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# ResearchGate, Copyright, and You

Andrée Rathemacher University of Rhode Island, andree@uri.edu

Julia Lovett *University of Rhode Island*, jalovett@uri.edu

See next page for additional authors

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Authors Andrée Rathemacher, Julia Lovett, and Amanda Izenstark

# ResearchGate, Copyright, and You

University Libraries Search Savvy Seminar November 4, 2016 and November 15, 2016

### "academic social network"

## ResearchGate

## academia.edu

### "scholarly collaboration network"

ResearchGate logo source: https://www.researchgate.net/press.

Academia.edu logo image source: https://commons.wikimedia.org/

You may have heard of the academic social networks ResearchGate and Academia.edu.

Also referred to as scholarly collaboration networks, these websites are like Facebook or LinkedIn for academic researchers.

#### Academia.edu

- Launched in 2008 (Source: <a href="https://en.wikipedia.org/wiki/Academia.edu">https://en.wikipedia.org/wiki/Academia.edu</a>)
- As of 10/26/2016, has over 43 million users / almost 16 million papers / over 36 million unique visitors a month (Source: <a href="https://www.academia.edu/about">https://www.academia.edu/about</a>)
- Despite having an Internet domain of .edu, Academia.edu is a dot.com.

#### ResearchGate

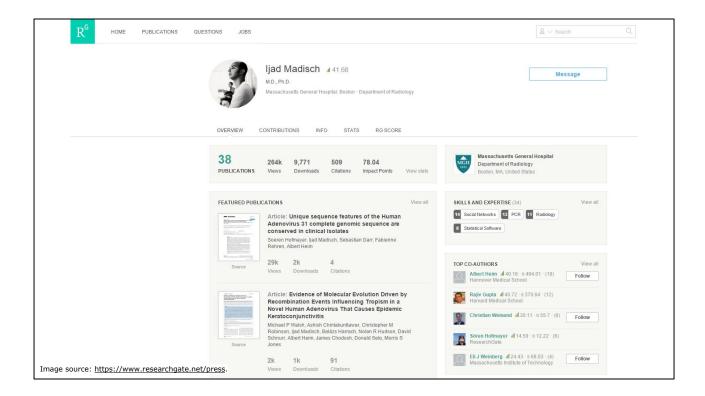
- Founded in 2008 (Source: <a href="https://www.researchgate.net/about">https://www.researchgate.net/about</a>)
- As of 10/26/2016, has over 10 million users / over 100 million publications / over 35 million monthly visits (Source: https://solutions.researchgate.net/advertising/)
- Smaller number of users than Academia.edu because joining requires an email address at a recognized institution or to be manually confirmed as a published researcher. (Source: https://explore.researchgate.net/display/support/Signing+up+for+ResearchGat

- <u>e</u>).
- ResearchGate has been criticized for generating automated profiles for non-users and harvesting and posting full-text articles without their permission. (Sources: Van Noorden, Richard. "Scientists and the Social Network." *Nature* 512 (14 August 2014): 126-129; "Should I send a 'cease-and-desist' letter to ResearchGate?,"

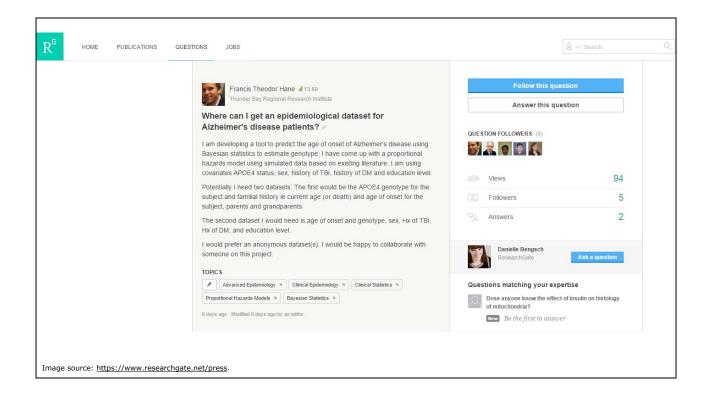
http://academia.stackexchange.com/questions/24127/should-i-send-a-cease-a nd-desist-letter-to-researchgate).

A survey by *Nature* in May 2014 found that ResearchGate was much better known to researchers (88%) than Academia.edu (29%). (Source: Van Noorden, Richard. "Scientists and the Social Network." *Nature* 512 (14 August 2014): 126-129).

Another survey conducted from 2015-2016 found that ResearchGate was more than twice as popular as Academia.edu (61% vs. 28%) and that ResearchGate is used particularly by researchers in the sciences. (Source: Matthews, David. "Do academic social networks share academics' interests? *Times Higher Education* (7 April 2016), <a href="https://www.timeshighereducation.com/features/do-academic-social-networks-share-academics-interests">https://www.timeshighereducation.com/features/do-academic-social-networks-share-academics-interests</a>)



Users create profiles and are encouraged to list their publications and other scholarly activities, to upload copies of articles they've authored, and to collaborate with other scholars with common interests.



Academic social networks can help you make connections, find jobs, learn what other researchers in your field are working on, and ask and answer questions.

But before you create a profile on one of these sites, there are certain things you should know.



First, these are commercial ventures, and while there is currently no charge to use them, their business model is to find a way to profit from the data that users provide.

You may be fine with that, but be aware that these sites could disappear if they don't meet investors' expectations, and that you have no control over what they do with <u>your</u> information.

**ResearchGate** has raised over \$35 million in venture capital funding. Their business strategy is focused on highly targeted advertising, for example to scientific equipment manufacturers, and their founder claims "they are already the largest job board for the scientific community."

#### Sources:

- Wikipedia, "ResearchGate," <a href="https://en.wikipedia.org/wiki/ResearchGate">https://en.wikipedia.org/wiki/ResearchGate</a>
- Matthews, David. "Do academic social networks share academics' interests?
   *Times Higher Education* (7 April 2016),
   <a href="https://www.timeshighereducation.com/features/do-academic-social-networks-share-academics-interests">https://www.timeshighereducation.com/features/do-academic-social-networks-share-academics-interests</a>
- <a href="https://solutions.researchgate.net/advertising/">https://solutions.researchgate.net/advertising/</a>
- https://solutions.researchgate.net/recruiting

**Academia.edu** has raised \$17.7 million from a range of investors.

With regard to their business model, Richard Price, Academia.edu CEO, has said, "The goal is to provide trending research data to R&D institutions that can improve the quality of their decisions by 10-20%."

In 2016, they launched Academia Premium, which provides authors with enhanced analytics for \$9.99 a month or \$99 a year.

They also make "some revenue" from advertising and job ads.

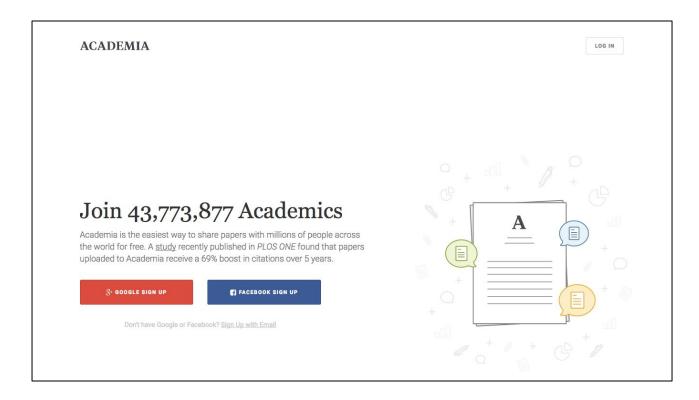
#### Sources:

- https://www.academia.edu/about, accessed 10/26/2016
- Personal communication from Academia.edu, 10/19/2016
- Shema, Hadas. "Interview with Richard Price, Academia.edu CEO," Scientific American blog, 10/31/2012,
   <a href="https://blogs.scientificamerican.com/information-culture/interview-with-richard-price-academia-edu-ceo/">https://blogs.scientificamerican.com/information-culture/interview-with-richard-price-academia-edu-ceo/</a>
- Matthews, David. "Do academic social networks share academics' interests?
   *Times Higher Education* (7 April 2016),
   <a href="https://www.timeshighereducation.com/features/do-academic-social-networks-share-academics-interests">https://www.timeshighereducation.com/features/do-academic-social-networks-share-academics-interests</a>



Second, since these are commercial sites, you should be very careful about uploading the full text of your publications.

By doing so, you could violate the copyrights held by your publishers.



(Note: the PLOS ONE study referred to on the screen was written by Academia.edu employees. <a href="http://dx.doi.org/10.1371/journal.pone.0148257">http://dx.doi.org/10.1371/journal.pone.0148257</a>)

ResearchGate and Academia.edu strongly encourage you to upload and share your papers.

#### Academia.edu

Richard Price, Academia.edu CEO: "The goal of the company is to rebuild science publishing from the ground up." (Source: Van Noorden, Richard. "Scientists and the Social Network." *Nature* 512 (14 August 2014): 126-129).

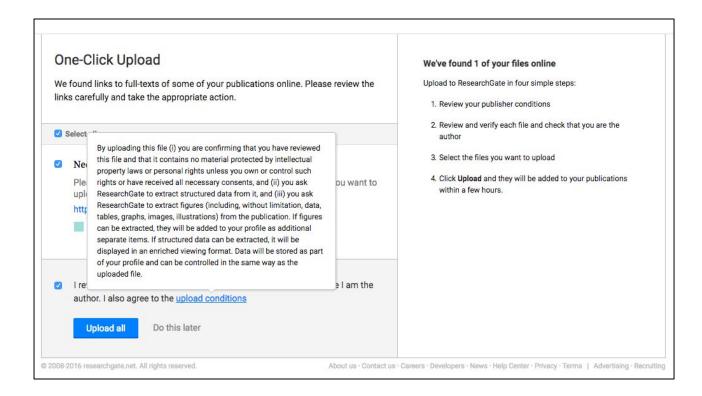
Academia.edu's PR materials claim, "Academia.edu is committed to enabling the transition to a world where there is open access to academic literature." (Source: "Elsevier is taking down papers from Academia.edu," December 6, 2013, <a href="https://svpow.com/2013/12/06/elsevier-is-taking-down-papers-from-academia-edu/">https://svpow.com/2013/12/06/elsevier-is-taking-down-papers-from-academia-edu/</a>)

#### ResearchGate

Ijad Madisch, ResearchGate CEO, says ResearchGate aims to help "free knowledge from the Ivory Tower, to digitize it and make it accessible for everyone in order to accelerate scientific progress." (Source: TechCrunch, 6/4/2013, <a href="https://techcrunch.com/2013/06/04/bill-gates-benchmark-and-more-pour-35m-into-researchgate-the-professional-network-for-scientists/">https://techcrunch.com/2013/06/04/bill-gates-benchmark-and-more-pour-35m-into-researchgate-the-professional-network-for-scientists/</a>)

ResearchGate "About" page states, "Our mission is to connect researchers and make it easy for them to share and access scientific output, knowledge, and expertise... Here's how it works: Share your publications, access millions more, and publish your data." (Source: <a href="https://www.researchgate.net/about">https://www.researchgate.net/about</a>, accessed 8/11/2016).

So, these statements make it sound like you can just upload all your articles, no questions asked, it's okay!



But when you read their terms of use carefully, you'll see that they actually prohibit any violations of copyright.

#### ResearchGate

When you upload a file you confirm that "you have reviewed this file and that it contains no material protected by intellectual property laws or personal rights unless you own or control such rights or have received all necessary consents."

Legally binding Terms and Conditions: "Users may only request storage of such information as they may legally store and publish. User must not request to store any information that infringes any third party's copyright, trademarks, other intellectual property rights or any other rights." (Source: Terms and Conditions, <a href="https://www.researchgate.net/application.TermsAndConditions.html">https://www.researchgate.net/application.TermsAndConditions.html</a>, accessed 8/11/2016)

#### Academia.edu

Terms of use include the following:

"General Prohibitions. You agree not to do any of the following: Post, upload, publish, submit or transmit any Content that: (i) infringes, misappropriates or violates a third

party's patent, copyright, trademark, trade secret, moral rights or other intellectual property rights, or rights of publicity or privacy..."

"Copyright Policy. Academia.edu respects copyright law and expects its users to do the same. It is Academia.edu's policy to terminate, in appropriate circumstances, Members or other account holders who repeatedly infringe or are believed to be repeatedly infringing the rights of copyright holders." (Source: Academia.edu *Terms of Use*, <a href="https://www.academia.edu/terms">https://www.academia.edu/terms</a>, accessed 8/11/2016.)

So, they're making it clear in the fine print that you DO have to adhere to copyright law.

Share full-text publicly	×
Article: Serials Spoken Here	
This publication is classified Romeo Green. <u>Learn more</u>	
Select full-text file	
☐ I reviewed and verified the above files I'm uploading. I confirm I am the author and agree to the upload conditions	
Add any existing URL or DOI link for the full-text	
Upload	

Yet both sites also include technically correct but misleading information, primarily by suggesting that the <a href="Sherpa/Romeo website">Sherpa/Romeo website</a> guide to publisher self-archiving policies applies in the case of ResearchGate and Academia.edu.

[See examples in yellow below.]

As we will see, posting on <u>commercial</u> sites like ResearchGate and Academia.edu is prohibited by many publishers, even so-called "green" publishers in Sherpa/Romeo.

#### ResearchGate

ResearchGate's Help Center suggests says, "You can self-archive your work on ResearchGate by uploading full-text versions of your publications." It also suggests that authors check Sherpa/Romeo, and that "green means you should be safe to add a full-text."

But they also warn, "You should always check your publisher conditions to make sure you are not breaching copyright." (Sources: <a href="https://explore.researchgate.net/">https://explore.researchgate.net/</a>, <a href="https://explore.researchgate.net/display/support/Full-texts+and+self-archiving">https://explore.researchgate.net/display/support/Full-texts+and+self-archiving</a>, accessed 8/11/2016)

#### Academia.edu

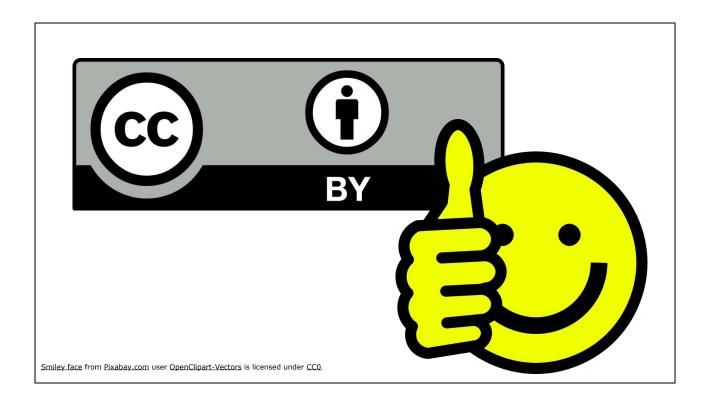
Academia.edu's Copyright FAQ includes misleading information:

"Do I own my work or article? Do I have the right to post my work or article on Academia.edu?

The answers to these questions will depend upon your particular situation. The general rule is that the person who creates a work is the author and owner of the work. However, there are exceptions to that rule for works made for hire and for copyrights that have been transferred, assigned, willed or given to another party. For example, copyright ownership of a paper written by a faculty member may be determined in several ways, including by a written agreement between the university and the faculty member or by the university's institutional policies on the ownership of copyrights for works created at the university and the allocation of royalties between the university and the author. In addition, publishers frequently require authors to transfer their copyrights to the publishers as a condition of publication. The transfer of ownership of a copyright to a publisher will prevent the author from future use of the work unless the author has agreed with the publisher that he or she reserves his or her right to use the work for certain purposes, such as teaching, research or other non-profit educational activities, or for certain types of use, such as rights to post an electronic version of the work on the faculty member's website or on websites like Academia.edu. Many journals will also allow an author to retain rights to all pre-publication drafts of his or her published work, which permits the author to post a pre-publication version of the work on Academia.edu. According to Sherpa, which tracks journal publishers' approach to copyright, 90% of journals allow uploading of either the pre-print or the post-print of your paper." Source: Academia.edu Copyright Policy, https://www.academia.edu/copyright, accessed 10/26/2016.

And CEO Richard Price admits that academics can make their <u>preprint</u> manuscripts freely available even if the final article is under copyright. (Source: Matthews, David. "Do academic social networks share academics' interests? *Times Higher Education* (7 April 2016),

https://www.timeshighereducation.com/features/do-academic-social-networks-share-a cademics-interests)



So, when CAN you upload your full-texts to ResearchGate or Academia.edu?

Is it ever safe to do so?

If you have published your research under a license that allows for commercial re-use (such as Creative Commons CC-BY), you are free to upload your articles.

But in most cases, you'll need to follow the policy of your publishers.

Publisher Policies for Post	ting Articles to Academ	nic Networking Sites	
Publisher	Original manuscript (pre-peer review)	Accepted manuscript (post-peer review)	Version of Record (publisher PDF)
Cambridge	✓	X	X
Elsevier	1	X	X
Nature	( <b>X</b> )	( <b>X</b> ) (after 6 mos.)	X
Oxford	( <b>X</b> )	( (after 12-24 mos.)	X
Sage	<b>√</b>	( <b>X</b> ) (after 12 mos.)	X
Science	?	<b>(X</b> )	X
Springer	<b>(X</b> )	√ (after 12 mos.)	X
Taylor & Francis	1	<b>√</b> (after 12-18 mos.)	X
Wiley	X	X	X

Always consult your individual author agreement, but in general <u>none</u> of the major publishers allows the final, publisher PDF to be posted on ResearchGate or Academia.edu.

A few publishers will allow you to post your final, peer-reviewed manuscript, but only after an embargo period; others prohibit the posting of the manuscript version entirely.

Some publishers will only allow you to post your original article, as submitted to the journal.

Some publisher policies are clear cut; others more ambiguous or confusing, but it is always best to err on side of safety. For example:

Elsevier: "Elsevier journal authors can upload the preprint, but not the accepted or published version, of their manuscript to ResearchGate, Mendeley, Academia.edu and other scholarly collaboration networks." Source: Personal communication from <a href="mailto:permissionshelpdesk@elsevier.com">permissionshelpdesk@elsevier.com</a>, 8/25/2016. See also <a href="https://www.elsevier.com/about/company-information/policies/copyright/permissions">https://www.elsevier.com/about/company-information/policies/copyright/permissions</a> and <a href="https://www.elsevier.com/about/company-information/policies/sharing">https://www.elsevier.com/about/company-information/policies/sharing</a>. Note that after the embargo period of 12 months, Elsevier only allows sharing of accepted manuscript via <a href="mailto:non-commercial platforms">non-commercial platforms</a> such as the institutional repository or <a href="mailto:via commercial sites with which Elsevier has an agreement">https://www.elsevier.com/about/company-information/policies/sharing</a>. Note that after the embargo period of 12 months, Elsevier only allows sharing of accepted manuscript via <a href="mailto:non-commercial platforms">non-commercial platforms</a> such as the institutional repository or <a href="mailto:via commercial sites with which Elsevier has an agreement">non-commercial platforms</a> such as the institutional repository or <a href="mailto:via commercial sites with which Elsevier has an agreement">non-commercial platforms</a> such as the institutional repository or <a href="mailto:via commercial sites with which Elsevier has an agreement">non-commercial sites with which Elsevier has an agreement</a>. And these agreements allow "sharing of copyrighted content (accepted manuscripts and published journal articles) between users as part of an invitation-only workgroup," i.e. privately. See

https://www.elsevier.com/about/company-information/policies/hosting/hosting and https://www.elsevier.com/ data/assets/pdf\_file/0004/78502/Policy\_handout.pdf.

**Nature:** "... Authors are encouraged to archive [the Final Author Version] of the manuscript in their institution's repositories and, if they wish, on their personal websites, six months after the original publication... Archived content may not be used for purposes that are intended for or directed towards commercial advantage or monetary compensation by means of sale, resale, license, loan, transfer or any other form of commercial exploitation..." Source: *Publishing licenses and compliance with open access mandates*, <a href="http://www.nature.com/authors/policies/license.html">http://www.nature.com/authors/policies/license.html</a>. Accessed 8/11/2016.

 Probably not allowed on academic social network, because it is not mentioned above, and because the "Terms for reuse of archived manuscripts" states re-use must not be for Commercial Purposes.

**Wiley:** "Self-archiving of the accepted version is subject to an embargo period of 12-24 months... The accepted version may be placed on: the author's personal website; the author's company/institutional repository or archive; not for profit subject-based repositories such as PubMed Central... The version posted may not be updated or replaced with the final published version..." Source: Wiley's Self-Archiving Policy, <a href="http://olabout.wiley.com/WileyCDA/Section/id-828039.html">http://olabout.wiley.com/WileyCDA/Section/id-828039.html</a>. Accessed 10/26/2016.

**Sage:** "Once the article has been accepted for publication, you may post the accepted version of the article on your own personal website, your department's website or the repository of your institution without any restrictions. You may not post the accepted version of the article in any other repository other than those listed above (i.e. you may not deposit in the repository of another institution or a subject-matter repository) until 12 months after publication of the article in a journal... You may not post the published article on a website or in a repository without permission from SAGE." Source: *Copyright and Permissions*, <a href="https://us.sagepub.com/en-us/nam/copyright-and-permissions">https://us.sagepub.com/en-us/nam/copyright-and-permissions</a>. Accessed 8/11/2016.

This seems to suggest that perhaps the accepted version can be posted to an academic social network after 12 months. However, Sage's Journals Permissions page notes that "supply[ing] my article to a commercial organization for republication, distribution or a web posting" requires permissions. Source: <a href="https://us.sagepub.com/en-us/nam/journals-permissions">https://us.sagepub.com/en-us/nam/journals-permissions</a>. Accessed 8/11/2016.

**Springer:** "Authors may deposit their accepted manuscript version, including changes made to the submitted paper as a result of peer review. Authors are not allowed to use the final published version... for self-archiving... All services offering organized central archiving are considered repositories, and are subject to a twelve months embargo period, including scientific networks such as ResearchGate and Mendeley."

Source: FAQ about authors' rights,

https://www.springer.com/gp/open-access/authors-rights/faq-about-authors-rights/211

4. Accessed 8/11/2016.



So how big is the risk if you go ahead and post your articles anyway? You know other people who are doing it.

Realistically, the risk is probably small. A publisher objecting to finding their content on an academic social network would probably issue a take-down notice to the site itself, as Elsevier did to Academia.edu in 2013.

Your paper would be removed, and that would be the end of it.

#### Sources:

- Howard, Jennifer. "Posting Your Latest Article? You Might Have to Take It Down," Chronicle of Higher Education, Wired Campus blog, December 6, 2013.
  - http://www.chronicle.com/blogs/wiredcampus/posting-your-latest-article-you-might-have-to-take-it-down/48865
- "Elsevier is taking down papers from Academia.edu," December 6, 2013, <a href="https://svpow.com/2013/12/06/elsevier-is-taking-down-papers-from-academia-edu/">https://svpow.com/2013/12/06/elsevier-is-taking-down-papers-from-academia-edu/</a>

# In-dem-ni-fy

To compensate for damage or loss sustained, expense incurred, etc.

Source: Dictionary.com

However, if you read the Terms of Use of ResearchGate and Academia.edu, you will find that by using the site, in addition to agreeing **not** to post any information that infringes any third party's intellectual property rights, you **indemnify** the site against any third party legal claims.

This means that if the site were sued for copyright infringement for something you posted, you would be personally responsible for their legal costs.

### ResearchGate

"Users indemnify the Provider from any claims raised by third parties in reference to any information that is stored on request of the respective user. The indemnification covers all adequate expenditures, including court and lawyer fees."

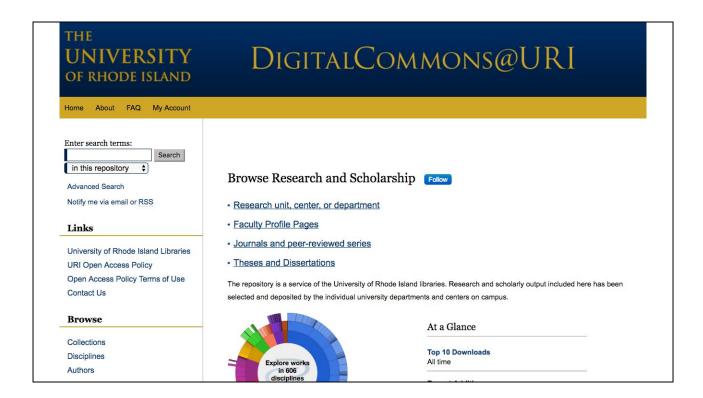
### Academia.edu

"You agree to indemnify, and hold Academia.edu, its officers, directors, employees and agents, harmless from and against any claims, liabilities, damages, losses, and expenses, including, without limitation, reasonable legal and accounting fees, arising out of or in any way connected with your access to or use of the Site, Services or Collective Content, or your violation of these terms."

#### Sources:

ResearchGate, Terms and Conditions, <a href="https://www.researchgate.net/application.TermsAndConditions.html">https://www.researchgate.net/application.TermsAndConditions.html</a>, accessed 8/11/2016.

Academia.edu, Terms of Use, <a href="https://www.academia.edu/terms">https://www.academia.edu/terms</a>, accessed 11/3/2016.

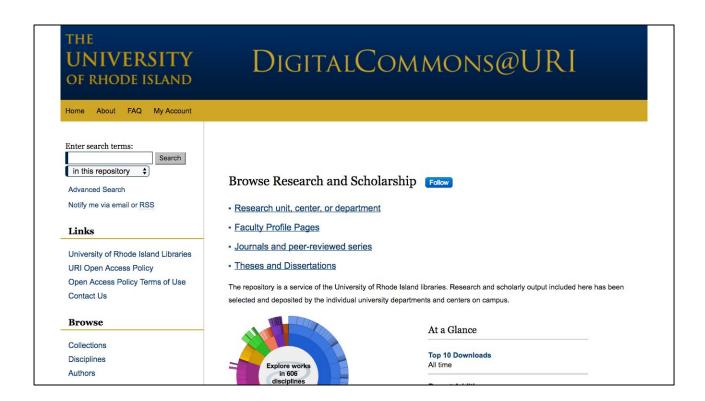


So, in conclusion, if you're comfortable with their business model, by all means create a profile on ResearchGate and Academia.edu to connect with other researchers in your field.

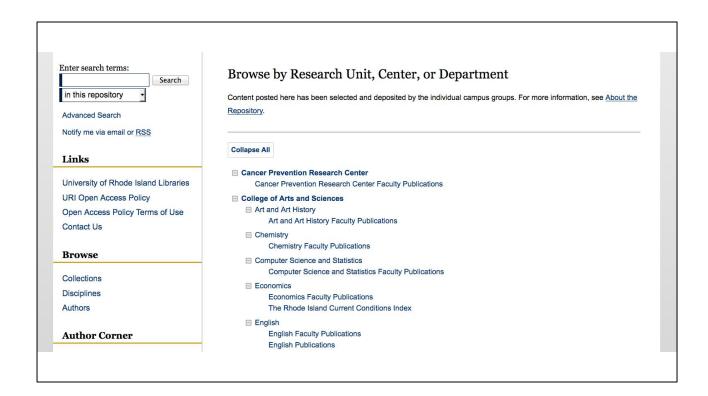
But for sharing the full-text of your articles, your best (and safest) bet is to take advantage of the URI Open Access Policy and deposit your work in DigitalCommons@URI.

Andrée Rathemacher Professor, University Libraries University of Rhode Island November 2016





DigitalCommons@URI is URI's institutional repository for preserving and sharing the University's digital output. It contains faculty scholarship, student work, digital library collections, University records and publications, course materials, and more.



Each academic department has a "Faculty Publications" section in the repository. Typically, faculty members deposit scholarly articles that have already been published in academic journals. Depositing other types of scholarship--such as book chapters, creative works, and datasets--is a bit more complicated, but sometimes can be done on an ad hoc basis.

### URI Open Access Policy

In 2013, the URI Faculty granted the University a license:

"... to exercise any and all rights under copyright relating to each of his or her scholarly articles, in any medium, provided that the articles are not sold, and to authorize others to do the same."

http://uri.libguides.com/oapolicy

To deposit recent scholarly articles, URI Faculty members can take advantage of the University's Open Access Policy, which was instituted in March 2013. Even if you transfer your copyright in an article to a publisher, you can still exercise your rights under copyright and make your work openly available. URI is one of 131 institutions in the United States to implement this type of policy. For full details, see our website at uri.libguides.com/oapolicy.

### How to deposit

- Email your article (author manuscript version) to <u>oapolicy@etal.uri.edu</u>
- 2. Libraries staff will deposit your article

To submit an article, email a copy to <a href="mailto:oapolicy@etal.uri.edu">oapolicy@etal.uri.edu</a>, and the Libraries staff will deposit it.

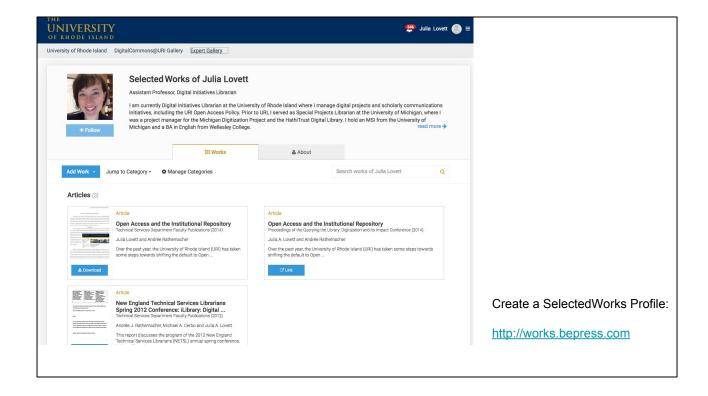
You will need to provide the author manuscript: your final submitted version with all (or most) final edits. Although the Open Access Policy gives you full rights in *any* version of the article, universities need to respect publisher restrictions on sharing the final published article. If you have published in a fully Open Access journal, you may deposit the final published version instead. Articles published prior to March 2013 are not covered by the Open Access Policy, but you can sometimes deposit them if the publisher allows.

	TECHNICAL SERVICES DEPARTMENT FACULT	TY PUBLICATIONS
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	Julia Lovett, University of Rhode Island	
	Andrée Rathemacher, University of Rhode Island	132 Downloads Since October 08, 2014
	Other Title	
	Proceedings of the Querying the Library: Digitization and its Impact Conference	<b>&amp;</b> Included in
	Document Type	Library and Information
	Conference Proceeding	Science Commons
	Date of Original Version	
	10-2014	SHARE
	Abstract	
	Over the past year, the University of Rhode Island (URI) has taken some steps towards	f 🔰 in G+1 🖾 🕂
	shifting the default to Open Access for both faculty scholarship and student work. First	
	and foremost, in March 2013, the URI Faculty Senate passed a Harvard-style Open	
	Access mandate. And in February 2013, the Library and the Graduate School began	
	making electronic dissertations and theses openly available through URI's institutional	
	repository. In this presentation, we will define Open Access policies and discuss why they are important. We will give an overview of our experiences with Open Access	
	advocacy, implementation of policies, and next steps.	
_		
	Citation/Publisher Attribution	
	Lovett, Julia and Andrée Rathemacher. "Open Access and the Institutional Repository."	
(	In Proceedings of the Querying the Library: Digitization and its Impact Conference, ed.	
	Mark J. Caprio, 22-29. Providence, R.I.: Rhode Island College, James P. Adams Library, 2014.	
	Available: http://digitalcommons.ric.edu/ebook_gallery/29/	

In DigitalCommons@URI, your author manuscript will have a full citation and a link to the published article. Think of it as an advertisement that will ultimately drive more readers towards your work.



So far, URI faculty have deposited 342 articles under the Open Access Policy. When you deposit to DigitalCommons@URI, you will automatically have access to usage statistics, including the number of downloads, referral sites, and a usage map like this one.

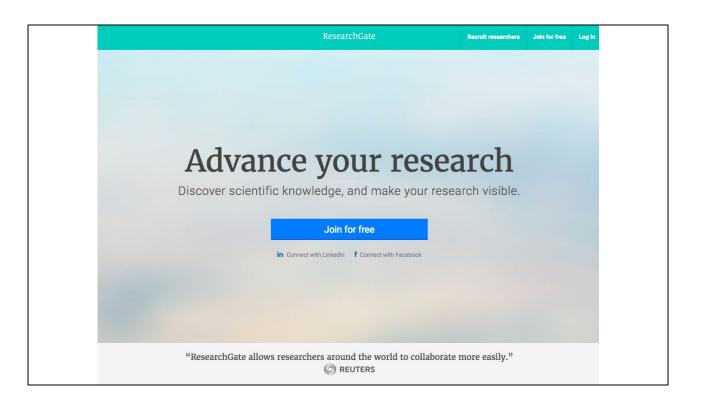


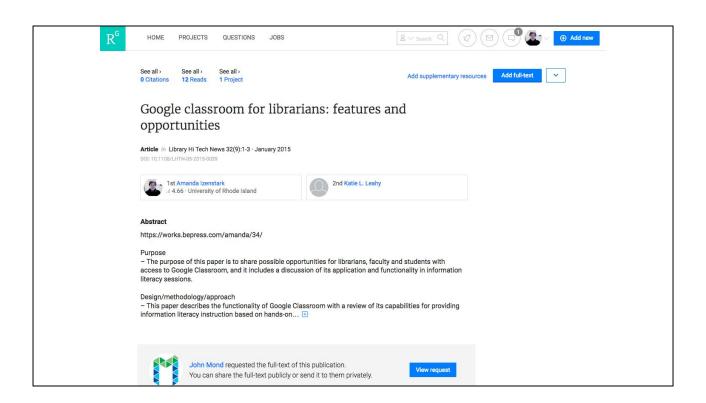
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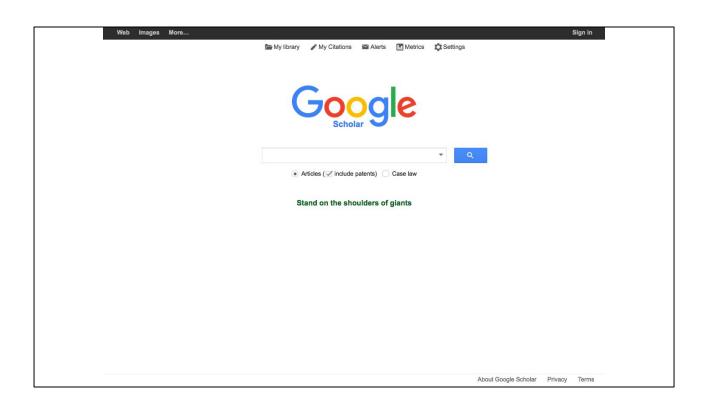


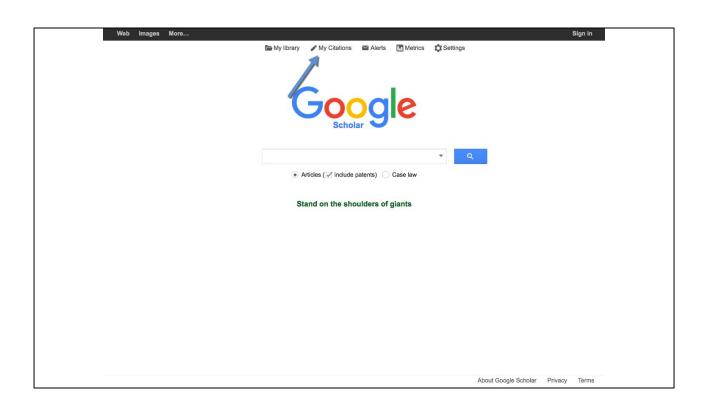
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Amanda Izenstark Reference & Instructional Design Librarian University of Rhode Island

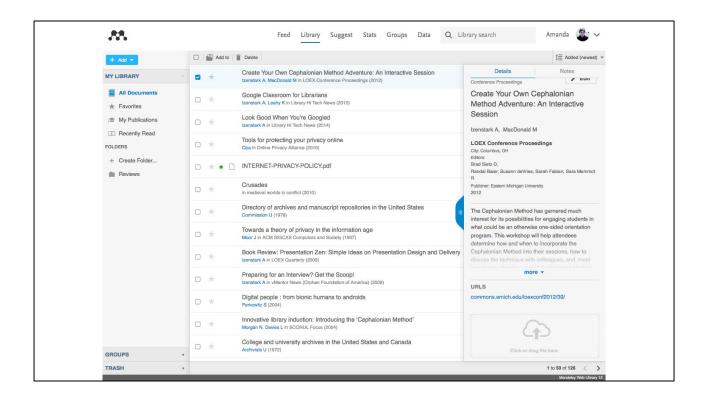


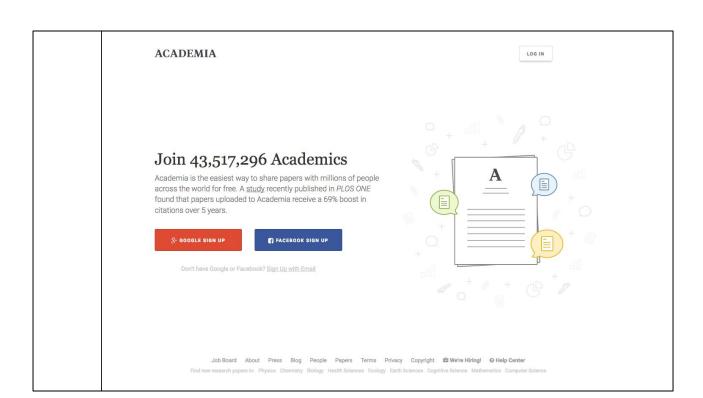


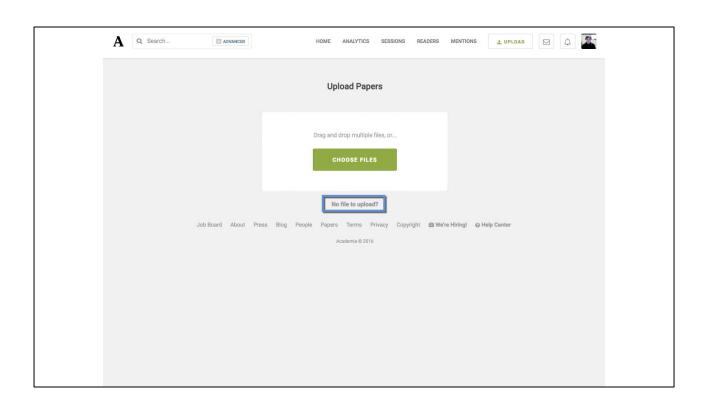


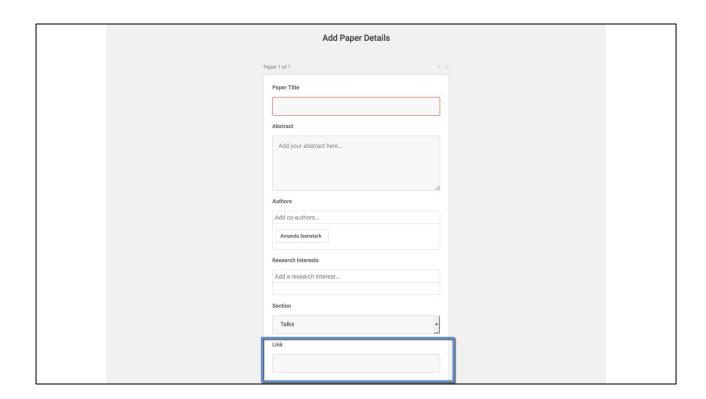














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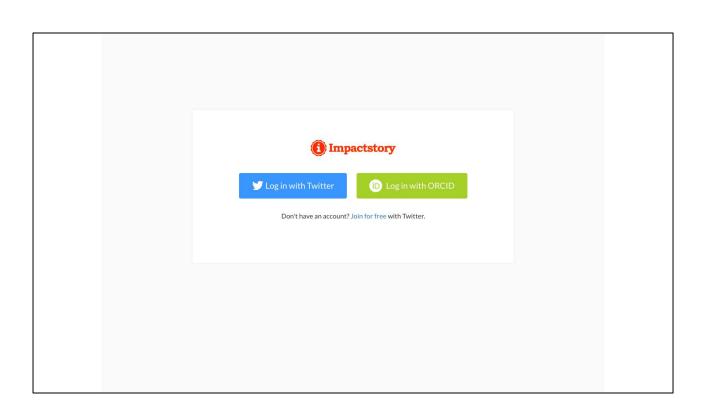
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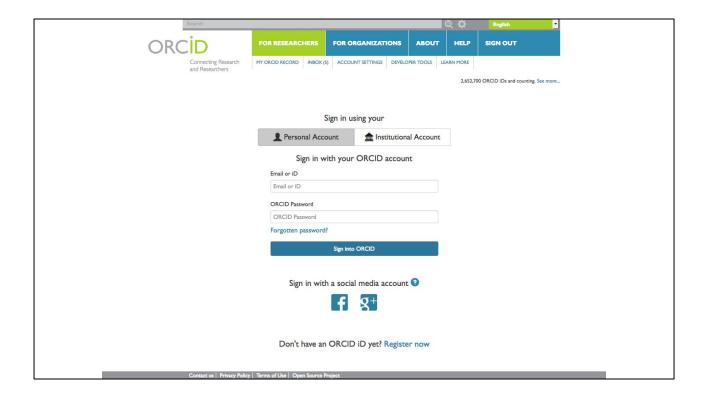
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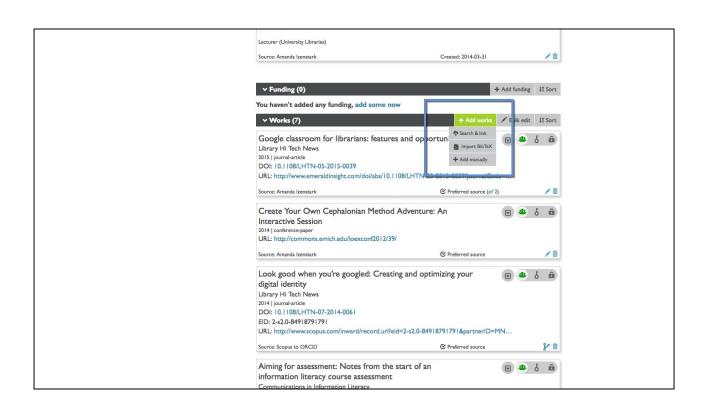
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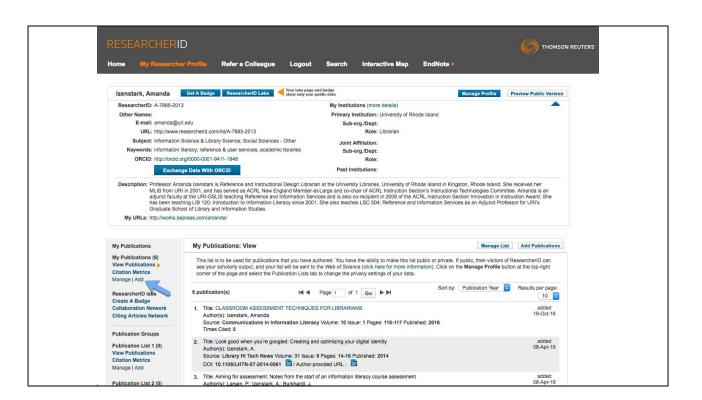
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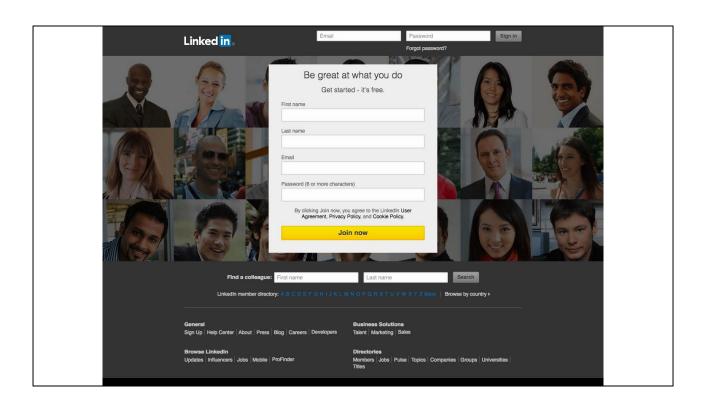
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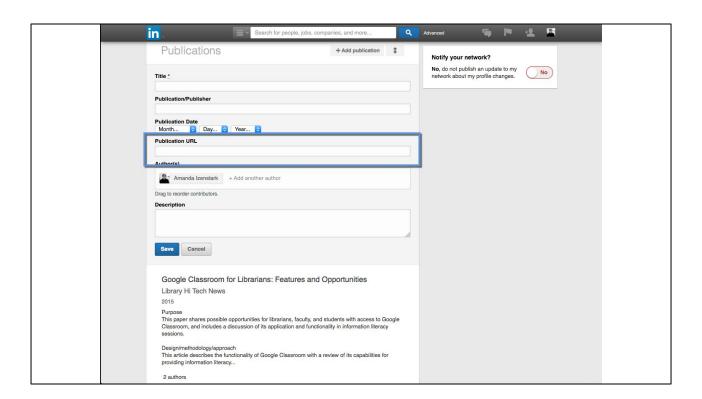
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# Thank you!

Andrée Rathemacher andree@uri.edu

Julia Lovett jalovett@uri.edu

Amanda Izenstark amanda@uri.edu