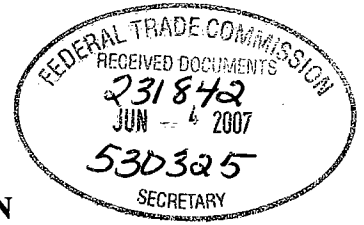


ORIGINAL



**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION**

In the Matter of

**REALCOMP II LTD.,
a corporation.**

Docket No. 9320

Public

**COMPLAINT COUNSEL'S COUNTER DEPOSITION DESIGNATIONS AND
OBJECTIONS TO RESPONDENT'S DEPOSITION DESIGNATIONS**

In accordance with Section 3.33 of the Commission's Rules of Practice (16 C.F.R. §3.33) and the Scheduling Order in this matter, Complaint Counsel provide the following list of the counter-designated portions of the depositions that may be offered in evidence in this matter and specific objections to Respondent's deposition designations. In addition, Complaint Counsel reserves the right to use any part of a transcript for the purposes of contradicting or impeaching the testimony of the deponent as a witness, in accordance with Rule 3.33(g)(1).

Gleason, Robert

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (2/23/07)

Objections

25:9 - 33:17

Double Hearsay; Lacks Foundation; Motions in Limine

Counter-designations

None

Taylor, Robert

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (3/14/07)

Objections

93:22 - 94:10 Hearsay; Motion in Limine Regarding Hypothetical Legal Issues; Best Evidence; Lacks Foundation; Speculation
94:25 - 95:24 Hearsay; Lacks Foundation; Speculation
102:9 - 103:19 Hearsay; Motion in Limine Regarding Hypothetical Legal Issues; Lacks Foundation; Speculation
106:24 - 111:20 Hearsay; Motion in Limine Regarding Hypothetical Legal Issues; Lacks Foundation; Speculation

Counter-designations (Contingent on Motion in Limine Being Denied)

103:20 - 106:23

Elya, David

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (1/2/07)

Objections

34:5 - 34:25 Hearsay; Lacks Foundation

Counter-designations

25:2 - 25:15

35:1 - 35:17

Mulvihill, Daniel

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (1/31/07)

Objections

70:9 - 71:5 Lacks Foundation; Speculation

Counter-designations

None

Bratt, Virginia

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (2/27/07)

Objections

14:22 - 15:77	Lacks Foundation; Speculation
15:25 - 16:10	Lacks Foundation; Speculation
22:24 - 23:8	Lacks Foundation; Speculation; Hearsay
24:15 - 26:21	Lacks Foundation; Speculation; Hearsay
30:20 - 30:22	Lacks Foundation; Speculation
32:2 - 32:4; 32:14	Lacks Foundation; Speculation
32:20 - 32:4	Lacks Foundation; Speculation
33:6 - 33:19	Lacks Foundation; Speculation
33:20 - 34:6	Lacks Foundation; Speculation
35:1 - 35:3	Lacks Foundation; Speculation
42:5 - 43:4	Lacks Foundation; Speculation
43:25 - 45:2	Lacks Foundation; Speculation
46:25 - 47:2	Lacks Foundation; Speculation
47:17 - 47:20	Lacks Foundation; Speculation
47:24 - 48:12	Lacks Foundation; Speculation
54:13 - 55:6	Lacks Foundation; Speculation
66:14 - 67:14	Hearsay

Counter-designations

32:5
33:3
33:7
33:12
33:23
33:25
44:3
47:21 - 47:22
60:3 - 60:6

Nowak, Martin

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (1/30/07)

Objections

41:12 - 41:16	Lacks Foundation; Speculation; Best evidence rule
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Counter-designations

43:15 - 43:21

Burke, Gerald

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (1/30/07)

Objections

None

Counter-designations

None

Baczkowski, Walt

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (1/29/07)

Objections

88:25 - 90:9 Lacks Foundation, Speculation

Counter-designations

None

Niersbach, Clifford

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (3/9/07)

Objections

122:3 - 123:12 Lacks Foundation; Hearsay

123:2 - 124:18 Lacks Foundation; Hearsay

Counter-designations

96:9 - 96:16

121:8 - 121:11

126:16 - 129:19

134:9 - 134:16

134:20-136:5

Goldberg, Robert

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (3/8/07)

Objections

29:2 - 29:4 Lacks Foundation; Relevance

29:15 - 30:1 Lacks Foundation; Relevance

48:12 - 50:7 Hearsay

66:4 - 66:9 Lacks Foundation; Speculation

Counter-designations

126:2 - 126:18

128:23 - 128:2

Dawley, Philip

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (3/20/07)

Objections

78:24 - 79:7

Lacks Foundation

Counter-designations

None

Greenspan, Robert

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (3/20/07)

Objections

64:8 - 65:10

Lacks Foundation; Speculation

Counter-designations

21:24 - 22:12

65:11 - 65:18

Aronson, Wayne

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (2/16/07)

Objections

None

Counter-designations

96:25 - 97:17

106:10 - 107:1

107:2 - 108:13

Groggins, Anita
Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (2/7/07)

Objections

43:24 – 44:6 Lacks Foundation; Speculation

Counter-designations

None

Kermath, Jeff
Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (2/6/07)

Objections

68:3 - 68:8 Speculation

Counter-designations

112:11 - 118:4

118:14 - 119:6

Adams, Dreu
Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (2/7/07)

Objections

11:8 – 11:23 Lacks Foundation; Speculation

Counter-designations

None

Mincy, Craig
Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (2/28/07)

Objections

None

Counter-designations

22:16 – 22:25

13:12 - 13:13

27:3 – 28:12

51:16 – 51:24

63:9 – 64:17

Smith, Dale

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (1/16/07)

Objections

4:5 - 4:9	Lacks Foundation; Speculation; Hearsay; Motion in Limine
5:22 - 23:2	Lacks Foundation; Speculation; Hearsay; Motion in Limine
23:14 - 30:20	Lacks Foundation; Speculation; Hearsay; Motion in Limine
30:23 - 43:21	Lacks Foundation; Speculation; Hearsay; Motion in Limine
44:7 - 61:3	Lacks Foundation; Speculation; Hearsay; Motion in Limine
61:14 - 69:15	Lacks Foundation; Speculation; Hearsay; Motion in Limine
69:20 - 71:16	Lacks Foundation; Speculation; Hearsay; Motion in Limine
71:20 - 96:3	Lacks Foundation; Speculation; Hearsay; Motion in Limine
96:9 - 113:15	Lacks Foundation; Speculation; Hearsay; Motion in Limine
114:5 - 123:16	Lacks Foundation; Speculation; Hearsay; Motion in Limine

Counter-designations

4:10 - 4:20
80:11 - 81:22
107:3 - 108:7
111:18 - 111:23
115:14 - 116:23

Moody, Gary

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (2/9/07)

Objections

None

Counter-designations

6:25 - 8:6
16:10 - 16:16
36:11 - 36:19

Hepp, Albert

Deposition In the Matter of Realcomp II Ltd., Docket No. 9320 (2/14/07)

Objections

None

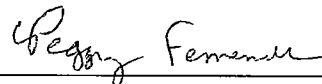
Counter-designations

17:23 - 18:3

21:10 - 21:25

35:6 - 35:15

Respectfully submitted,



Sean Gates

Peggy Bayer Femenella

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Counsel Supporting the Complaint

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Federal Trade Commission

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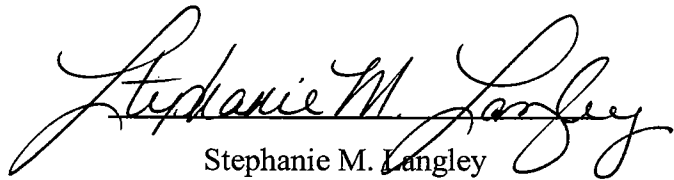
Facsimile: (202) 326-3496

Dated: June 4, 2007

CERTIFICATE OF SERVICE

This is to certify that on June 4, 2007, I caused a copy of the attached Complaint Counsel's Counter Deposition Designations and Objections to Respondent's Deposition Designations, to be served by electronic transmission and overnight courier to:

Scott Mandel, Esq.
Foster, Swift, Collins & Smith P.C.
313 South Washington Square
Lansing, MI 48933-2193


Stephanie M. Langley