

# Exhibit F

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8 FREECYCLESUNNYVALE

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10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**  
12 **OAKLAND DIVISION**

13 FREECYCLESUNNYVALE,  
14 a California unincorporated association,

15 Plaintiff,

16 v.

17 THE FREECYCLE NETWORK,  
an Arizona corporation,

18 Defendant.

CASE NO. C06-00324 CW

**SUPPLEMENTAL INITIAL DISCLOSURES  
OF PLAINTIFF FREECYCLESUNNYVALE  
PURSUANT TO Fed.R.Civ.P. 26(a)(1)**

19  
20 AND RELATED COUNTERCLAIM

21  
22 Pursuant to Fed.R.Civ.P. 26(e), Plaintiff and Counterdefendant FreecycleSunnyvale  
23 supplements its Fed.R.Civ.P. 26(a)(1) Initial Disclosures. By making these supplemental  
24 disclosures, FreecycleSunnyvale does not waive any applicable privilege or other objection, and  
25 reserves the right to object to the production or admissibility of any information included in the  
26 categories below. FreecycleSunnyvale expressly reserves the right to supplement these Initial  
27 Disclosures further under Fed.R.Civ.P. 26(e), without prejudice to its right to use such  
28 subsequently discovered information and documents at trial or at any proceeding in this lawsuit.

1 **I. INITIAL DISCLOSURE OF WITNESSES UNDER FED.R.CIV.P. 26(a)(1)(A)**

Name	Telephone/Address (Location)	Connection	Summary of Knowledge
Beal, Deron	520.327.3771 520.891.5447	Chairman and Director, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Oey, Timothy	408.536.4541 Post Office Box I Sunnyvale, CA 94087	Moderator, FreecycleSunnyvale	Has knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Abraham, Lianne	408.974.2293 Post Office Box I Sunnyvale, CA 94087	Moderator, FreecycleSunnyvale	Has knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Wong, Jason	650.839.1447 Post Office Box I Sunnyvale, CA 94087	Moderator, FreecycleSunnyvale	Has knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Columbus, Jennifer	Arizona	Vice Chair, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Sibert, Jolie	Arizona	Secretary, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Spencer, Paula	Milpitas, CA	Group Outreach Assistant for California, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Johnson, Irene	408.219.1229 1811 Comstock Lane San Jose, CA 95124	Northern California New Group Approver, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.

Name	Telephone/Address (Location)	Connection	Summary of Knowledge
Sawyer, Debra		Modsquad moderator, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Karen		Contributor to Moderator Manual, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, and invalidity.
Darling, Emily	Massachusetts	Affiliated with The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, and invalidity.
Cummings, Dean P.		<u>database@freecycle.org</u>	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Rose, Amanda E.	Genesee County, MI	Coordinator of New Group Approvers, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Wagner, Mark	Detroit, MI	Group moderator, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Gabriel, Pauline	Regina Saskatchewan, Canada	Modsquad moderator and New Group Approver, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Robyn		Coordinator of New Group Approvers, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Krause, Dorothy		Group Outreach Assistant, The Freecycle Network	Believed to have knowledge concerning non-infringement,

Name	Telephone/Address (Location)	Connection	Summary of Knowledge
			licensing, invalidity, and tortious interference.
Bibatsu, A.	San Jose, CA	San Jose group moderator, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Kaufman, Albert	Portland, OR	Portland freecycle group	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Messinger, Mark	360.867.1902	FreecycleSunnyvale	Believed to have knowledge concerning non-infringement, licensing, and invalidity.
Snyder, Eric	Canada	Canadian trademark application	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Charles	San Jose, CA	Moderator, Silicon Valley group, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Davis, Jeff	520.884.1157 Arizona	Webmaster and Programmer, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Chevy		The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Das, Aseem	Palo Alto, CA	Moderator, Palo Alto group, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.

Name	Telephone/Address (Location)	Connection	Summary of Knowledge
Roberts, Kristina	Southern CA	Southern California New Group Approver, moderator for California Modsquad and group, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Beverly		Modsquad moderator, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Ruzich, Judy	765.447.7831 Lafayette, IN	Former Head of Group Outreach Assistants, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Jones, Linnie		Former Modsquad moderator, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Hess, Charlotte	321.757.9971 Florida	East Coast Group Outreach Assistant and New Group Approver, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Brown, Cathi	408.512.1187 Campbell, CA	Former moderator, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Castleman, Nancy	845.758.8249 P.O. Box 78 Elizaville, NY 12523	Former Modsquad moderator and fund raiser, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Hedden, Ken	518.532.7661 603 US Route 9 Schroon Lake, NY 12870	Former moderator and New Group Approver, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Steinberg,	Sunnyvale, CA	Member,	Believed to have

Name	Telephone/Address (Location)	Connection	Summary of Knowledge
Daniel		FreecycleSunnyvale	knowledge concerning non-infringement and invalidity.
Daniels, Nancy		Former Canada Group Outreach Assistant, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Deanna		Former New Group Approver and Group Outreach Assistant, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Kelley, Roger L.	Santa Clara, CA	Silicon Valley group moderator, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Burke, Eric	Louisiana	Former member and moderator, The Freecycle Network; Free Sharing Alliance and freesharing.org	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Voisine, Charmaine	Toronto, Ontario Canada	Former Toronto group moderator, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Woodbury, Loretta	361.852.3802 Texas	Former Group Outreach Assistant, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Hurteau, Paul	70 Quaker Street P.O. Box 528 Millville, MA 01529	Member, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Armistead, Cynthia	Georgia	Former Moderator, The Freecycle Network	Believed to have knowledge concerning non-infringement,

Name	Telephone/Address (Location)	Connection	Summary of Knowledge
			licensing, invalidity, and tortious interference.
Neeley, David	Texas	Formerly with The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Ennuie, Rose	Bakersfield, CA	Moderator of Bakersfield group and former Group Outreach Assistant, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Hesting, Elva	Wichita, Kansas	Former New Group Approver and Group Outreach Assistant, The Freecycle Network	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.
Robertson, Jr., Miles Dennis	10520 E. 19 <sup>th</sup> Street, Stillwater, OK 74074	Former New Group Approver, Group Outreach Assistant, Group Outreach and Assistance Coordinator (Head GOA), and member of The Hub.	Believed to have knowledge concerning non-infringement, licensing, invalidity, and tortious interference.

FreecycleSunnyvale moderators, Timothy Oey, Lisanne Abraham, and Jason Wong, may only be contacted through counsel for FreecycleSunnyvale. FreecycleSunnyvale further identifies and incorporates herein all individuals disclosed by The Freecycle Network. FreecycleSunnyvale further notes that there are likely other third-parties who may have knowledge of facts that are relevant to this case, including but not limited to individuals who act as Group Outreach Assistants, New Group Approvers, or moderators for online group accounts or websites that promote and assist freecycling activities, as well as individuals who contact such online groups or websites for the purpose of freecycling. FreecycleSunnyvale may seek information from such third-parties to support its claims and defenses. To the extent that additional individuals with



1 knowledge relevant to this dispute are identified, FreecycleSunnyvale will identify them pursuant  
 2 to Fed.R.Civ.P. 26(e).

3 **II. INITIAL DISCLOSURE OF DOCUMENTS UNDER FED.R.CIV.P. 26(a)(1)(B)**

4 Category Number	Category Description	Location
5 1	Electronically stored documents from various websites and publications, concerning generic use of freecycle and variations thereof	FreecycleSunnyvale Post Office Box I Sunnyvale, CA 94087
6 2	Electronically stored documents principally from Tim Oey, concerning work to establish trademark guidelines	FreecycleSunnyvale Post Office Box I Sunnyvale, CA 94087
7 3	Electronically stored documents from USPTO online document service, concerning filings by The Freecycle Network	FreecycleSunnyvale Post Office Box I Sunnyvale, CA 94087
8 4	Electronically stored documents from FreecycleNext members, concerning member lists and group operations	FreecycleSunnyvale Post Office Box I Sunnyvale, CA 94087
9 5	Electronically stored documents from FreecycleSunnyvale members, concerning group operations	FreecycleSunnyvale Post Office Box I Sunnyvale, CA 94087
10 6	Email files from various online groups, concerning freecycling activities	FreecycleSunnyvale Post Office Box I Sunnyvale, CA 94087
11 7	Email files from various online discussion groups, concerning the administration of online groups that facilitate freecycling	FreecycleSunnyvale Post Office Box I Sunnyvale, CA 94087
12 8	Email files from various online discussion groups, concerning the administration of new group approvals	FreecycleSunnyvale Post Office Box I Sunnyvale, CA 94087

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**III. INITIAL DISCLOSURE OF COMPUTATION OF DAMAGES UNDER FED.R.CIV.P. 26(a)(1)(C)**

In its AMENDED COMPLAINT FOR DECLARATORY JUDGMENT OF TRADEMARK NON-INFRINGEMENT AND TORTIOUS INTERFERENCE WITH BUSINESS RELATIONS, filed on April 6, 2006, FreecycleSunnyvale alleged injury by the tortious conduct of The Freecycle Network, but specifically waived any right FreecycleSunnyvale may have to recover monetary damages on the ground that the freecycling public would be better served if the non-profit corporation, The Freecycle Network, uses its resources to promote freecycling rather than to pay damages to the unincorporated association, FreecycleSunnyvale, which also operates on a non-profit basis.

**IV. INITIAL DISCLOSURE OF INSURANCE AGREEMENT UNDER FED.R.CIV.P. 26(a)(1)(D)**

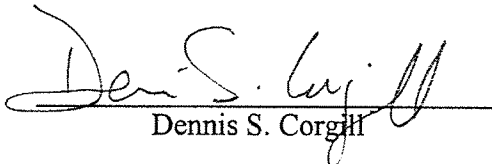
FreecycleSunnyvale is unaware of any insurance agreement that may satisfy part or all of the judgment entered against FreecycleSunnyvale or that may indemnify or reimburse FreecycleSunnyvale or payments made to satisfy any such judgment.

**V. CERTIFICATION UNDER FED.R.CIV.P. 26(g)**

The undersigned counsel certifies under Fed.R.Civ.P. 26(g) that, after reasonable inquiry and to the best of his knowledge, the disclosures contained herein are accurate and complete as of the present time.

Dated: July 25, 2007

MAYER, BROWN, ROWE & MAW LLP  
IAN N. FEINBERG  
ERIC B. EVANS  
DENNIS S. CORGILL

By:   
Dennis S. Corgill

Attorneys for Plaintiff  
FREECYCLESUNNYVALE

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PROOF OF SERVICE

I, Rowena Barreras, declare as follows:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is: 3000 El Camino Real, Two Palo Alto Square, Suite 300, Palo Alto, California 94306-2112. On July 25, 2007, I served the foregoing document(s) described as:

**INITIAL DISCLOSURES OF PLAINTIFF FREECYCLESUNNYVALE  
PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 26(a)**

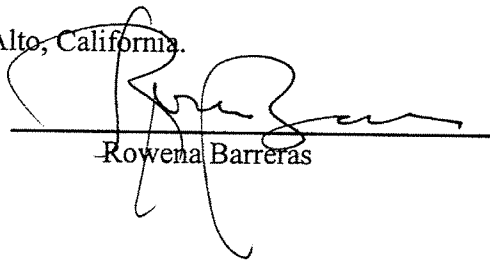
- By transmitting the document(s) listed above via electronic mail..
- By placing the document(s) listed above in a sealed envelope with postage prepaid, via First Class Mail, in the United States mail at Palo Alto, California addressed as set forth below.

Paul J. Andre	(pandre@perkinscoie.com)
Lisa Kobialka	(lkobialka@perkinscoie.com)
Esha Bandyopadhyay	(ebandyopadhyay@perkinscoie.com)
Sean M. Boyle	(sboyle@perkinscoie.com)
Shane M. Glynn	(sglynn@perkinscoie.com)
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101 Jefferson Drive	
Menlo Park, CA 94025-1114	
Attorneys for Defendant	
The Freecycle Network, Inc.	

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 25, 2007, at Palo Alto, California.



Rowena Barreras