, MD 21076-1320

*Jutta Schmidt, Spinoff Project Manager*

Phone: 301/621-0182

Fax: 301/621-0134

jschmidt@sti.nasa.gov

### **NASA Tech Briefs**

317 Madison Avenue, Suite 1900

New York, NY 10017

*Joseph Pramberger, Publisher*

Phone: 212/490-3999

Fax: 212/986-7864

joe@abptuf.org

### **Research Triangle Institute**

3040 Cornwallis Road

P.O. Box 12194

Research Triangle Park, NC 27709-2194

*Dan Winfield, Executive Director*

Phone: 919/541-6431

Fax: 919/541-6221

winfield@rti.org



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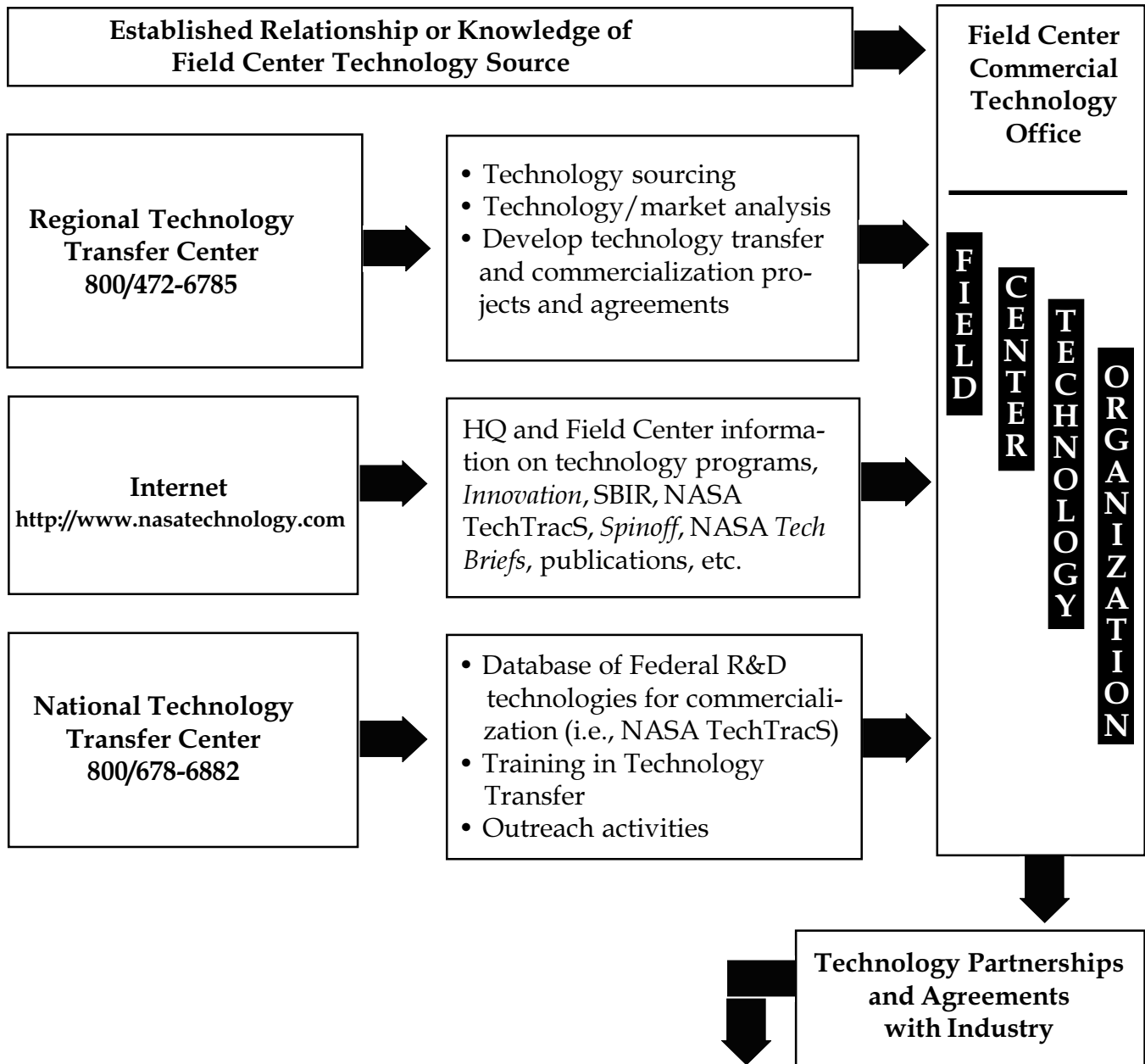
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# NASA's Commercial Technology Program

## Section Five

### Customer Inquiry



**Commercial Products and Services  
NASA Success Stories  
U.S. Economic Benefits**

## Notes





## Notes



## Notes



# NASA's Commercial Technology Network (NCTN) Organization



- ◆ NASA Headquarters
- Regional Technology Transfer Centers (RTTCs)
- ▲ NASA Field Centers
- \* Technology Incubators
- ✕ National Technology Transfer Center (NTTC)

<p><b>Ames Research Center</b> Selected technological strengths are Information Technology, Biotechnology, Nanotechnology, Aerospace Operations, Astrobiology, Fundamental Space Biology, Computer Science, Rotorcraft/Powered Lift Vehicles, and Thermal Protection Systems</p> <p><b>Carolina Blake</b> Ames Research Center Moffett Field, CA 94035 650/604-1754 cblake@mail.arc.nasa.gov</p>	<p><b>Goddard Space Flight Center</b> Selected technological strengths Earth and Space Science Missions, Sensors/ Detectors, Instruments, Structure, Mechanisms, Thermal and Contamination, GNC (guidance, navigation and control), Communications, Command and Data Handling, and Information Systems</p> <p><b>Nona K. Cheeks</b> Goddard Space Flight Center Greenbelt, Maryland 20771 301/286-5810 Nona.K.Cheeks.1@gsfc.nasa.gov</p>	<p><b>John H. Glenn Research Center at Lewis Field</b> Selected technological strengths are Aeropropulsion, Communications, Energy Technology, High Temperature Materials Research, Microgravity Science and Technology, and Instrumentation and Controls</p> <p><b>Larry A. Viterna</b> Glenn Research Center Cleveland, OH 44135 216/433-3484 Larry.A.Viterna@grc.nasa.gov</p>	<p><b>Kennedy Space Center</b> Selected technological strengths are Fluid Systems Technologies, Spaceport Structures and Materials, Process and Human Factors Engineering, Command, Control and Monitoring Technologies, Range Technologies, and Spaceport Biological Sciences</p> <p><b>James A. Aliberti</b> Kennedy Space Center Kennedy Space Center, FL 32899 321/867-6224 jim.aliberti-1@ksc.nasa.gov</p>	<p><b>Marshall Space Flight Center</b> Selected technological strengths are Materials, Manufacturing, Non-destructive Evaluation, Biotechnology, Space Propulsion, Controls and Dynamics, Structures, Space Optics and Microgravity Processing</p> <p><b>Vernotto McMillan</b> Marshall Space Flight Center Huntsville, AL 35812 256/544-2615 vernotto.mcmillan@msfc.nasa.gov</p>
<p><b>Dryden Flight Research Center</b> Selected technological strengths are Aerodynamics, Aeronautics Flight Testing, Aeropropulsion, Flight Systems, Thermal Testing and Integrated Systems Test and Validation</p> <p><b>Jenny Baer-Riedhart</b> Dryden Flight Research Center Edwards, CA 93523 661/276-3689 jenny.baer-riedhart@drc.nasa.gov</p>	<p><b>Jet Propulsion Laboratory</b> Selected technological strengths are Near/Deep-Space Mission Engineering, Microspacecraft, Space Communications, Information Systems, Remote Sensing and Robotics</p> <p><b>Art Murphy, Acting Director</b> Jet Propulsion Laboratory Pasadena, CA 91109 818/354-3480 arthur.j.murphy-jr@jpl.nasa.gov</p>	<p><b>Johnson Space Center</b> Selected technological strengths are Human Space Flight Planning, Implementation and Operations; Life Sciences, Environmental Sciences, Nanotechnology Applications, Artificial Intelligence, Robotics, Avionics, Sensors, Medical Devices, Communications, Testing and Evaluation of Earth and Extraterrestrial Materials.</p> <p><b>Charlene E. Gilbert</b> Johnson Space Center Houston, TX 77058 218/483-0474 charlene.e.gilbert1@jsc.nasa.gov</p>	<p><b>Langley Research Center</b> Selected technological strengths are Aerodynamics, Flight Systems, Materials, Structures, Sensors, Measurements and Information Sciences</p> <p><b>Wilson T. Lundy</b> Langley Research Center 3 Langley Blvd. Hampton, VA 23681 757/864-6005 w.t.lundy@larc.nasa.gov</p>	<p><b>Stennis Space Center</b> Selected technological strengths are Propulsion Systems, Test/Monitoring, Remote Sensing and Non-intrusive Instrumentation</p> <p><b>Kirk V. Sharp</b> Stennis Space Center Stennis Space Center, MS 39529 228/688-1914 kirk.sharp@ssc.nasa.gov</p>

## NASA ONLINE

NASA's Commercial Technology Network is now providing information services on the World Wide Web. For the purposes of readability and organization, we have chosen to use some "extended Web form" commands. To reach the network the way it is intended to appear, you will need to use a "forms compatible browser." The URL for the NASA Commercial Technology Network is <http://nctn.hq.nasa.gov>.

## Exhibit 3

## Exhibit 3

**SUPER SEARCH**

Advanced Search for Contracts

**BY CONTRACTOR**

Search by Name:  **GO**

Top 100 Contractors (2009) **GO**

Awards by Contractor State

Awards by Cong. District of contractor

**BY PLACE OF PERFORMANCE**

Overview Congressional Districts **GO**

Overview by State **GO**

**BY CONTRACTING AGENCY**

Overview by Major Agency **GO**

**BY COMPETITION TYPE**

By Competition Type

**BY PRODUCT OR SERVICE**

By Product or Service Provided

Competition and Service, 2009 **GO**

The contracts database is compiled from government data last released on 05/28/2009



## Contracts to RAPID IMAGING SOFTWARE IN (FY 2000-2009)



PRINTER-FRIENDLY

Search Criteria Used (More)	
Federal Fiscal Year	ALL <b>GO</b>
Level of Detail	High (list of transactions) <b>GO</b>
Output	HTML <b>GO</b>

### List of Individual Transaction for FY 2009 3Q \* ?

You can click on the column headers below to re-sort the search.

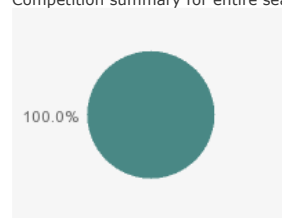
Amount	Parent Company Name	Major Agency	Product or Service	Date
\$1,761,886	RAPID IMAGING SOFTWARE IN	Dept. of Transportation	Miscellaneous	2009-03-20
\$150,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2009-01-28

\*Note: FY 2009 only includes data up through part of third quarter.

Total transactions for fiscal year 2009: **2**

Total funding (within this search) for the year: **\$1,911,886**

Competition summary for entire search for fiscal year 2009:



Full and open competition	\$0
Full and open competition, but only one bid	\$0
Competition after exclusion of sources	\$150,000
Follow-on contract	\$1,761,886
Not available for competition	\$0
Not competed	\$0
Unknown	\$0

### List of Individual Transaction for FY 2008

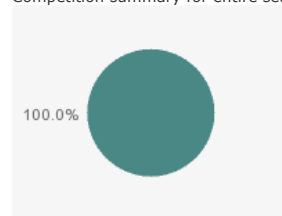
You can click on the column headers below to re-sort the search.

Amount	Parent Company Name	Major Agency	Product or Service	Date
\$207,500	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2007-12-19
\$100,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2008-02-01
\$18,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2008-04-28
\$12,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2008-09-23

Total transactions for fiscal year 2008: **4**

Total funding (within this search) for the year: **\$337,500**

Competition summary for entire search for fiscal year 2008:



Full and open competition	\$0
Full and open competition, but only one bid	\$0
Competition after exclusion of sources	\$337,500
Follow-on contract	\$0
Not available for competition	\$0
Not competed	\$0
Unknown	\$0

### List of Individual Transaction for FY 2007



You can click on the column headers below to re-sort the search.

Amount	Parent Company Name	Major Agency	Product or Service	Date
\$0	RAPID IMAGING SOFTWARE IN NASA		Research and development	2007-01-19
\$0	RAPID IMAGING SOFTWARE IN NASA		Research and development	2006-11-28

Total transactions for fiscal year 2007: **2**

Total funding (within this search) for the year: **\$0**

Competition summary for entire search for fiscal year 2007:

Full and open competition	\$0
Full and open competition, but only one bid	\$0
Competition after exclusion of sources	\$0
Follow-on contract	\$0
Not available for competition	\$0
Not competed	\$0
Unknown	\$0

### List of Individual Transaction for FY 2006

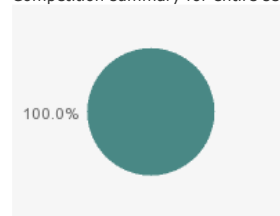
You can click on the column headers below to re-sort the search.

Amount	Parent Company Name	Major Agency	Product or Service	Date
\$248,000	RAPID IMAGING SOFTWARE IN NASA		Research and development	2006-03-09

Total transactions for fiscal year 2006: **1**

Total funding (within this search) for the year: **\$248,000**

Competition summary for entire search for fiscal year 2006:



Full and open competition	\$0
Full and open competition, but only one bid	\$0
Competition after exclusion of sources	\$248,000
Follow-on contract	\$0
Not available for competition	\$0
Not competed	\$0
Unknown	\$0

### List of Individual Transaction for FY 2005

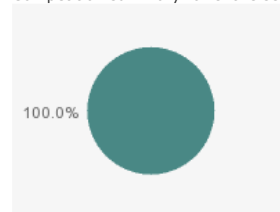
You can click on the column headers below to re-sort the search.

Amount	Parent Company Name	Major Agency	Product or Service	Date
\$117,000	RAPID IMAGING SOFTWARE IN NASA		Research and development	2005-07-26
\$75,000	RAPID IMAGING SOFTWARE IN NASA		Research and development	2004-12-16
\$0	RAPID IMAGING SOFTWARE IN NASA		Research and development	2005-05-06
\$0	RAPID IMAGING SOFTWARE IN NASA		Research and development	2005-02-11

Total transactions for fiscal year 2005: **4**

Total funding (within this search) for the year: **\$192,000**

Competition summary for entire search for fiscal year 2005:



Full and open competition	\$0
Full and open competition, but only one bid	\$0
Competition after exclusion of sources	\$192,000
Follow-on contract	\$0

Not available for competition	\$0
Not competed	\$0
Unknown	\$0

**List of Individual Transaction for FY 2004**

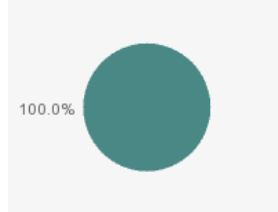
You can click on the column headers below to re-sort the search.

Amount	Parent Company Name	Major Agency	Product or Service	Date
\$105,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2003-10-01
\$88,141	RAPID IMAGING SOFTWARE IN	Dept. of Defense	Research and development	2004-09-10
\$70,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2004-01-14
\$60,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2003-10-01
\$60,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2003-10-01

Total transactions for fiscal year 2004: **5**

Total funding (within this search) for the year: **\$383,141**

Competition summary for entire search for fiscal year 2004:



Full and open competition	\$0
Full and open competition, but only one bid	\$0
Competition after exclusion of sources	\$295,000
Follow-on contract	\$0
Not available for competition	\$0
Not competed	\$88,141
Unknown	\$0

**List of Individual Transaction for FY 2003**

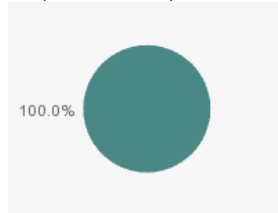
You can click on the column headers below to re-sort the search.

Amount	Parent Company Name	Major Agency	Product or Service	Date
\$100,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2003-02-15
\$100,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2003-04-15
\$95,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2003-08-15

Total transactions for fiscal year 2003: **3**

Total funding (within this search) for the year: **\$295,000**

Competition summary for entire search for fiscal year 2003:



Full and open competition	\$0
Full and open competition, but only one bid	\$0
Competition after exclusion of sources	\$295,000
Follow-on contract	\$0
Not available for competition	\$0
Not competed	\$0
Unknown	\$0

**List of Individual Transaction for FY 2002**

You can click on the column headers below to re-sort the search.

Amount	Parent Company Name	Major Agency	Product or Service	Date
\$80,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2002-09-15
\$70,000	RAPID IMAGING SOFTWARE IN	NASA	Research and development	2001-12-15

Total transactions for fiscal year 2002: **2**

Total funding (within this search) for the year: **\$150,000**

Competition summary for entire search for fiscal year 2002:



Full and open competition	\$0
Full and open competition, but only one bid	\$0
Competition after exclusion of sources	\$150,000
Follow-on contract	\$0
Not available for competition	\$0
Not competed	\$0
Unknown	\$0

### List of Individual Transaction for FY 2001

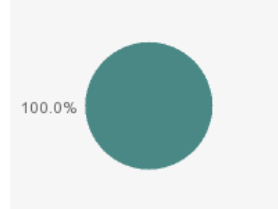
You can click on the column headers below to re-sort the search.

Amount	Parent Company Name	Major Agency	Product or Service	Date
<b>\$215,000</b>	RAPID IMAGING SOFTWARE IN NASA		Research and development	2000-11-15
<b>\$129,000</b>	RAPID IMAGING SOFTWARE IN NASA		Research and development	2001-01-15
<b>\$53,000</b>	RAPID IMAGING SOFTWARE IN NASA		Research and development	2001-09-15

Total transactions for fiscal year 2001: **3**

Total funding (within this search) for the year: **\$397,000**

Competition summary for entire search for fiscal year 2001:



Full and open competition	\$0
Full and open competition, but only one bid	\$0
Competition after exclusion of sources	\$397,000
Follow-on contract	\$0
Not available for competition	\$0
Not competed	\$0
Unknown	\$0

### List of Individual Transaction for FY 2000

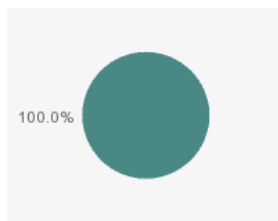
You can click on the column headers below to re-sort the search.

Amount	Parent Company Name	Major Agency	Product or Service	Date
<b>\$155,000</b>	RAPID IMAGING SOFTWARE IN NASA		Research and development	2000-02-15
<b>\$101,000</b>	RAPID IMAGING SOFTWARE IN NASA		Research and development	1999-11-15

Total transactions for fiscal year 2000: **2**

Total funding (within this search) for the year: **\$256,000**

Competition summary for entire search for fiscal year 2000:



Full and open competition	\$0
Full and open competition, but only one bid	\$0
Competition after exclusion of sources	\$256,000
Follow-on contract	\$0
Not available for competition	\$0
Not competed	\$0
Unknown	\$0

**\*END OF REPORT\***

This search was done on May 3, 2010.



The contracts database is compiled from government data last released on 05/28/2009

This search result was produced as a project of **OMB Watch**. The data was obtained from the **Federal Procurement Data System** (FPDS) - Next Generation and other federal government sources through **Eagle Eye Publishers, Inc.** Eagle Eye also provided identification of parent companies and other data improvements.

Search Criteria Used	
Federal Fiscal Year	ALL <input type="button" value="GO"/>
Assigned Parent Company ID	286355
Sort By	Dollar Amount of Transaction
Number of records	Only the first 500 for each year
Level of Detail	High (list of transactions) <input type="button" value="GO"/>
Output	HTML <input type="button" value="GO"/>

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## Exhibit 4

## Exhibit 4

**McNutt, Jan (HQ-MC000)**

---

**From:** Robert Adams-OTG [radams@optimatechnologygroup.com]  
**Sent:** Tuesday, September 30, 2008 1:04 PM  
**To:** McNutt, Jan (HQ-MC000)  
**Subject:** FW: Jan S. McNutt, Please see the attached letter; it is your response to your most recent letter.  
**Attachments:** OTG\_NASA\_25AUG08.pdf; OTG\_NASA\_Refs.pdf; nasa\_usps.pdf

Sir,

As you know, we offered to settle this infringement matter by NASA for \$75,000.00 and are still waiting for a response.

Dr. Adams

---

**From:** Robert Adams-OTG [mailto:radams@optimatechnologygroup.com]  
**Sent:** Monday, August 25, 2008 3:48 PM  
**To:** 'McNutt, Jan (HQ-MC000)'; 'jan.mcnutt@nasa.gov'  
**Subject:** Jan S. McNutt, Please see the attached letter; it is your response to your most recent letter.

Sent via U.S. Mail with tracking number

Jan S. McNutt,

Please see the attached letter; it is your response to your most recent letter.


Thank you,

Dr. Robert Adams – CEO  
Optima Technology Group  
949-419-6970 Phone  
949-226-7378 Fax

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Finally, it is the practice of the Office of the General Counsel to conduct official business in writing so that a written record is created and maintained. In most instances, therefore, communications between us should be in written form (letters, E-mails, or faxes), rather than by telephone.

Sincerely,

  
Jan S. McNutt  
Attorney-Advisor