UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION OFFICE OF ADMINISTRATIVE LAW JUDGES WASHINGTON, D.C.

In the Matter of

BASIC RESEARCH, LLC A.G. WATERHOUSE, LLC KLEIN-BECKER USA, LLC **NUTRASPORT, LLC** SOVAGE DERMALOGIC LABORATORIES, LLC BAN LLC d/b/a BASIC RESEARCH LLC OLD BASIC RESEARCH, LLC BASIC RESEARCH, A.G. WATERHOUSE, KLEIN-BECKER USA, NUTRA SPORT, and SOVAGE DERMALOGIC LABORATORIES **DENNIS GAY** DANIEL B. MOWREY d/b/a AMERICAN PHYTOTHERAPY RESEARCH LABORATORY, and MITCHELL K. FRIEDLANDER, Respondents



PUBLIC

Docket No. 9318

RESPONDENTS' OBJECTIONS TO COMPLAINT COUNSEL'S FINAL PROPOSED EXHIBITS¹

Pursuant to the August 11, 2004 Scheduling Order, Basic Research, LLC; A.G. Waterhouse, LLC; Klein-Becker, LLC; Nutrasport, LLC; Sövage Dermalogic Laboratories, LLC; BAN, LLC; Dennis Gay; Daniel B. Mowrey, Ph.D.; and Mitchell K. Friedlander (collectively "Respondents") hereby respectfully submit their objections to Complaint Counsel's final proposed exhibits.

GENERAL OBJECTIONS

¹ This Motion is being filed in conformity with the Scheduling Order issued by the Presiding Officer on August 11, 2004, and the Second Revised Scheduling Order issued on August 4, 2005, requiring that objections be filed on November 23, 2005.

Respondents reserve the right to object to any exhibit Complaint Counsel offer into evidence at hearing based on (1) whether the exhibit, in fact, is relevant to the matter for which Complaint Counsel proffers it; (2) whether Complaint Counsel have established a proper a foundation for the exhibit; (3) whether it is hearsay lacking any exception; and (4) any other basis for objection of the Federal Rules of Evidence or the Rules of Practice of the Federal Trade Commission.

SPECIFIC OBJECTIONS

Exhibit	Bates No.	Grounds for Objection:
No.		
CX-80	R0034699	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-85	R0042687	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-86	R0041457	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-87	R0041962 R0041963	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-91	R0035126	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-92	R0035673	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-93	R0012312	Respondents object to this exhibit as hearsay, lacking any

		avantian It is being offered as C. C.1
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-94	R0000272	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-95	R0033132	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit as irrelevant and lacking a foundation. Its
		contents are not material to the causes of action identified in
CX-96	R0034286	the Complaint or any defenses in the Answer.
CA-90	R0034280 R0034287	Respondents object to this exhibit as hearsay, lacking any
	NUU3428/	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
CV 07	D.0022020	should be called to testify at hearing.
CX-97	R0032838	Respondents object to this exhibit as hearsay, lacking any
	R0032839	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit as irrelevant and lacking a foundation. Its
		contents are not material to the causes of action identified in
		the Complaint or any defenses in the Answer.
CX-98	R0032793	Respondents object to this exhibit as hearsay, lacking any
	R0032794	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds of lacking a foundation.
CX-99	R0033936	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds of lacking a foundation.
CX-101	R0035439	Respondents object to this exhibit as hearsay, lacking any
	R0035440	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds of lacking a foundation.
CX-102	NC11222	Respondents object to this exhibit as hearsay, lacking any
	1.011222	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hosping. Descendents all the
		should be called to testify at hearing. Respondents also object
CY 104	R0032874	to this exhibit on the grounds of lacking a foundation.
CX-104	X0032874	Respondents object to this exhibit as hearsay, lacking any

		overeties Histories CC 1 C Cul
		exception. It is being offered as proof of the matters stated
1	ı	therein. The author, however, is available to testify and
1		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds of lacking a foundation.
CX-105	R0032801	Respondents object to this exhibit as hearsay, lacking any
	R0032802	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds of lacking a foundation.
CX-106	R0034023	Respondents object to this exhibit as hearsay, lacking any
	R0034024	exception. It is being offered as proof of the matters stated
1		therein. The author, however, is available to testify and
1		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds of lacking a foundation.
CX-107	R0035042	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
[therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds of lacking a foundation.
CX-108	NC11007	Respondents object to this exhibit as hearsay, lacking any
CA-100	NC11011	
	IVCITOII	exception. It is being offered as proof of the matters stated
1		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
CX-109	NC11476	to this exhibit on the grounds of lacking a foundation.
CA-109		Respondents object to this exhibit as hearsay, lacking any
	NC11498	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
GTT 440	D000000	to this exhibit on the grounds of lacking a foundation.
CX-110	R0033084	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
1		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds of lacking a foundation.
CX-112	R0040672	Respondents object to this exhibit as hearsay, lacking any
1		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
1		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds of lacking a foundation.
CX-113	R0040569	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds of lacking a foundation.
CX-114	R0033187	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		proof of the matter stated

		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds of lacking a foundation.
CX-117	5032872	Respondents object to the introduction of this exhibit as
	5032962	evidence. It is hearsay, offered as proof of the matters stated
		therein. The deponent may be called to testify. Moreover it
		was offered in a civil action between private parties. To the
		extent that any advertising was at issue in that case, it did not
		concern the substantiation of any of the challenged products
		under the Federal Trade Commission Act. Thus, it is not
		relevant.
CX-118	R0041328	Respondents object to this exhibit as irrelevant. Its contents
	R0041329	are not material to the causes of action identified in the
		Complaint or any defenses in the Answer. Respondents object
		to this exhibit as hearsay, lacking any exception. It is being
		offered as proof of the matters stated therein. The author,
		however, is available to testify and should be called to testify
		at hearing.
CX-119	R0042729	Respondents object to this exhibit as irrelevant. Its contents
		are not material to the causes of action identified in the
		Complaint or any defenses in the Answer. Respondents object
		to this exhibit as hearsay, lacking any exception. It is being
		offered as proof of the matters stated therein. The author,
		however, is available to testify and should be called to testify
CYL 100	D0000000	at hearing.
CX-122	R0000233	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
CX-123	R0000283	should be called to testify at hearing.
CA-125	K0000283	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and should be called to testify at hearing.
CX-124	R0012314	Respondents object to this exhibit as hearsay, lacking any
	10012317	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-125	R0012335	Respondents object to this exhibit as hearsay, lacking any
	R0012336	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-126	5050009	Respondents object to this exhibit as hearsay, lacking any
	5050010	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-127	R0034051	Respondents object to this exhibit as irrelevant. Its contents

	R0034052	are not material to the causes of action identified in the Complaint or any defenses in the Answer. Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-128	R0006557	Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer. Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. This advertisement is irrelevant because it contains materials about products that are not at issue in this case.
CX-129	R0037255	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-130	R0006552	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-131	5050016	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-132	R0012268	Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer. Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. This advertisement is irrelevant because it contains materials about products that are not at issue in this case.
CX-151	5036918	Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer. This advertisement is irrelevant because it contains materials about products that are not at issue in this case.
CX-152	8000001 - 8000014	Respondents object to this exhibit as irrelevant. Respondents also object to this exhibit on the grounds that it lacks a foundation. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer. Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to

		testify and should be called to testify at hearing.
CX-153	R0034411	Respondents object to this exhibit as irrelevant. Respondents
	R0034412	also object to this exhibit on the grounds that it lacks a
	10001112	foundation. Its contents are not material to the causes of
		action identified in the Complaint or any defenses in the
		Answer. Respondents object to this exhibit as hearsay,
		lacking any exception. It is being offered as proof of the
		matters stated therein. The outbor however is smiletted to
		matters stated therein. The author, however, is available to
CX-154	R0034413	testify and should be called to testify at hearing.
CA-134	10054415	Respondents object to this exhibit as irrelevant. Respondents
		also object to this exhibit on the grounds that it lacks a
		foundation. Its contents are not material to the causes of
		action identified in the Complaint or any defenses in the
		Answer. Respondents object to this exhibit as hearsay,
		lacking any exception. It is being offered as proof of the
		matters stated therein. The author, however, is available to
CX-158	5009487	testify and should be called to testify at hearing.
CV-129	- 5009487 - 5009507	Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the
	- 3009307	
!		Complaint or any defenses in the Answer. Moreover it was
]		offered in a separate action concerning one of the individual
		Respondents. To the extent that any advertising was at issue
]		in that case, it did not concern the substantiation of any of the
		challenged products under the Federal Trade Commission Act.
CX-159	5036936 -	Thus, it is not relevant. Respondents object to this exhibit as irrelevant. Its contents
CA-13)	5036963	are not material to the causes of action identified in the
	2030703	Complaint or any defenses in the Answer. Moreover it was
		offered in a separate action concerning one of the individual
		Respondents. To the extent that any advertising was at issue
		in that case, it did not concern the substantiation of any of the
		challenged products under the Federal Trade Commission Act.
		Thus, it is not relevant.
CX-160	5036964-	Respondents object to this exhibit as irrelevant. Its contents
	5037040	are not material to the causes of action identified in the
		Complaint or any defenses in the Answer. Moreover it was
		offered in a separate action concerning one of the individual
		Respondents. To the extent that any advertising was at issue
		in that case, it did not concern the substantiation of any of the
		challenged products under the Federal Trade Commission Act.
		Thus, it is not relevant.
CX-173	R0034298	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents
		also object to this exhibit on the grounds that it lacks a
L		1 5,000 to the grounds that it lacks a

		foundation.
CX-174	R0034416 R0034417 R0034418 R0034419	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-175	R0034410	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-176	R0034607 R0034608	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-178	R0034309	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-179	R0034260	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-185	2000001	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-186	1000001 1000002	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-187	1000004 1000005 1000006	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein.

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CX-188	1000012	Respondents object to this exhibit as hearsay, lacking any
	1000013	exception. It is being offered as proof of the matters stated
	1000014	therein.
[1000015	
<u> </u>	1000016	
CX-189	1000025	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein.
CX-190	1000026	State Registration Commission form for Majestic Enterprises,
}		Inc.
CX-192	4000023	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Moreover, Respondents also object to this exhibit on
[the grounds that it lacks a foundation and is irrelevant to the
-		issues pending in this case.
CX-193	R0034517	Respondents object to this exhibit as hearsay, lacking any
	1003 1317	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
[
}		should be called to testify at hearing. Moreover, Respondents
		also object to this exhibit on the grounds that it lacks a foundation.
CX-194	R0035273	
CA-194	K0033273	Respondents object to this exhibit as hearsay, lacking any
ļ		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents
1		also object to this exhibit on the grounds that it lacks a
CX-195	R0040481	foundation.
CA-195		Respondents object to this exhibit as hearsay, lacking any
	R0040482 R0040483	exception. It is being offered as proof of the matters stated
	K0040483	therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents
		also object to this exhibit on the grounds that it lacks a
CX 200	D0024004	foundation.
CX-200	R0034201	Respondents object to this exhibit as hearsay, lacking any
	R0034202	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents
		also object to this exhibit on the grounds that it lacks a
		foundation.
CX-201	R0034199	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents

		also object to this exhibit on the grounds that it lacks a
		foundation.
CX-202	R0034044	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-203	R0034370 R0033185	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-204	R0034183	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-205	R0034192	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-206	R0034203	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-207	R0035275	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-208	R0033050	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-209	R0033070	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated

		
		therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-210	R0035122	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-211	R0035116	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-212	R0035438	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-213	R0035140	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-214	R0035133	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-215	R0035138 R0035139	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-216	R0035137	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.

CX-244	R0034757 R0034758	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-245	R0034119	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-246	R0034752	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-247	R0034771	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-248	R0034753	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-249	R0033676	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-252	R0035031	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-263	5038463 5038464 5038465 5038466	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The declarant may be called to testify. Moreover it was offered in a civil action between private parties. To the

	5038467	extent that any advertising was at in-
	5038468	extent that any advertising was at issue in that case, it did not
		concern the substantiation of any of the challenged products
	5038469	under the Federal Trade Commission Act. Thus, it is not
	5038470	relevant.
	5038471	
	5038472	
<u>-</u>	5038473	
CX-265	FT000020	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The declarant may be called to testify. Moreover, this exhibit is a series of excerpted pages of a court order that as a partial copy are statements taken out of their context and incomplete. Moreover it was offered in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the
		challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-283	R0035127	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents
		also object to this exhibit on the grounds that it lacks a
		foundation.
CX-284	R0033092	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents
]		also object to this exhibit on the grounds that it lacks a
		foundation.
CX-285	R0035113	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents
		also object to this exhibit on the grounds that it lacks a
		foundation.
CX-286	R0035111	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents
		also object to this exhibit on the grounds that it lacks a
		foundation.
CX-287	F0830	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents
		also object to this exhibit on the grounds that it lacks a
		6 January at Audahu a

		foundation.
CX-292	R0041870	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-293	F0007 F0008	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-294	R0041156	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-297	F0897	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-298	R0042098	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-299	R0041604	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-300	R0041386	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-301	R0041227 R0041228	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and

		should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-302	R0041166 R0041166-G	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-303	R0037371- R0037637	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-304	F0010	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-305	R0033011	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-306	R0035119	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-307	R0033144	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-318		Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Moreover, Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-320	R0012331	Respondents object to this exhibit as hearsay, lacking any

		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
~~~	T. 1001010	should be called to testify at hearing.
CX-329	LMS01040	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
1		therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents
		also object to this exhibit on the grounds that it lacks a foundation.
CX-331	LMS00362	Respondents object to this exhibit as hearsay, lacking any
CA-331	LIVIS00302	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Moreover, Respondents
		also object to this exhibit on the grounds that it lacks a
		foundation.
CX-335	R0000001	Respondents object to this exhibit as hearsay, lacking any
	R0000002	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-336	R0000221	Respondents object to this exhibit as hearsay, lacking any
	R0000222	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
CX 220	D0000201	should be called to testify at hearing.
CX-338	R0000321 R0000322	Respondents object to this exhibit as hearsay, lacking any
	R0000322	exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and
	R0000323	should be called to testify at hearing.
	R0000325	should be called to testify at hearing.
	R0000326	
	R0000327	
	R0000328	
	R0000329	
	R0000330	
	R0000331	
CX-341	R0006587-	Respondents object to this exhibit as hearsay, lacking any
	R0006598	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
CN 2.42	D0006604	should be called to testify at hearing.
CX-342	R0006684	Respondents object to this exhibit as hearsay, lacking any
	R0006685 R0006686	exception. It is being offered as proof of the matters stated
	KUUU0080	therein. The author, however, is available to testify and
CX-343	R0006687	should be called to testify at hearing.  Respondents object to this exhibit as irrelevant. Its contents
UA-343	R0006688	are not material to the causes of action identified in the
	R0006689	Complaint or any defenses in the Answer. Respondents object
	R0006690	to this exhibit as hearsay, lacking any exception. It is being
	110000070	to this exhibit as hearsay, lacking any exception. It is being

	R0006691	offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. This advertisement is irrelevant because it contains materials about products that are not at issue in this case.
CX-348	R0009017 R0009018 R0009019	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-349	R0009020 R0009021 R0009022 R0009023 R0009024	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-366	0000001	Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer. To the extent that the websites contained advertising or promotional materials, they included products other than the challenged products at issue in this case.
CX-370	R0009356	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-371	R0044459	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-372	R0044647 R0044648	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-373		Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer.
CX-374	R0044460 R0044461 R0044462 R0044463 R0044464	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CV 275	R0044465 R0044466	
CX-375	R0006557	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein.
CX-376	R0035549	Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the

		Complaint or any defenses in the Answer. To the extent that
ļ		the exhibit contains advertising and promotional material, it
		improperly includes are due to that are not at its
CX-377	R0008965	improperly includes products that are not at issue in this case.
CA-3//	K0000903	Respondents object to this exhibit as irrelevant. Its contents
		are not material to the causes of action identified in the
		Complaint or any defenses in the Answer. To the extent that
		the exhibit contains advertising and promotional material, it
GT	B0044460	improperly includes products that are not at issue in this case.
CX-378	R0044468	Respondents object to this exhibit as hearsay, lacking any
	R0044469	exception. It is being offered as proof of the matters stated
	R0044470	therein. The author, however, is available to testify and
	R0044471	should be called to testify at hearing.
CX-379	R0044472	Respondents object to this exhibit as hearsay, lacking any
	R0044473	exception. It is being offered as proof of the matters stated
	R0044474	therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-380	R0044493	Respondents object to this exhibit as hearsay, lacking any
ŀ	R0044494	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-381	R0044514	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-383	R0044519	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-384	5041828	Respondents object to this exhibit as irrelevant. Its contents
	5041829	are not material to the causes of action identified in the
	•	Complaint or any defenses in the Answer. To the extent that
		the exhibit contains advertising and promotional material, it
		improperly includes products that are not at issue in this case.
CX-386	5050003	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-387	R0044487	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-388	R0054035	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-389	R0037256	
C/X-303	10031230	Respondents object to this exhibit as hearsay, lacking any

	<del></del>	exception. It is being offered as proof of the motters stated
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-390	R0006781	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
i		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-391	R0006801	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-392	R0006808	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-393	R0006809	Respondents object to this exhibit as hearsay, lacking any
CA-373	Rooodg	
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
CV 204	T0006001	should be called to testify at hearing.
CX-394	T0006821	Respondents object to this exhibit as irrelevant. Its contents
		are not material to the causes of action identified in the
		Complaint or any defenses in the Answer. To the extent that
		the exhibit contains advertising and promotional material, it
		improperly includes products that are not at issue in this case.
CX-395	R0006864	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
	<del></del>	should be called to testify at hearing.
CX-396	R0008946	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-397	R0008957	Respondents object to this exhibit as irrelevant. Its contents
		are not material to the causes of action identified in the
		Complaint or any defenses in the Answer. To the extent that
		the exhibit contains advertising and promotional material, it
:		improperly includes products that are not at issue in this case.
CX-398	R0035609	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-399	R0035588	Respondents object to this exhibit as hearsay, lacking any
	<del></del>	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the
		uns exhibit as inforevalle. Its contents are not material to the

		causes of action identified in the Complaint or any defenses in
		the Answer. To the extent that the exhibit contains advertising
		and promotional material, it improperly includes products that
		are not at issue in this case.
CX-400	R0008964	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
-		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-401	R0008948	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-402	R0006841	Respondents object to this exhibit as hearsay, lacking any
C21 402	10000011	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
ĺ		this exhibit as irrelevant. Its contents are not material to the
1		causes of action identified in the Complaint or any defenses in
		the Answer. To the extent that the exhibit contains advertising
		and promotional material, it improperly includes products that are not at issue in this case.
CV 402	D0006792	
CX-403	R0006783	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
CX7 40.4	D001000	should be called to testify at hearing.
CX-404	R0012325	Respondents object to this exhibit as hearsay, lacking any
	R0012326	exception. It is being offered as proof of the matters stated
:		therein. The author, however, is available to testify and
CT 40.5	D000000	should be called to testify at hearing.
CX-405	R0009296	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
CT 10.6	D0005500	should be called to testify at hearing.
CX-406	R0035538	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
	7004004	should be called to testify at hearing.
CX-407	R0012267	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-408	R0012290	Respondents object to this exhibit as hearsay, lacking any
ļ		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the

		causes of action identified in the Complaint or any defenses in the Answer. To the extent that the exhibit contains advertising
		and promotional material, it improperly includes products that are not at issue in this case.
CX-409	R0012289	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer. To the extent that the exhibit contains advertising and promotional material, it improperly includes products that are not at issue in this case.
CX-410	R0012281	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer. To the extent that the exhibit contains advertising and promotional material, it improperly includes products that are not at issue in this case.
CX-411	R0006821	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer. To the extent that the exhibit contains advertising and promotional material, it improperly includes products that are not at issue in this case.
CX-412	R0006835 R0006836	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-414	R0006557	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer. To the extent that the exhibit contains advertising and promotional material, it improperly includes products that are not at issue in this case.
CX-415	R006556	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated

		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the
		causes of action identified in the Complaint or any defenses in
		the Answer. To the extent that the exhibit contains advertising
		and promotional material, it improperly includes products that
İ		are not at issue in this case.
CX-416	R0006554	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the
		causes of action identified in the Complaint or any defenses in
		the Answer. To the extent that the exhibit contains advertising
		and promotional material it improved in the fact of the
		and promotional material, it improperly includes products that
CX-417	R0006552	are not at issue in this case.
CA-417	K0000332	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
CV 410	CX 7771 70.1	should be called to testify at hearing.
CX-418	CYT1721	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the
-		causes of action identified in the Complaint or any defenses in
		the Answer. To the extent that the exhibit contains advertising
1		and promotional material, it improperly includes products that
		are not at issue in this case.
CX-419	CYT1722	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the
		causes of action identified in the Complaint or any defenses in
		the Answer. To the extent that the exhibit contains advertising
		and promotional material, it improperly includes products that
		are not at issue in this case.
CX-420	CYT 0604	Respondents object to this exhibit as hearsay, lacking any
	CYT 0605	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the
		causes of action identified in the Complaint or any defenses in
		the Answer To the extent that the exhibit contains advertising
		the Answer. To the extent that the exhibit contains advertising
Ł	<del> </del>	and promotional material, it improperly includes products that

		are not at issue in this case.
CX-421	CYT 0660	Respondents object to this exhibit as hearsay, lacking any
	CYT 0661	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the
		causes of action identified in the Complaint or any defenses in
		the Answer. To the extent that the exhibit contains advertising
		and promotional material, it improperly includes products that
		are not at issue in this case.
CX-422	CYT 0702	Respondents object to this exhibit as hearsay, lacking any
	CYT 0702	exception. It is being offered as proof of the matters and
	C11 0703	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the
		causes of action identified in the Complaint or any defenses in
		the Answer. To the extent that the exhibit contains advertising
		and promotional material, it improperly includes products that are not at issue in this case.
CX-423	CYT 0771	
CA-423	CYT 0771	Respondents object to this exhibit as hearsay, lacking any
	C11 0//2	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the
		causes of action identified in the Complaint or any defenses in
		the Answer. To the extent that the exhibit contains advertising
		and promotional material, it improperly includes products that are not at issue in this case.
CX-424	CYT 0773	
CA-424	C11 0//3	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the
		causes of action identified in the Complaint or any defenses in
		the Answer. To the extent that the exhibit contains advertising
		and promotional material, it improperly includes products that are not at issue in this case.
CX-425	R0029770	Respondents object to this exhibit as hearsay, lacking any
C/1-723	R0029770	exception. It is being offered as proof of the matters stated
	10027//1	therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-426	R0029799	Respondents object to this exhibit as hearsay, lacking any
C23-720	10027177	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-427	R0012330	
UA-44/	10012330	Respondents object to this exhibit as hearsay, lacking any

		execution. It is being offered as proof of the matters stated
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
CV 420	R0000281	should be called to testify at hearing.
CX-428	K0000281	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
	·	therein. The author, however, is available to testify and
GYY 400	B0000100	should be called to testify at hearing.
CX-429	R0009192	Respondents object to this exhibit as hearsay, lacking any
	R0009193	exception. It is being offered as proof of the matters stated
	R0009194	therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-430		Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents object to
		this exhibit as irrelevant. Its contents are not material to the
		causes of action identified in the Complaint or any defenses in
		the Answer. To the extent that the exhibit contains advertising
		and promotional material, it improperly includes products that
		are not at issue in this case.
CX-431	R0012259	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-432	R0009252	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-433	R0006757	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-434	R0009316	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-435	R0006757-	Respondents object to this exhibit as hearsay, lacking any
	R0006792	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
	<del></del>	should be called to testify at hearing.
CX-436	R0012259	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
	·· · · · · · · · · · · · · · · · · ·	should be called to testify at hearing.
CX-437	R0000224	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated

		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-438	T0012334-	Respondents object to this exhibit as hearsay, lacking any
	R0012346	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-439	R006551	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-440	R0012310	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-441	R0000244	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-442	R0012336	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-443	R0012338	Respondents object to this exhibit as hearsay, lacking any
	R0012346	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
	D001005	should be called to testify at hearing.
CX-444	R0012335	Respondents object to this exhibit as hearsay, lacking any
	R0000257	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and should be called to testify at hearing.
CX-445	R0009252	Respondents object to this exhibit as hearsay, lacking any
CA-443	K0009232	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-446	5003423	Respondents object to this exhibit as hearsay, lacking any
	5003424	exception. It is being offered as proof of the matters stated
	5003425	therein. The author, however, is available to testify and
	5003426	should be called to testify at hearing.
	5003427	and the state of t
	5003428	
CX-447	5003545	Respondents object to this exhibit as hearsay, lacking any
	5003546	exception. It is being offered as proof of the matters stated
	5003547	therein. The author, however, is available to testify and
	5003548	should be called to testify at hearing. Respondents object to
	5003549	this exhibit as irrelevant. Its contents are not material to the
	5003550	causes of action identified in the Complaint or any defenses in

[	5002551	4l- A T- 4l 1 1111
	5003551	the Answer. To the extent that the exhibit contains advertising
	5003552	and promotional material, it improperly includes products that
	5003553	are not at issue in this case.
<u> </u>	5003554	
CX-448	5004217-	Respondents object to this exhibit as hearsay, lacking any
	5004307	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-449	5050007	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-458	5050086	Respondents object to this exhibit as hearsay, lacking any
CA-456	5050087	
	2020007	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
CS7 474	D0025542	should be called to testify at hearing.
CX-471	R0035543	Respondents object to this exhibit as hearsay, lacking any
	R0035544	exception. It is being offered as proof of the matters stated
1		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-505	R0000603	Respondents also object to this exhibit on the grounds that it
	R0000604	lacks a foundation.
	R0000605	
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l	R0000613	
CX-506	R0000602	Respondents also object to this exhibit on the grounds that it
		lacks a foundation.
}		
CX-509	R0030244	Respondents also object to this exhibit on the grounds that it
	R0030245	lacks a foundation.
	R0030246	AUND & TOURIGUTION.
	R0030240 R0030247	
CX-535	R0000160	Degrandents also chiest to this subject to the subject to the
CA-335	R0000160	Respondents also object to this exhibit on the grounds that it lacks a foundation.
		racks a foundation.
	R0000162	
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CX-588	R0000167 R0000168 R0000169 R0000170 PL003374 PL003375	Perpendents also object to this cubilities of
CX-588	R0000169 R0000170 PL003374	Despendents also object to this cubilities of
CX-588	R0000170 PL003374	Deconordants also object to this cubit is all the second
CX-588	PL003374	Deconordante also object to this cultitate at a state of
CX-588		Descendents also object to this callities at
	DI 002275	Respondents also object to this exhibit on the grounds that it
	PL0033/3	lacks a foundation.
	PL003376	
	PL003377	
	PL003378	
	PL003379	
	PL003380	
	PL003381	
CX-589	PL003383	Respondents also object to this exhibit on the grounds that it
	PL003384	lacks a foundation.
	PL003385	
CX-591	PL005477	Respondents object to this exhibit on the grounds that it lacks
	PL005478	a foundation.
	PL005479	
	PL005480	
	PL005481	
	PL005482	
	PL005483	
CX-592	PL005498	Respondents object to this exhibit on the grounds that it lacks
	PL005499	a foundation.
	PL005500	
	PL005501	
	PL005502	·
CX-593	PL005484	Respondents object to this exhibit on the grounds that it lacks
	PL005485	a foundation.
	PL005486	
	PL005487	
	PL005488	
	PL005489	
	PL005490	
	PL005491	
	PL005492	
	PL005493	
CX-621	PL005464	Respondents object to this exhibit on the grounds that it lacks
	PL005465	a foundation.
	PL005466	
	PL005467	
CX-622	5050137	Respondents object to this exhibit on the grounds that it lacks
	5050138	a foundation.
	5050139	
	5050140	

	5050141	
[	5050141	
CX-623	FTC 5672	Respondents object to this exhibit on the grounds that it lacks
CA-023	FTC 5673	a foundation.
,	FTC 5674	a loundation.
	FTC 5675	
	FTC 5676	
	FTC 5677	
	FTC 5678	
	FTC 5679	
	FTC 5680	
CX-624	FTC 5660	Respondents chiege to this exhibit on the grounds that it leads
CA-024	F1C 3000	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-625	PL3370	Respondents object to this exhibit on the grounds that it lacks
CA-025	PL3371	a foundation.
	PL3372	a toundation.
	PL3373	
CX-626	PL003387-	Respondents object to this exhibit on the grounds that it lacks
C21.020	PL003406	a foundation.
CX-627	PL000243	Respondents object to this exhibit on the grounds that it lacks
C2 <b>X</b> -027	PL000244	a foundation.
	PL000245	a foundation.
	PL000246	
	PL000247	
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	PL000251	
	PL000252	
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	PL000255	
	PL000256	
	PL000257	
	PL000258	
CX-628	PL000228-	Respondents object to this exhibit on the grounds that it lacks
	PL000240	a foundation.
CX-629	PL006252	Respondents object to this exhibit on the grounds that it lacks
	PL006253	a foundation.
	PL006254	
	PL006255	
	PL006256	
	PL006257	
	PL006258	
	PL006259	
CX-631	5050143	Respondents object to this exhibit on the grounds that it lacks

	5050144	a foundation.
	5050145	a foundation.
	5050146	
CX-632	R0015260	Respondents object to this exhibit on the grounds that it lacks
I i	R0015261	a foundation.
i i	R0015261	a foundation.
h I	R0015262	
1 1	R0015264	
	R0015265	
<b>_</b>	· · · · · · · · · · · · · · · · · · ·	Demonstrate 11: 44: 41: 11: 1 1 1:
l I	PL003131- PL003187	Respondents object to this exhibit as hearsay, lacking any
	r L003187	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
GW (Q4	DI 002077	to this exhibit on the grounds that it lacks a foundation.
i l	PL003067-	Respondents object to this exhibit on the grounds that it lacks
1	PL003082	a foundation.
I I	PL003083	Respondents object to this exhibit as hearsay, lacking any
2 [	PL003084	exception. It is being offered as proof of the matters stated
1 1	PL003085	therein. The author, however, is available to testify and
1	PL003086	should be called to testify at hearing. Respondents also object
1	PL003087	to this exhibit on the grounds that it lacks a foundation.
1	PL003088	
l I	PL003089	
	PL003090	
	NC11924-	Respondents object to this exhibit as hearsay, lacking any
ļ	NC11984	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation.
CX-640	5003717	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation and
		contains material regarding a product that is not at issue in this
	<del></del>	case.
CX-641	5004616	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation.
CX-643	R0032727	Respondents object to this exhibit as hearsay, lacking any
	R0032728	exception. It is being offered as proof of the matters stated
	R0032729	therein. The author, however, is available to testify and
	R0032730	should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation.

CX-644	R0033896	Respondents object to this exhibit as hearsay, lacking any
	R0033897	exception. It is being offered as proof of the matters stated
	R0033898	therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation
CX-645	R0033909	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation
CX-646	R0040761	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation
CX-648	5003716	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation
CX-650	R0035196	Respondents object to this exhibit as hearsay, lacking any
	R0035197	exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation
CX-651	5004483	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation
CX-652	5003722	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation
CX-653	5003725	Respondents object to this exhibit as hearsay, lacking any
	5003726	exception. It is being offered as proof of the matters stated
	5003727	therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation
CX-654	5003697	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing. Respondents also object
		to this exhibit on the grounds that it lacks a foundation
CX-655	R0004675	Respondents object to this exhibit as hearsay, lacking any
		The state of the same state as mountains, morning any

	1 1 1	exception. It is being offered as proof of the matters stated
1	also marked	therein. Respondents also object to this exhibit on the grounds
	as	
	R0037693	that it lacks a foundation.
CX-656	R0037698	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
i		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-657	R0037694	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-658	R0004678	Respondents object to this exhibit as hearsay, lacking any
	R0004682	exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
ŀ		that it lacks a foundation.
CX-659	5003694	Respondents object to this exhibit as hearsay, lacking any
011 005		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-661	R0040746	Respondents object to this exhibit as hearsay, lacking any
C/X-001	1,00,00	exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation and is irrelevant.
CX-665	R0034251	Respondents object to this exhibit as hearsay, lacking any
CA-003	1005 1251	exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-668	R0035395	Respondents object to this exhibit as hearsay, lacking any
CA-000	10033333	exception. It is being offered as proof of the matters stated
ı		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-669	NC01619	Respondents object to this exhibit as hearsay, lacking any
CA-009	NC01620	exception. It is being offered as proof of the matters stated
	NC01621	therein. Respondents also object to this exhibit on the grounds
	NC01621 NC01622	that it lacks a foundation.
CN (FO	R0035331	Respondents object to this exhibit as hearsay, lacking any
CX-672	K0035331	exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the ground
		that it lacks a foundation.
	D0024242	Respondents object to this exhibit as hearsay, lacking any
CX-673	R0034243	exception. It is being offered as proof of the matters stated
		exception. It is being official as proof of the matters stated
		therein. Respondents also object to this exhibit on the ground
		that it lacks a foundation.
CX-675		Respondents object to this exhibit as hearsay, lacking any
	R0033564	exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the ground

		that it lacks a foundation.
CX-676	R0032944	Respondents object to this exhibit as hearsay, lacking any
	R0032945	exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-677	R0034533	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-678	T0040459	Respondents object to this exhibit as hearsay, lacking any
	T0040460	exception. It is being offered as proof of the matters stated
,		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-679	T0032962	Respondents object to this exhibit as hearsay, lacking any
	T0032963	exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-680	R0033488	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-681	5004420	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-682	R0040683	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
:		that it lacks a foundation.
CX-683	5001561	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-685	5003604	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-687	5004406	Respondents object to this exhibit as hearsay, lacking any
	5004407	exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
	<u>-</u>	that it lacks a foundation.
CX-698	R0054723	Respondents object to this exhibit as hearsay, lacking any
	R0054724	exception. It is being offered as proof of the matters stated
	R0054725	therein. Respondents also object to this exhibit on the grounds
	R0054726	that it lacks a foundation and is irrelevant to the issues in this
	R0054727	proceeding.

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CX-699	T0035145	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-700	T0034226	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-701	R0035355	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-702	R0035254	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-703	R0033662	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-704	R0054714 R0054715	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation and is irrelevant to the issues in this proceeding.
CX-705	R0054716 R0054717 R0054718	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation and is irrelevant to the issues in this proceeding.
CX-707	R0004316	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-708	R0054719 R0054720	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation and is irrelevant to the issues in this proceeding.
CX-709	R0054721 R0054722	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation and is irrelevant to the issues in this proceeding.
CX-710	R0035123	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated

		therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-711	R0035121	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-712	R0034074	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-713	R0033691 R0033692	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-714	R0033693	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-715	R0035115	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-716	R0033133	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-718	R0034454 R0034455	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-720	R0035142	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-721	R0035436 R0035437	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-722	R0004901	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-723	R0034132	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.

CX-724	R0035109	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-726	R0034379	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-727	R0036603	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-728	R0034371 R0034372 R0034373 R0034374 R0034375 R0034376 R0034377	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-729	R0033779 R0033780 R0033781 R0033782 R0033783 R0033784 R0033785	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-731	R0035134 R0035135 R0035136	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-734	R0004975	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-735	R0004976	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-736	R0035131	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation and that it is irrelevant to the issues pending in this proceeding.
CX-738	R0033188	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds

		that it lacks a foundation.
CV 720	T0024405	
CX-739	T0034495	Respondents object to this exhibit as hearsay, lacking any
;	T0033487	exception. It is being offered as proof of the matters stated
:		therein. Respondents also object to this exhibit on the grounds
CX 540	D0024404	that it lacks a foundation.
CX-740	R0034494	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-744	R0035048	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-750	PL003056	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-753	R0035247	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
~~~	700000	that it lacks a foundation.
CX-755	R0033995	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
CYL BEC	D000000	that it lacks a foundation.
CX-756	R0033996	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
CX-757	R0034686	that it lacks a foundation.
CA-/5/	K0034080	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
CX-759	R00335865	that it lacks a foundation.
CA-139	100222002	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-760	R0033463	Respondents object to this exhibit as hearsay, lacking any
C/X-/00	R0033464	exception. It is being offered as proof of the matters stated
	1100000707	
		therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-761	R0033873	Respondents object to this exhibit as hearsay, lacking any
CA-/UI	R0033874	exception. It is being offered as proof of the matters stated
	R0033875	therein. Respondents also object to this exhibit on the grounds
	10000010	that it lacks a foundation.
CX-762	R0033866	Respondents object to this exhibit as hearsay, lacking any
CA-/UZ	170022000	respondents object to this exhibit as hearsay, lacking any

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	R0033867	exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-763	R0034445	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
†		therein. Respondents also object to this exhibit on the grounds
CV FCA	D0024010	that it lacks a foundation.
CX-764	R0034019	Respondents object to this exhibit as hearsay, lacking any
	R0034020	exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
	B 000 4000	that it lacks a foundation.
CX-767	R0034030	Respondents object to this exhibit as hearsay, lacking any
	R0034031	exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-774	R0042653	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
	70017	that it lacks a foundation.
CX-776	R0042372	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-777	R0042331	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-778		Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
CXX =00	70041066	that it lacks a foundation.
CX-780	R0041966	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
CN FOA	70041000	that it lacks a foundation.
CX-781	R0041889	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
OT7 #02	D0041015	that it lacks a foundation.
CX-782	R0041815	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation, and is irrelevant to the issues
CX7 FOR	D0041505	pending in this proceeding.
CX-783	R0041795	Respondents object to this exhibit as hearsay, lacking any
	R0041796	exception. It is being offered as proof of the matters stated

		therein. Respondents also object to this exhibit on the grounds
CX-784		that it lacks a foundation. Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds
		that it lacks a foundation.
CX-785	R0041790 R0041791	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-786	R0000306	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-787	R0041733	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-788	R0041630 R0041631	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-789	R0041578 R0041579	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-790	R0041580 R0041581 R0041582	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-791	R0041567	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-792	R0041549	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-793	R0041513	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-795	R0041317 R0041317-J	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.

CX-796	R0041188 R0041189	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-797	R0041187	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-805	R0042732 R0042733	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-808	R0054711	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-809	R0054712 R0054713	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-810	SDT00186 SDT00187 SDT00188	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein.
CX-811	SDT00313 SDT00314	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein.
CX-815	SDT00390 SDT00391 SDT00392	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-816	SDT00186	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-817	SDT00277 SDT00278 SDT00279	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-818	SDT00389	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-819	R0040434 R0040435 R0040436 R0040437	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.

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CX-820	R0040631 R0040632 R0040633 R0040634	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-821	SDT00160	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-825	CYT 0571 CYT 0572 CYT 0573 CYT 0574 CYT 0575 CYT 0576 CYT 0577 CYT 0578 CYT 0579 CYT 0580 CYT 0581 CYT 0582	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in contemplation of a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-826	8000015	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-827	8000016 8000017 8000018 8000019 8000020 8000021 8000022 8000023 8000024	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein.
CX-828	5037727 5037728 5037729 5037730 5037731 5037732 5037733 5037734 5037735	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein.

	5037736	
	5037737	
CX-829	5037698	Respondents object to this exhibit as hearsay, lacking any
	5037699	exception. It is being offered as proof of the matters stated
	5037700	therein.
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	5037702	
	5037703	
	5037704	
	5037705	
CX-833	R0008965	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein.
CX-834	CYT 0220 -	Respondents object to this exhibit as irrelevant. Its contents
	CYT 0297	are not material to the causes of action in the Complaint or any
		defense in the Answer because it does not concern the
		challenged products. Moreover, it is hearsay, lacking any
		exception, as it is being offered as proof of the matters stated
		therein. The author is available and should be called to testify
•		at hearing.
CX-835	CYT 0192 -	Respondents object to this exhibit as irrelevant. Its contents
	CYT 0217	are not material to the causes of action in the Complaint or any
		defense in the Answer because it does not concern the
		challenged products. Moreover, it is hearsay, lacking any
		exception, as it is being offered as proof of the matters stated
		therein. The author is available and should be called to testify
CX-836	CYT 0716-	at hearing.
CA-030	CYT 0710-	Respondents object to this exhibit as irrelevant. Its contents
	C11 0/21	are not material to the causes of action in the Complaint or any defense in the Answer because it does not concern the
		challenged products. Moreover, it is hearsay, lacking any
		exception, as it is being offered as proof of the matters stated
		therein. The author is available and should be called to testify
		at hearing.
CX-839	PL003063	Respondents object to this exhibit as hearsay, lacking any
	PL003064	exception. It is being offered as proof of the matters stated
	PL003065	therein.
CX-843	9000023	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-844	9000025	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-845	9000022	Respondents object to this exhibit as hearsay, lacking any

		exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-846	9000013 9000013	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated
	9000013	therein. The outbor however is available to the
	9000013	therein. The author, however, is available to testify and
	9000013	should be called to testify at hearing.
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CX-847	8000001-	Respondents object to this exhibit as hearsay, lacking any
CA-047	8000026	exception. It is being offered as proof of the matters stated
	0000020	therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-848	8000015	Respondents object to this exhibit as hearsay, lacking any
	8000018	exception. It is being offered as proof of the matters stated
	8000019	therein. The author, however, is available to testify and
	0000019	should be called to testify at hearing.
CX-849	2000001	Respondents object to this exhibit as hearsay, lacking any
		exception. It is being offered as proof of the matters stated
		therein. The author, however, is available to testify and
		should be called to testify at hearing.
CX-851	4000017	Daniel B. Mowrey and American Phytotherapy Consulting
	4000018	Agreement (photocopy: January 1, 1993).
	4000019	(
	4000020	
	4000021	
	4000022	
CX-852	4000009	Daniel B. Mowrey and American Phytotherapy Consulting
	4000010	Agreement (photocopy: January 1, 1998).
	4000011	
	4000012	
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CX-853	9000002	Respondents object to this exhibit as irrelevant. Its contents
	9000003	are not material to the causes of action identified in the
	900004	Complaint or any defenses in the Answer.
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CX-854	9000010	Respondents object to this exhibit as irrelevant. Its contents
011 00 .	9000011	are not material to the causes of action identified in the
	9000012	Complaint or any defenses in the Answer.
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CX-855	5037026	Respondents object to this exhibit as irrelevant. Its contents
	5037027	are not material to the causes of action identified in the
	5037028	Complaint or any defenses in the Answer.
	5037029	
	5037030	
CX-856	FTC 6344-	Basic Research Articles of Organization (photocopy:
	FTC 6360	December 31, 1992).
CX-857	FTC 6361-	Nutrasport Articles of Organization (photocopy: December 27,
	6366	2002).
CX-858	FTC 6367	Klein-Becker USA Articles of Organization (photocopy:
	FTC 6368	December 27, 2002).
	FTC 6369	
;	FTC 6370	
	FTC 6371	
	FTC 6372	
CX-859	FTC 6373	Basic Research Articles of Organization (photocopy: April 22,
	FTC 6374	2003).
	FTC 6375	
	FTC 6376	
	FTC 6377	
	FTC 6378	
CX-860	FTC 6381	A.G. Waterhouse Articles of Organization (photocopy:
	FTC 6382	September 30, 2002).
	FTC 6383A	
CX-866	FTC 4855-	Respondents object to this exhibit on the grounds that is lacks
	FTC 5091	a foundation.
CX-870	FTC 4446	Respondents object to this exhibit as hearsay, lacking any
	FTC 4447	exception. The witness is available to testify and should be
	FTC 4448	called at hearing.
	FTC 4449	
	FTC 4450	
	FTC 4451	
	FTC 4452	
	FTC 4454	
CX-881	FTC 4813	Respondents object to this exhibit as hearsay, lacking any
	FTC 4814	exception. The witness is available to testify and should be
	FTC 4815	called at hearing.
	FTC 4816	
	FTC 4817	
	FTC 4818	
CX-884	FTC 4851	Respondents object to this exhibit as irrelevant. Its contents

1	ETC 4050	
	FTC 4852	are not material to the causes of action identified in the
	FTC 4853	Complaint or any defenses in the Answer. The FTC form is
	FTC 4854	dated May 2004 and not relevant to the time period at issue in
		this case when the products at issue were being sold.
		Moreover, it introduction lacks a foundation.
CX-887	N/A	Respondents object to this exhibit as irrelevant. Its contents,
		to the extent that they do not concern the substantiation for the
		advertising of the challenged products at issue, are not
		material to the causes of action identified in the Complaint or
		any defenses in the Answer. It is hearsay, lacking any
		exception. It is a newspaper article offered as proof of the
		matters stated therein. The individuals are available as
		witnesses and should be called to testify.
CX-889	N/A	Respondents object to this exhibit as irrelevant. Its contents
		are not material to the causes of action in the Complaint or any
		defense in the Answer because it does not concern the
		challenged products. Moreover, it is hearsay, lacking any
1		exception, as it is being offered as proof of the matters stated
		therein.
CX-890	R0040742	Respondents object to this exhibit as irrelevant. Its contents
	R0040743	are not material to the causes of action in the Complaint or any
		defense in the Answer because it does not concern the
		challenged products. Moreover, it is hearsay, lacking any
		exception, as it is being offered as proof of the matters stated
		therein. The author is available and should be called to testify
		at hearing.
CX-891	R0037811	Respondents object to this exhibit as irrelevant. Its contents
	R0037812	are not material to the substantiation of the advertising at issue
	R0037813	for the challenged products. Moreover, it is hearsay, lacking
	R0037814	any exception, as it is being offered as proof of the matters
	R0037815	stated therein. To the extent that any of it is relevant,
	R0037816	witnesses are available to testify at hearing.
	R0037817	, č
CX-893	R0040695	Respondents object to this exhibit as hearsay, lacking any
		exception, as it is being offered as proof of the matters stated
		therein. The author is available and should be called to testify
		at hearing.
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CX-894	N/A	Respondents object to this exhibit as irrelevant. Its contents
		are not material to the substantiation of the advertising at issue
		for the challenged products. Respondents object to this exhibit
		as hearsay, lacking any exception, as it is being offered as
		proof of the matters stated therein. The author is available and
CTY 00 C	5010663	should be called to testify at hearing.
CX-896	5010662	Respondents object to the introduction of this exhibit as
	5010663	evidence. It is a pleading in a civil action between private

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CX-897 5008673 Respondents object to the introduction of this exhibit as	
5008674 evidence. It is a pleading in a civil action between private	e l
5008675 parties. To the extent that any advertising was at issue in	that
5008676 case, it did not concern the substantiation of any of the	
5008677 challenged products under the Federal Trade Commissio	n Act.
5008678 Thus, it is not relevant. Moreover, it is hearsay, offered	as
5008679 proof of the matters stated therein. Witnesses are available	
5008680 testify and should be called to offer testimony at hearing.	
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CX-898 507844- Respondents object to the introduction of this exhibit as	
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evidence. It is a pleading in a civil action between privat parties. To the extent that any advertising was at issue in	e that
case, it did not concern the substantiation of any of the	ınat
challenged products under the Federal Trade Commission	. A at
Thus, it is not relevant. Moreover, it is hearsay, offered a	i Att.
proof of the matters stated therein. Witnesses are available	

		testify and should be called to offer testimony at hearing.
CX-899	5007539-	Respondents object to the introduction of this exhibit as
	5007567	evidence. It is hearsay, offered as proof of the matters stated
		therein. Available witnesses may be called to testify.
		Moreover, this exhibit is a series of excerpted pages of a
		hearing that as a partial copy are statements taken out of their
İ		context and incomplete. Moreover it took place in a civil
ŀ		action between private parties. To the extent that any
		advertising was at issue in that case, it did not concern the
		substantiation of any of the shellenged are due to the
		substantiation of any of the challenged products under the
CX-900	5022427	Federal Trade Commission Act. Thus, it is not relevant.
CA-900		Respondents object to the introduction of this exhibit as
	5022428	evidence. It is hearsay, offered as proof of the matters stated
	5022429	therein. The declarant may be called to testify. The
	5022430	declaration was taken in a civil action between private parties.
	5022431	To the extent that any advertising was at issue in that case, it
		did not concern the substantiation of any of the challenged
		products under the Federal Trade Commission Act. Thus, it is
GTT 004		not relevant.
CX-901	5011405	Respondents object to the introduction of this exhibit as
	5011406	evidence. It is hearsay, offered as proof of the matters stated
	5011407	therein. The declarant may be called to testify. The
	5011408	declaration was taken in a civil action between private parties.
	5011409	To the extent that any advertising was at issue in that case, it
		did not concern the substantiation of any of the challenged
		products under the Federal Trade Commission Act. Thus, it is
	<u> </u>	not relevant.
CX-902	5012810-	Respondents object to the introduction of this exhibit as
	5012855	evidence. It is hearsay, offered as proof of the matters stated
		therein. The author of the answers to the interrogatories may
		be called to testify. Moreover, the pleading was filed in a civil
		action between private parties. To the extent that any
		advertising was at issue in that case, it did not concern the
		substantiation of any of the challenged products under the
		Federal Trade Commission Act. Thus, it is not relevant.
CX-903	5033259-	Respondents object to the introduction of this exhibit as
	5033283	evidence. It is hearsay, offered as proof of the matters stated
1		therein. The deponent may be called to testify. It was taken in
		a civil action between private parties. To the extent that any
		advertising was at issue in that case, it did not concern the
		substantiation of any of the challenged products under the
		Federal Trade Commission Act. Thus, it is not relevant.
CX-904	5033482-	Respondents object to the introduction of this exhibit as
	5033509	evidence. It is hearsay, offered as proof of the matters stated
		therein. The deponent may be called to testify. It was taken in
		a civil action between private parties. To the extent that any

F		advertising was at issue in that case, it did not concern the
		advertising was at issue in that case, it did not concern the
		substantiation of any of the challenged products under the
CY OOF	500(000	Federal Trade Commission Act. Thus, it is not relevant.
CX-905	5006899-	Respondents object to the introduction of this exhibit as
	5006921	evidence. It is hearsay, offered as proof of the matters stated
		therein. Available witnesses may be called to testify.
		Moreover, this exhibit is a series of excerpted pages of a
		hearing that as a partial copy are statements taken out of their
		context and incomplete. Moreover it took place in a civil
		action between private parties. To the extent that any
	·	advertising was at issue in that case, it did not concern the
		substantiation of any of the challenged products under the
		Federal Trade Commission Act. Thus, it is not relevant.
CX-906	5019339-	Respondents object to the introduction of this exhibit as
	5019369	evidence. It is hearsay, offered as proof of the matters stated
		therein. Available witnesses may be called to testify.
		Moreover, this exhibit is a series of excerpted pages of a
		hearing that as a partial copy are statements taken out of their
		context and incomplete. Moreover it took place in a civil
		action between private parties. To the extent that any
		advertising was at issue in that case it did not concern the
		advertising was at issue in that case, it did not concern the
		substantiation of any of the challenged products under the
CX-908	5037275-	Federal Trade Commission Act. Thus, it is not relevant.
CA-300	5037275	Respondents object to the introduction of this exhibit as
	3037280	evidence. It is hearsay, offered as proof of the matters stated
		therein. Available witnesses may be called to testify.
		Moreover, this exhibit is a series of excerpted pages of a
		hearing that as a partial copy are statements taken out of their
		context and incomplete. Moreover it took place in a civil
		action between private parties. To the extent that any
		advertising was at issue in that case, it did not concern the
		substantiation of any of the challenged products under the
CTT 000		Federal Trade Commission Act. Thus, it is not relevant.
CX-909	5037287-	Respondents object to the introduction of this exhibit as
	5037292	evidence. It is hearsay, offered as proof of the matters stated
		therein. The declarant may be called to testify. The
		declaration was taken in a civil action between private parties.
		To the extent that any advertising was at issue in that case, it
		did not concern the substantiation of any of the challenged
		products under the Federal Trade Commission Act. Thus, it is
		not relevant.
CX-910	5037269	Respondents object to the introduction of this exhibit as
	5037303	evidence. It is hearsay, offered as proof of the matters stated
		therein. The declarant may be called to testify. The
		declaration was taken in a civil action between private parties.
		To the extent that any advertising was at issue in that case, it
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		did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-911	5037367- 5037381	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The declarant may be called to testify. The declaration was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-912	5008639- 5008647	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The declarant may be called to testify. The declaration was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-913	5011038- 5011042	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The declarant may be called to testify. The declaration was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-916	N/A	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The declarant may be called to testify.
CX-917	5033482- 5033509	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-918	5099509- 5099539	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The declarant may be called to testify. The declaration was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-919	5033164-	Respondents object to the introduction of this exhibit as

	5033207	guidance It is hoomers offered C Cd
GN 000		evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-920	CYT 0810- CYT 1064	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in a civil action between private parties. To the extent of the content of this exhibit as
		a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-921	5036691- 5036775	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-922	5037513- 5037582	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. Moreover, this exhibit is a series of excerpted pages of a deposition that as a partial copy are statements taken out of their context and incomplete. Moreover it was offered in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-927	5008956- 5008962	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. Moreover, this exhibit is a series of excerpted pages of a deposition that as a partial copy are statements taken out of their context and incomplete. Moreover it was offered in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-929	5008097- 5008115	Respondents object to the introduction of this exhibit as evidence. It is a pleading in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant. Moreover, it is hearsay, offered as

		proof of the matters stated therein. Witnesses are available to testify and should be called to offer testimony at hearing.
CX-930	5009128- 5009133	Respondents object to the introduction of this exhibit as evidence. It is a pleading in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant. Moreover, it is hearsay, offered as proof of the matters stated therein. Witnesses are available to testify and should be called to offer testimony at hearing.
CX-932	5003164- 5033207	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-933	5038463- 5038503	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The declarant may be called to testify. Moreover, this exhibit is a series of excerpted pages of a deposition that as a partial copy are statements taken out of their context and incomplete. Moreover it was offered in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-934	5033482- 5033509	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-935	5041713- 5041747	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CX-936	5033259- 5033293	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the

		substantiation of any of the challenged products under the
		Federal Trade Commission Act. Thus, it is not relevant.
CX-937	5033482-	Respondents object to the introduction of this exhibit as
	5033509	evidence. It is hearsay, offered as proof of the matters stated
		therein. The deponent may be called to testify. It was taken in
		a civil action between private parties. To the extent that any
		advertising was at issue in that case, it did not concern the
		substantiation of any of the challenged products under the
CV 020	5022164	Federal Trade Commission Act. Thus, it is not relevant.
CX-939	5033164-	Respondents object to the introduction of this exhibit as
	5033207	evidence. It is hearsay, offered as proof of the matters stated
		therein. The deponent may be called to testify. It was taken in
		a civil action between private parties. To the extent that any
		advertising was at issue in that case, it did not concern the
		substantiation of any of the challenged products under the
CX-940	N/A	Federal Trade Commission Act. Thus, it is not relevant.
	14/11	Respondents object to the introduction of this exhibit to the extent is attempts to elicit testimony or evoke responses that
		are within the ambit of attorney-client privilege, and to the
		extent that it attempts to introduce hearsay, offered as proof of
		the matters stated therein.
CX-942	FTC 6402 -	Not relevant. Declaration pertains to Carter-Reed's sale of
	FTC 6405	Relacore. Neither that company or product is at issue in this
		case.
CX-943	FTC 6409 –	Not relevant. FDA warning letter is for products not at issue
	FTC 6412	in this case with the exception of Dermalin-APg. Moreover
		the letter has nothing to do with advertising substantiation.
		FDA makes no statement whether it questions if the products
		have the claimed effects. The warning letter is to alleged
		noncompliance with a wholly different statute, outside of the
CV 045	FTC 6474	jurisdiction of the FTC.
CX-945	FIC 04/4	This advertisement is totally irrelevant. It is for a different
CX-946	FTC 6544	product all together, not a product at issue in this case.
CA-340	F1C 0344	This advertisement is totally irrelevant. It is not for one of the products named in the complaint.
CX-947	FTC 6493 –	This set of documents is irrelevant. The pleadings concern
CAST	FTC 6522	certain Respondents' case in bankruptcy and have no bearing
	110 0022	on the claims in the Complaint or the defenses in the Answer.
CX-948	FTC 6523 -	This set of documents is irrelevant. The pleadings concern
	FTC 6543	certain Respondents' case in bankruptcy and have no bearing
		on the claims in the Complaint or the defenses in the Answer.
CX-949	FTC 6491 –	Irrelevant. Website and media are for product not named in
	FTC 6492	the complaint.
CX-950	SDT 0002	Not clear from its face what this is even related to, what case,
	SDT 0003	what product if any. This document is irrelevant.
CX-951	R0054823 -	This document is irrelevant. It is a series of slides by a single

R0054840	scientist not affiliated with the defendants giving an overview
	on 2/14/2004 of how you conduct a weight loss study

Respectfully submitted,

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Pro se.

Date submitted: November 23, 2005

UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION OFFICE OF ADMINISTRATIVE LAW JUDGES WASHINGTON, D.C.

In the Matter of

BASIC RESEARCH, LLC A.G. WATERHOUSE, LLC KLEIN-BECKER USA, LLC **NUTRASPORT, LLC** SOVAGE DERMALOGIC LABORATORIES, LLC BAN LLC d/b/a BASIC RESEARCH LLC OLD BASIC RESEARCH, LLC BASIC RESEARCH, A.G. WATERHOUSE, KLEIN-BECKER USA, NUTRA SPORT, and SOVAGE DERMALOGIC LABORATORIES **DENNIS GAY** DANIEL B. MOWREY d/b/a AMERICAN PHYTOTHERAPY RESEARCH LABORATORY, and MITCHELL K. FRIEDLANDER, Respondents

Docket No. 9318

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of November, 2005, I caused Respondents' Objections to Complaint Counsel's Final Proposed Exhibits to be filed and served as follows:

 an original and one paper copy filed by hand delivery and one electronic copy in PDF format filed by electronic mail to

> Donald S. Clark Secretary U.S. Federal Trade Commission 600 Pennsylvania Avenue, N.W. Room H-159 Washington, D.C. 20580 Email: secretary@ftc.gov

2) two paper copies delivered by hand delivery to:

The Hon. Stephen J. McGuire Chief Administrative Law Judge U.S. Federal Trade Commission 600 Pennsylvania Avenue, N.W. Room H-112 Washington, D.C. 20580

3) one paper copy by first class U.S. Mail to:

James Kohm Associate Director, Enforcement U.S. Federal Trade Commission 601 New Jersey Avenue, N.W. Washington, D.C. 20001

4) one paper copy by first class U.S. mail and one electronic copy in PDF format by electronic mail to:

Laureen Kapin Joshua S. Millard Laura Schneider Walter C. Gross III Lemuel W.Dowdy Edwin Rodriguez U.S. Federal Trade Commission 600 Pennsylvania Avenue, N.W. Suite NJ-2122 Washington, D.C. 20580 Email: lkapin@ftc.gov jmillard@ftc.gov lschneider@ftc.gov wgross@ftc.gov ldowdy@ftc.gov erodriguez@ftc.gov

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