

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

In the Matter of)	
)	
TELEBRANDS CORP.,)	
a corporation,)	
)	
TV SAVINGS, LLC,)	
a limited liability company, and)	Docket No. 9313
)	
AJIT KHUBANI,)	PUBLIC DOCUMENT
individually and as president of)	
Telebrands Corp. and sole member)	
of TV Savings, LLC.)	

COMPLAINT COUNSELS' FINAL CORRECTED TRIAL EXHIBIT LIST

_____ Pursuant to the recommendation of Ms. Erin Worth, we are hereby submitting a corrected final trial exhibit list. We have checked our previous trial exhibit list to confirm that the exhibit numbers correspond to the correct exhibits. We have also corrected an incorrect bates number for exhibit CX-2, corrected the date of the JW Greensheet publication at CX-62, and added the appropriate bates number for CX-93.

<u>Exhibit No.</u>	<u>Title or Description</u>	<u>Bates No.</u>
CX-1	Complaint in the Matter of <i>Telebrands Corp., et al.</i> , Docket No. 9313 (with notice order and attachments) [Khubani Dep. CC Ex. 63]	NA
CX-1-A	Videotape of Ab Force Commercial AB-E-60 dated 12-28-01	NA
CX-1-B	Transcript of Videotape of Ab Force Commercial AB-E-60 dated 12-28-01	NA
CX-1-C	Videotape of Ab Force Commercial AB-E-120 dated 12-28-01	NA
CX-1-D	Transcript of Videotape of Ab Force Commercial AB-E-120 dated 12-28-01	NA
CX-1-E	Videotape of Ab Force Commercial dated 2/1/02 :60	NA

Exhibit No.	Title or Description	Bates No.
CX-1-F	Transcript of Videotape of Ab Force Commercial dated 2/1/02 :60.	NA
CX-1-G	Print Ad for Ab Force	NA
CX-1-H	Script for Ab Force Radio spot	T000017
CX-2	Concepts TV Productions Ab Pulse TV spot [in digitized format] (digitized format) [Liantonio Dep. CC Ex. 2]	spot produced in THI02713
CX-3	Concepts TV Productions, Inc., Ab Force 2 Min. Spot Supered/Mixed \$10.00 Offer (Dec. 28, 2001) [Liantonio Dep. CC Ex. 3]	spot produced in
CX-4	Concepts TV Productions, Inc., Production Job Card for Monday, Jan. 21, 2002 [Liantonio Dep. CC Ex. 4]	THI00049
CX-5	Concepts TV Productions, Inc., Talent Confirmation Sheet for Tara Scotti Carpenito [Liantonio Dep. CC Ex. 5]	THI00050
CX-6	Concepts TV Productions, Inc., Talent Confirmation Sheet for Stacy Curtis [Liantonio Dep. CC Ex. 6]	THI00052
CX-7	Image of Pat Murphy Stark with Female Torso from Ab Force 2 Min. Spot Supered/Mixed \$10.00 Offer (Dec. 28, 2001) [Liantonio Dep. CC Ex. 7]	N/A
CX-8	Image of Pat Murphy Stark with Female Torso from Ab Force 2 Min. Spot Supered/Mixed \$10.00 Offer (Dec. 28, 2001) [Liantonio Dep. CC Ex. 8]	N/A
CX-9	Image of Pat Murphy Stark with Male Torso from Ab Force 2 Min. Spot Supered/Mixed \$10.00 Offer (Dec. 28, 2001) [Liantonio Dep. CC Ex. 9]	N/A
CX-11	Concepts TV Productions, Inc., Ab Force 2 Min. Spot Supered/Mixed \$20.00 Offer (Jan. 16, 2002) [Liantonio Dep. CC Ex. 11]	digitized copy of spot produced in THI00068

Exhibit No.	Title or Description	Bates No.
CX-13	“Cyclone Diet Opening” Collette Liantonio, Handwritten Page [Liantonio Dep. CC Ex. 13]	THI00027
CX-18	Email from Ajit Khubani to Bala Iyer, Shail Prasad, Raj Shahani, and Bob Barnett (Jan. 7, 2002) Re: New Ab Force [Shahani Dep. CC Ex. 18]	T010199
CX-19	Email from Ajit Khubani to Bob Barnett, Bala Iyer, Shail Prasad, and Raj Shahani (Jan. 9, 2002) Re: Ab Force matters (with attachment) [Shahani Dep. CC Ex. 19]	T008170
CX-22	Email from Raj Shahani to Ajit Khubani (Jan. 8, 2002) Re: Various [Shahani Dep. CC Ex. 22]	T010437
CX-23	Email from Fiona Yiu to Raj Shahani and Ajit Khubani (Jan. 22, 2002) Re: Ab Forces [Shahani Dep. CC Ex. 23]	T001013
CX-25	Email from Raj Shahani to Fiona Yiu (Jan. 23, 2002) Re: Project Updated [Shahani Dep. CC Ex. 25]	T001029
CX-28	Email from Fiona Yiu to Bob Barnett, Bala Iyer, Raj Shahani, and Ajit Khubani (Feb. 7, 2002) Re: Project Updated 07/Feb [Shahani Dep. CC Ex. 28]	T010463
CX-30	Email from Ajit Khubani to Fiona Yiu, Raj Shahani, Bala Iyer, Shail Prasad, and Bob Barnett (Feb. 1, 2002) Re: Important [Shahani Dep. CC Ex. 30]	T001096
CX-31	Email from C.Y. Mung to Ajit Khubani, Bala Iyer, and Raj Shahani (Feb. 22, 2002) (with attachment) Re: Motorized massager with programmed message step [Shahani Dep. CC Ex. 31]	T001074-76
CX-32	Email from Ajit Khubani to Raj Shahani, Bala Iyer, Shail Prasad, and Bob Barnett (Jan. 10, 2002) (with attachment) Re: New \$20 Ab Force Commercial [Shahani Dep. CC Ex. 32]	T008162-66

Exhibit No.	Title or Description	Bates No.
CX-33	Email from Ajit Khubani to Shail Prasad (Dec. 18, 2001) Re: Newest Ab Belt Ad (with attachment) [Prasad Dep. CC Ex. 33]	T010295-96
CX-34	Email from Ajit Khubani to Shail Prasad (Dec. 18, 2001) (with attachment) Re: Latest Ab Force Ad [Prasad Dep. CC Ex. 34]	T008664-66
CX-35	Email from Shail Prasad to Kelly Stewart (Dec. 26, 2001) Re: Electronic Ab Force Budget (with attachment) [Prasad Dep. CC Ex. 35]	T008659-61
CX-36	Email from Manhattan Media to Shail Prasad (Feb. 19, 2002) (with attachment) Re: Fw: 3/17 [Prasad Dep. CC Ex. 36]	T008503-05
CX-37	Document labeled (in hand) "Print Media" "Test" [Prasad Dep. CC Ex. 37]	T010823
CX-38	Email from Manhattan Media to Shail Prasad (Feb. 19, 2002) Re: Fw: Updates [Prasad Dep. CC Ex. 38]	T008502
CX-39	Email from Shail Prasad to Bala Iyer (Jan. 2, 2002) Re: Radio Script Electronic Ab Force [Prasad Dep. CC Ex. 39]	T001043-44
CX-40	Document labeled (by hand) "Test" "Radio Media" [Prasad Dep. CC Ex. 40]	T010824
CX-42	Email from Ajit Khubani to Raj Shahani, Shail Prasad, Bala Iyer, and Bob Barnett (Jan. 10, 2002) Re: Radio Spot for Ab Force (with attachment) [Prasad Dep. CC Ex. 42]	T008167-68
CX-43	Email from Mark Golden to Shail Prasad and Jiezl Pineda (Jan. 7, 2002) Re: More Questions on TB_Electronic Ab Force [Prasad Dep. CC Ex. 43]	T008369
CX-44	Email from Jiezl Pineda to Shail Prasad and Mark Golden (Jan. 7, 2002) Re: Ab Force FAQs [Prasad Dep. CC Ex. 44]	T008435

Exhibit No.	Title or Description	Bates No.
CX-45	Email from Shail Prasad to Dan Sullivan (Mar. 20, 2002) Re: Updated Creative - Ab Force [Prasad Dep. CC Ex. 45]	T008688
CX-48	Email from R. Davis to Bala Iyer (Feb. 7, 2002) Re: Telebrands Product Descriptions (with attachment) [Iyer Dep. CC Ex. 48]	T001099-1100
CX-49	Email from Tony Sperrazza to Bala Iyer (Jan. 31, 2002) Re: Ab Force Revisions [Iyer Dep. CC Ex. 49]	T005113-14
CX-57	Mita Sujjan, <i>Consumer Knowledge: Effects on Evaluation Strategies Mediating Consumer Judgments</i> , 12 J. CONSUMER RESEARCH 31-46 (June 1985). [Jacoby Dep. CC Ex. 57]	N/A
CX-58	Expert Report (with exhibits) of Michael B. Mazis, Ph.D, in the Matter of <i>Telebrands Corp., et al.</i> , Docket No. 9313 [Jacoby Dep. CC Ex. 58]	N/A
CX-59	J. Edward Russo, Barbara L. Metcalf, and Debra Stephens, <i>Identifying Misleading Advertising</i> , 8 J. CONSUMER RESEARCH 119-131 (September 1981). [Jacoby Dep. CC Ex. 59]	N/A
CX-60	Bio-Medical Research, Ltd., 510(k) Submitted to United States Food and Drug Administration (Sept. 27, 2001) [Delitto Dep. CC Ex. 60]	T008759-870
CX-61	Email from Ajit Khubani to Gary Hewitt (Feb. 5, 2002) [Khubani Dep. CC Ex. 61]	T010125
CX-62	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Fall Double Issue Sept. 19, 2001) (Khubani Dep. CX-62)	T011097- T011110
CX-66	Treehouse Media Services, Inc., Invoice #53852 to Telebrands Corp. (Jan. 31, 2002) [Khubani Dep. CC Ex. 66]	T000504
CX-67	Document from E&M Advertising, Inc., Numbered #52804 [Khubani Dep. CC Ex. 67]	T000505

Exhibit No.	Title or Description	Bates No.
CX-68	Document from E&M Advertising, Inc., Numbered #52803 [Khubani Dep. CC Ex. 68]	T000506
CX-69	Email from E&M Advertising, Inc. to Shail Prasad (Jan. 25, 2002) Re: Fw: Cyclone Diet with Ab Force [Khubani Dep. CC Ex. 69]	T008380
CX-70	Media Advantage Corp., Invoice # 02-227 to Telebrands Corp. (Feb. 14, 2002) [Khubani Dep. CC Ex. 70]	T010505
CX-71	Email from "asontv@fantasticrewards.com" to Shail Prasad (Mar. 21, 2002) Re: Official Spring Sale, Get the Abs You Dream About! [Khubani Dep. CC Ex. 71]	T008558-59
CX-72	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Fall Double Issue Sept. 3/10, 2001)	T011046-58
CX-73	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Sept. 17, 2001)	T011035-45
CX-74	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Sept. 24, 2001)	T011024-34
CX-75	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (October 1, 2001)	T011013-23
CX-76	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (October 8, 2001)	T011000-12
CX-77	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Oct. 15, 2001)	T011159-73
CX-78	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (October 22, 2001)	T011144-58
CX-79	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (November 5, 2001)	T011128-43
CX-80	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (November 12, 2001)	T011111-27
CX-81	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (November 19, 2001)	T011097-110

Exhibit No.	Title or Description	Bates No.
CX-82	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (November 26, 2001)	T011083-96
CX-83	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Dec. 3, 2001)	T011070-81
CX-84	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Dec. 10, 2001)	T011059-69
CX-85	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Dec. 17, 2001)	T011336-47
CX-86	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Dec. 24, 2001)	T011324-35
CX-87	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Double Issue, Dec. 31, 2001/Jan. 7, 2002)	T011312-23
CX-88	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Jan. 14, 2002)	T011298-311
CX-89	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Jan. 21, 2002)	T011284-97
CX-90	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Jan. 28, 2002)	T011406-17
CX-91	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Feb. 4, 2002)	T011392-405
CX-92	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Feb. 11, 2002)	T011378-91
CX-93	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Feb. 18, 2002)	T011363-77
CX-94	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Feb. 25, 2002)	T011348-62
CX-95	Jordan Whitney, Inc., <i>Direct Response Television Monitoring Report</i> (Mar. 4, 2002)	T011363-77
CX-96	Exhibits to Complaint in <i>Federal Trade Commission v. Hudson Beckley, Corporation, et al.</i> , C'S-02-0649-P.P., (May 7, 2002)	NA

Exhibit No.	Title or Description	Bates No.
CX-97	V.H.S. tape: AbTronic infomercial (dated April 30, 2001) from Infomercial Monitoring Service. [Exhibit A to Declaration of Kevin Towers in Brief in Support of Complaint Counsels' Motion for Summary Decision, at tab 4.]	NA
CX-98	Exhibits to Complaint in <i>Federal Trade Commission v. Electronic Products Distribution, LLC, et al.</i> , 02CV0888 H(A.B.), (May 7, 2002), with transcript of Ab Energizer infomercial (Complaint Exhibit 2).	NA
CX-99	V.H.S. tape: AB Energizer infomercial (dated October 5, 2001) from Infomercial Monitoring Service. [Exhibit B to Declaration of Kevin Towers in Brief in Support of Complaint Counsels' Motion for Summary Decision, at tab 4.]	NA
CX-100	Exhibits to Complaint in <i>Federal Trade Commission v. United Fitness of America, LLC, et al.</i> , CV-S-02-0648-KD-LAL, (May 7, 2002), with transcripts of two Fast Abs infomercial (Complaint Exhibits B and D)	NA
CX-101	V.H.S. tape: Fast Abs infomercial (dated November 3, 2001) from Infomercial Monitoring Service. [Exhibit C to Declaration of Kevin Towers in Brief in Support of Complaint Counsels' Motion for Summary Decision, at tab 4.]	NA
CX-102	V.S. tape: Fast Abs infomercial provided by Jordan Whitney, Inc., to the Respondents labeled Vol. XI No. 10-A (Bates Number T011520) dated November 12, 2001 [Exhibit G to Declaration of Kevin Towers in Brief in Support of Complaint Counsels' Motion for Summary Decision, at tab 4.]	T011520
CX-103	Expert Rebuttal Report of Michael B. Mazis, Ph.D. in the Matter of <i>Telebrands Corp., et al.</i> , Docket No. 9313 [Mazis Dep. CC Ex.41]	NA
CX-104	Test tape containing Ab Force commercial used in copy test (blue dots)	NA
CX-105	Control tape containing cleansed Ab Force commercial used copy test (green dots)	NA

Exhibit No.	Title or Description	Bates No.
CX-106	Declaration of Shail Prasad	NA
CX-107	Excerpts from deposition of Collette Liantonio dated February 12,2004	NA
CX-108	Excerpts from deposition of Bala Chanar Iyer dated February 19,2004	NA
CX-109	Excerpts from deposition of Raj Shahani dated February 19, 2004	NA
CX-110	Excerpts from deposition of Ajit Khubani dated March 5, 2004	NA
CX-111	Excerpts from deposition of Shail Prasad dated February 18,2004	NA
CX-112	Excerpts from deposition of Jacob Jacoby, Ph.D. dated February 26, 2004	NA
CX-113	Export Report of Anthony Delitto, Ph.D. dated January 30, 2004 in the Matter of <i>Telebrands Corp., et al.</i> , Docket No. 9313	NA
CX-114	Excerpts from deposition of Anthony Delitto dated February 27, 2004	NA
CX-115	Technical Specifications for Ab Force EMS device	NA
CX-116	Import Alert IA #89-01Revised 3/19/97 "Electrical Muscle Simulators and Iontophoresis Devices" Attachment I, 5/23/01, II, 5/13/92 issued by Food and Drug Administration	NA
CX-117	Letter from Food and Drug Administration to Telebrands Corp. Dated May 2, 2002	NA
CX-118	Letter from Venable to Food and Drug Administration dated June 12, 2002.	NA
CX-119	Guidance for Industry, FDA Reviewers/Staff and Compliance - Guidance Document for Powered Muscle Simulators 510(k)s.	NA

Exhibit No.	Title or Description	Bates No.
CX-120	Telebrands Corp., TV Savings, LLC, and Ajit Khubani's Objections and Responses to Complaint Counsel's First Request for Admissions	NA
CX-121	Telebrands Corp., TV Savings, LLC, and Ajit Khubani's Objections and Responses to Complaint Counsel's First Set of Interrogatories	NA
CX-122	Telebrands Corp., TV Savings, LLC, and Ajit Khubani's Answers to Complaint Counsel's Second Set of Interrogatories	NA
CX-123	Telebrands Corp., TV Savings, LLC, and Ajit Khubani's Supplemental Answers Complaint Counsel's First Set of Interrogatories	NA
CX-124	Telebrands Corp., TV Savings, LLC, and Ajit Khubani's Second Supplemental Answers to Complaint Counsel's First Interrogatories	NA
CX-125	Correction to the Record of Testimony of Dr. Anthony Delitto, Ph.D.	NA
CX-126	IMS Tabulation of rankings for AbTronic, Ab Energizer, and Fast Abs infomercial for period January through February, 2002.	NA
CX-127	Ajit Khubani's Responses and Objections to the Federal Trade Commission's September 30, 2002 Civil Investigative Demand for Written Interrogatories	NA
CX-128	Combined responses of TV Savings, LLC, and Ajit Khubani to Federal Trade Commission's June 10, 2003 Civil Investigative demand for Documentary under cover of letter from Venable.	NA

Exhibit No.	Title or Description	Bates No.
CX-129	Tabulation from Infomercial Monitoring Service regarding Slendertone Flex ads.	IDABF00178
CX-130	Documents produced by Respondent as purported substantiation for ad claims and identified in CX-128, Response to Specification 3.	Including Bates T000005-T0000012 (10/3/02; T008697-T009443 (10/22/02); T009447-T009840 (10/22/02); the description of Omron "HV-F-126 Electronic Pulse Massager" (attached to letter of 11/6/02); and T010618- 010712 (11/7/02).

Respectfully submitted,

 Connie Vecellio (202) 326-2966
 Walter C. Gross (202) 326-3319
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 Division of Enforcement
 Bureau of Consumer Protection
 Federal Trade Commission
 600 Pennsylvania Avenue, N.W.
 Washington, D.C. 20580

Dated May 4, 2004

CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of March, 2004, I caused *Complaint Counsels' Final Corrected Trial Exhibit List* to be filed and served as follows:

(1) the original and one (1) paper copy filed by hand delivery and one electronic copy via email to:

Donald S. Clark, Secretary
Federal Trade Commission
600 Penn. Ave., N.W., Room H-159
Washington, D.C. 20580

(2) two (2) paper copies served by hand delivery to:

The Honorable Stephen J. McGuire
Chief Administrative Law Judge
600 Penn. Ave., N.W. Room H-112
Washington, D.C. 20580

(3) one (1) paper copy with exhibits included by hand delivery and one (1) electronic copy via email to:

Edward F. Glynn, Jr., Esq.
Theodore W. Atkinson, Esq.
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Walter C. Gross, III
Complaint Counsel