

Exhibit D

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

THE AUTHORS GUILD, INC., et al.,

Plaintiffs,

v.

HATHITRUST, et al.,

Defendants.

Case No. 11-cv-6351(HB)

DECLARATION OF GEORGINA KLEEGER

I, Georgina Kleege, do hereby declare that:

1. I am over eighteen years of age and am competent to make this Declaration.
2. I am legally blind.
3. I am a Lecturer in Creative Writing and Disability Studies and a member of the English Department at the University of California, Berkeley. I have served in this position since 2003. Previously, I was an Adjunct Professor at the Ohio State University from 1991-2002.
4. To access print materials, I use JAWS, a screen reader. Although I read braille, the paucity of titles in braille and the expenses and delays in creating a braille book cause me to rely mostly on digital copies of books and journals for work and pleasure reading. I obtain digital books from Bookshare when they are available.
5. Currently, when I wish to read books from the Berkeley library, I must scan each page and run it through optical character recognition software. This process is very time consuming. As a result, I rarely borrow print materials from the library.

6. The lack of accessible print materials has affected my education and career.

Although I was very successful as an undergraduate student at Yale University, I spent a significant amount of time searching for human readers to help me complete my coursework. Because of the time constraints involved with finding readers, my professors discouraged me from pursuing a Ph.D.

7. In addition, I know that the Berkeley Student Disability Services Office cannot timely process all requests for accessible print materials. Although the people in that office are highly skilled and educated to provide training and counseling for students, they spend the majority of their time scanning books for print-disabled students. For blind Berkeley students and faculty to have immediate access to millions of books through the HathiTrust collection would elevate those students' and my own ability to function and would give us access to the same trove of information available to our sighted peers. Moreover, the time I spend searching for or making accessible copies could be devoted to my academic pursuits. Immediate access to electronic versions of millions of literary works would be, for me, transformative.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 12/5/11


Georgina Kleege