

DEPOSIT AGREEMENT

This Deposit Agreement (“Agreement”) is between Utah State University (“USU”) and the Principal Investigator (“PI”):

Principal Investigator:	James A. Lutz		
Department:	Wildland Resources		
Phone:	435-797-0478	Email:	james.lutz@usu.edu

Research Project Information:

Project Name:	Yosemite Forest Dynamics Plot surface fuels
Sponsor:	Utah Agricultural Experiment Station
Sponsor Contract Number:	Project 1153
Research Data Description:	Pre-fire and post-fire surface fuels

Applicable Policy: USU Policy 588: Research Data (“Policy 588”) governs the use, retention, maintenance, and sharing of Research Data produced as part of USU’s research enterprise. Unless otherwise designated herein, all capitalized terms, including “PI”, “Investigator”, “Research”, and “Research Data,” are defined in Policy 588.

Purpose: The purpose of this Agreement is for USU to receive the necessary assurances from the PI regarding the Research Data prior to depositing the Research Data into USU’s Open Access Institutional Repository (“Repository”).

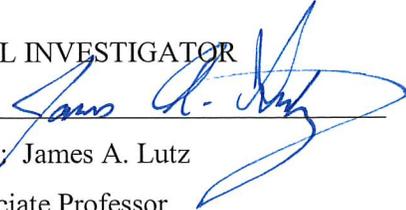
The PI hereby acknowledges and agrees as follows:

1. Ownership. USU acquires and retains title to all Research Data.
2. Original Work. The Research Data is the original work of the PI and associated Investigators or the Research Data does not contain material from other works unless such other works are used with the written consent of the applicable copyright owner.
3. Attribution. The PI has appropriately acknowledged and will continue to acknowledge other Investigators or researchers whose work contributed to the Research Data.
4. Third-Party Rights. The Research Data does not violate or infringe any personal or property rights of others and does not contain anything libelous or contrary to law.
5. Transferred Rights. The PI has not transferred, licensed, or otherwise granted any rights of any kind in the Research Data to any other party.
6. Restrictions. Depositing the Research Data into the Repository does not violate an existing publication agreement, Institutional Review Board recommendations, or any contract governing the Research Data.
7. Sponsorship Obligations. The PI has fulfilled any right of review, confidentiality, or other obligations required by the Sponsor Contract.
8. Accuracy. The PI has made a reasonable effort to ensure that the Research Data is accurate.
9. Compliance with Federal Law. The PI has prepared the Research Data for publication through the

Repository by removing confidential or sensitive information, including:

- a. "Health Information" or "Protected Health Information" as defined and protected by the Health Insurance Portability and Accountability Act of 1996 (HIPAA), 45 CFR Part 160 and Part 164, Subparts A, C, & E;
- b. "Personal Information" as defined and protected by the Family Educational Rights and Privacy Act of 1974 (FERPA) 34 CFR Part 99 and the associated Protection of Pupil Rights Amendment (PPRA); and
- c. Information that is restricted under the Export Administration Regulations (15 CFR 730-774) or the International Traffic in Arms Regulations (22 CFR 120-130).

PRINCIPAL INVESTIGATOR

Signature: 

Print Name: James A. Lutz

Title: Associate Professor

Date: 27 November, 2018