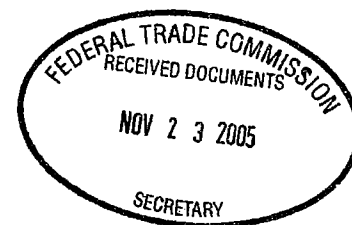


UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES
WASHINGTON, D.C.



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

<u>Exhibit No.</u>	<u>Bates No.</u>	<u>Grounds for Objection:</u>
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

		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 the Complaint or any defenses in the Answer.
CX-96	R0034286 R0034287	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-97	R0032838 R0032839	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 the Complaint or any defenses in the Answer.
CX-98	R0032793 R0032794	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-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 R0035440	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-102	NC11222	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-104	R0032874	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-105	R0032801 R0032802	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-106	R0034023 R0034024	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-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 NC11011	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-109	NC11476 NC11498	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-110	R0033084	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-112	R0040672	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-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

		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 5032962	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 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 R0041329	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.
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 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 should be called to testify at hearing.
CX-123	R0000283	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 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 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-126	5050009 5050010	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-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 R0034412	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-154	R0034413	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-158	5009487 - 5009507	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. 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-159	5036936 – 5036963	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. 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- 5037040	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. 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

		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.

	1000007 1000008 1000009	
CX-188	1000012 1000013 1000014 1000015 1000016	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein.
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 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	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-195	R0040481 R0040482 R0040483	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-200	R0034201 R0034202	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-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 5038468 5038469 5038470 5038471 5038472 5038473	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-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

		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 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 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 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 R0000002	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-336	R0000221 R0000222	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-338	R0000321 R0000322 R0000323 R0000324 R0000325 R0000326 R0000327 R0000328 R0000329 R0000330 R0000331	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-341	R0006587- R0006598	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-342	R0006684 R0006685 R0006686	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-343	R0006687 R0006688 R0006689 R0006690	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

	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 R0044465 R0044466	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-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 the exhibit contains advertising and promotional material, it improperly includes products that are not at issue in this case.
CX-377	R0008965	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-378	R0044468 R0044469 R0044470 R0044471	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-379	R0044472 R0044473 R0044474	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-380	R0044493 R0044494	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-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 5041829	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-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	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-390	R0006781	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-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 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-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 <u>improperly includes products that are not at issue in this case.</u>
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 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 <u>improperly includes products that are not at issue in this case.</u>
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 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-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 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-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 should be called to testify at hearing.
CX-404	R0012325 R0012326	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-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 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 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 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 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 improperly includes products that are not at issue in this case.
CX-417	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-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 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 CYT 0605	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-421	CYT 0660 CYT 0661	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-422	CYT 0702 CYT 0703	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-423	CYT 0771 CYT 0772	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-424	CYT 0773	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 R0029771	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-426	R0029799	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-427	R0012330	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-428	R0000281	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-429	R0009192 R0009193 R0009194	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-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- R0006792	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-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- R0012346	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-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 R0012346	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-444	R0012335 R0000257	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-445	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-446	5003423 5003424 5003425 5003426 5003427 5003428	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-447	5003545 5003546 5003547 5003548 5003549 5003550	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

	5003551 5003552 5003553 5003554	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-448	5004217- 5004307	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-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 5050087	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-471	R0035543 R0035544	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-505	R0000603 R0000604 R0000605 R0000606 R0000607 R0000608 R0000609 R0000610 R0000611 R0000612 R0000613	Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-506	R0000602	Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-509	R0030244 R0030245 R0030246 R0030247	Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-535	R0000160 R0000161 R0000162 R0000163 R0000164 R0000165 R0000166	Respondents also object to this exhibit on the grounds that it lacks a foundation.

	R0000167 R0000168 R0000169 R0000170	
CX-588	PL003374 PL003375 PL003376 PL003377 PL003378 PL003379 PL003380 PL003381	Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-589	PL003383 PL003384 PL003385	Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-591	PL005477 PL005478 PL005479 PL005480 PL005481 PL005482 PL005483	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-592	PL005498 PL005499 PL005500 PL005501 PL005502	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-593	PL005484 PL005485 PL005486 PL005487 PL005488 PL005489 PL005490 PL005491 PL005492 PL005493	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-621	PL005464 PL005465 PL005466 PL005467	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-622	5050137 5050138 5050139 5050140	Respondents object to this exhibit on the grounds that it lacks a foundation.

	5050141 5050142	
CX-623	FTC 5672 FTC 5673 FTC 5674 FTC 5675 FTC 5676 FTC 5677 FTC 5678 FTC 5679 FTC 5680	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-624	FTC 5660	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-625	PL3370 PL3371 PL3372 PL3373	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-626	PL003387- PL003406	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-627	PL000243 PL000244 PL000245 PL000246 PL000247 PL000248 PL000249 PL000250 PL000251 PL000252 PL000253 PL000254 PL000255 PL000256 PL000257 PL000258	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-628	PL000228- PL000240	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-629	PL006252 PL006253 PL006254 PL006255 PL006256 PL006257 PL006258 PL006259	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-631	5050143	Respondents object to this exhibit on the grounds that it lacks

	5050144 5050145 5050146	a foundation.
CX-632	R0015260 R0015261 R0015262 R0015263 R0015264 R0015265	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-633	PL003131- PL003187	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-634	PL003067- PL003082	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-635	PL003083 PL003084 PL003085 PL003086 PL003087 PL003088 PL003089 PL003090	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-636	NC11924- NC11984	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-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 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 R0032728 R0032729 R0032730	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-644	R0033896 R0033897 R0033898	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-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 R0035197	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-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 5003726 5003727	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-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

	also marked as R0037693	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-656	R0037698	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-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 R0004682	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-659	5003694	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-661	R0040746	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.
CX-665	R0034251	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-668	R0035395	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-669	NC01619 NC01620 NC01621 NC01622	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-672	R0035331	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-673	R0034243	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-675	R0033563 R0033564	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-676	R0032944 R0032945	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-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 T0040460	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-679	T0032962 T0032963	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-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 5004407	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-698	R0054723 R0054724 R0054725 R0054726 R0054727	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-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.
CX-739	T0034495 T0033487	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-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 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 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 that it lacks a foundation.
CX-757	R0034686	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-759	R00335865	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 R0033464	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-761	R0033873 R0033874 R0033875	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-762	R0033866	Respondents object to this exhibit as hearsay, lacking any

	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 that it lacks a foundation.
CX-764	R0034019 R0034020	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-767	R0034030 R0034031	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-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 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 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 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 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 pending in this proceeding.
CX-783	R0041795 R0041796	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-784		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.

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 5037699 5037700 5037701 5037702 5037703 5037704 5037705	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein.
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 – CYT 0297	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 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 - CYT 0217	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 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-836	CYT 0716- CYT 0721	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 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 PL003064 PL003065	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated 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 9000013 9000013 9000013 9000013 9000013 9000013 9000013	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-847	8000001- 8000026	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-848	8000015 8000018 8000019	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-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 4000018 4000019 4000020 4000021 4000022	Daniel B. Mowrey and American Phytotherapy Consulting Agreement (photocopy: January 1, 1993).
CX-852	4000009 4000010 4000011 4000012 4000013 4000014 4000015 4000016	Daniel B. Mowrey and American Phytotherapy Consulting Agreement (photocopy: January 1, 1998).
CX-853	9000002 9000003 9000004 9000005 9000006 9000007 9000008 9000009	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-854	9000010 9000011 9000012	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-855	5037026 5037027 5037028 5037029 5037030	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-856	FTC 6344- FTC 6360	Basic Research Articles of Organization (photocopy: December 31, 1992).
CX-857	FTC 6361- 6366	Nutrasport Articles of Organization (photocopy: December 27, 2002).
CX-858	FTC 6367 FTC 6368 FTC 6369 FTC 6370 FTC 6371 FTC 6372	Klein-Becker USA Articles of Organization (photocopy: December 27, 2002).
CX-859	FTC 6373 FTC 6374 FTC 6375 FTC 6376 FTC 6377 FTC 6378	Basic Research Articles of Organization (photocopy: April 22, 2003).
CX-860	FTC 6381 FTC 6382 FTC 6383A	A.G. Waterhouse Articles of Organization (photocopy: September 30, 2002).
CX-866	FTC 4855- FTC 5091	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-870	FTC 4446 FTC 4447 FTC 4448 FTC 4449 FTC 4450 FTC 4451 FTC 4452 FTC 4454	Respondents object to this exhibit as hearsay, lacking any exception. The witness is available to testify and should be called at hearing.
CX-881	FTC 4813 FTC 4814 FTC 4815 FTC 4816 FTC 4817 FTC 4818	Respondents object to this exhibit as hearsay, lacking any exception. The witness is available to testify and should be called at hearing.
CX-884	FTC 4851	Respondents object to this exhibit as irrelevant. Its contents

	FTC 4852 FTC 4853 FTC 4854	are not material to the causes of action identified in the Complaint or any defenses in the Answer. The FTC form is dated May 2004 and not relevant to the time period at issue in this case when the products at issue were being sold. Moreover, its 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 exception, as it is being offered as proof of the matters stated therein.
CX-890	R0040742 R0040743	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 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 R0037812 R0037813 R0037814 R0037815 R0037816 R0037817	Respondents object to this exhibit as irrelevant. Its contents are not material to the substantiation of the advertising at issue for the challenged products. Moreover, it is hearsay, lacking any exception, as it is being offered as proof of the matters stated therein. To the extent that any of it is relevant, witnesses are available to testify at hearing.
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.
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 should be called to testify at hearing.
CX-896	5010662 5010663	Respondents object to the introduction of this exhibit as evidence. It is a pleading in a civil action between private

	5010664 5010665 5010666 5010667 5010668 5010669 5010670 5010671 5010672 5010673 5010674 5010675 5010676 5010677 5010678 5010679 5010680 5010681	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-897	5008673 5008674 5008675 5008676 5008677 5008678 5008679 5008680 5008681 5008682 5008683 5008684 5008685 5008686 5008687 5008688 5008689 5008690 5008691 5008692 5008693	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-898	507844- 507904	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-899	5007539- 5007567	Respondents object to the introduction of this exhibit as 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-900	5022427 5022428 5022429 5022430 5022431	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-901	5011405 5011406 5011407 5011408 5011409	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-902	5012810- 5012855	Respondents object to the introduction of this exhibit as 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- 5033283	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-904	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-905	5006899-5006921	Respondents object to the introduction of this exhibit as 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	5019339-5019369	Respondents object to the introduction of this exhibit as 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-908	5037275-5037286	Respondents object to the introduction of this exhibit as 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-909	5037287-5037292	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-910	5037269-5037303	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-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

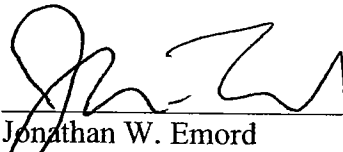
	5033207	evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged 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 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- 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-939	5033164- 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-940	N/A	Respondents object to the introduction of this exhibit to the extent it 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 – FTC 6405	Not relevant. Declaration pertains to Carter-Reed’s sale of Relacore. Neither that company or product is at issue in this case.
CX-943	FTC 6409 – FTC 6412	Not relevant. FDA warning letter is for products not at issue 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 jurisdiction of the FTC.
CX-945	FTC 6474	This advertisement is totally irrelevant. It is for a different product all together, not a product at issue in this case.
CX-946	FTC 6544	This advertisement is totally irrelevant. It is not for one of the products named in the complaint.
CX-947	FTC 6493 – FTC 6522	This set of documents is irrelevant. The pleadings concern certain Respondents’ case in bankruptcy and have no bearing on the claims in the Complaint or the defenses in the Answer.
CX-948	FTC 6523 – FTC 6543	This set of documents is irrelevant. The pleadings concern 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 – FTC 6492	Irrelevant. Website and media are for product not named in the complaint.
CX-950	SDT 0002 SDT 0003	Not clear from its face what this is even related to, what case, 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.
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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:

- 1) 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:

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Joshua S. Millard
Laura Schneider
Walter C. Gross III
Lemuel W. Dowdy
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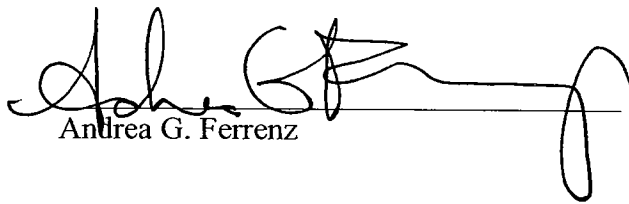
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