

EXHIBIT B

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Attorneys for Plaintiff and Cross-Defendant
Commission Junction, Inc.

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE, CENTRAL BRANCH

COMMISSION JUNCTION, INC.,

Plaintiff,

v.

THUNDERWOOD HOLDINGS, INC. dba
KESSLER'S FLYING CIRCUS; TODD
DUNNING; BRIAN DUNNING; and
DOES 1 through 50, inclusive,

Defendants.

) CASE NO.: 30-2008 00101025
) ASSIGNED FOR ALL PURPOSES TO:
) JUDGE RANDELL L. WILKINSON
) DEPARTMENT C25

) **PLAINTIFF/CROSS-DEFENDANT**
) **COMMISSION JUNCTION, INC.'S**
) **WITNESS LIST**

) TRIAL DATE: March 9, 2009
) TIME: 9:00 a.m.
) DEPARTMENT: C25

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1 **TO ALL PARTIES AND TO THEIR RESPECTIVE ATTORNEYS OF**
2 **RECORD:**

3 Plaintiff COMMISSION JUNCTION, INC. ("CJT") submit its list of witnesses who
4 may be called to testify at the time of trial in the above-captioned action as follows:

5

No.	Percipient Witnesses:
1.	Brian Dunning
2.	Todd Dunning
3.	Dave Osman
4.	Kerri Pollard
5.	Dave Duckwitz
6.	Michael Hawks
7.	Mike Solomon
8.	Robert Kadar
9.	Ashley DeVan
10.	Jennifer Lovette
11.	Anders Bjoras
12.	Kim Riedell
13.	Lisa Crosskey Hunter
14.	Christine Kim
15.	Ben Kopetti
16.	Joshua McClung
17.	Scott Ray
18.	Jo O'Brien
19.	Jeff Ransdell
20.	George Yuhba
21.	Peter Bexelius
22.	David Kruszenski
23.	Daniel Powell
24.	Todd Miller
25.	Mark Gefteas

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No.	Percipient Witnesses:
26.	Carlos Hurtado
27.	Andreas Fuchs
28.	Dan Sweeney
29.	Tori Johnson
30.	Ida Gustafsson
31.	Chris Squire
32.	Jane Shie
33.	Mark Stannard
34.	Jelena Petrovic
35.	Jennifer Burnett
36.	Andrew Way
37.	Terance Kinsky
38.	Lee Hilbert
39.	Ed Dorsey
40.	Steve Pardella
41.	Leon Tsui
42.	Michael Osborn
43.	Matt Ackley
44.	Meena Ravella
45.	Dan Burkhart
46.	Caroline Malifaud
47.	Lily Shen
48.	Michelle Fang
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Dated: February 27, 2009

ERNSTER LAW OFFICES, P.C.

By: Phil J. Montoya, Jr.
Phil J. Montoya, Jr.
Attorneys for Plaintiff and Cross-Defendant
Commission Junction, Inc.

1 **PROOF OF PERSONAL SERVICE**

2 STATE OF CALIFORNIA)
3 COUNTY OF LOS ANGELES)ss.

4 I am employed in the County of Los Angeles, State of California. I am over the age of 18
5 and not a party to the within action. My business address is 70 So. Lake Avenue, #750, Pasadena,
6 CA 91101.

6 On March 2, 2009, I served the foregoing document described as:
7 **PLAINTIFF/CROSS-DEFENDANT COMMISSION JUNCTION, INC.'S WITNESS
8 LIST** on all interested parties in said action by:

8 (X) placing () the original (X) a true copy thereof enclosed in a sealed envelope addressed as
9 follows:

10 (X) **By Personal Service -** I personally delivered the documents to the persons at the
11 addresses listed below, for a party represented aby an
12 attorney, delivery was made to the attorney or at the
13 attorney's office by leaving the documents in an envelope or
14 package clearly labeled to identify the attorney being served
15 with a receptionist or an individual in charge of the office.

13 Ronald Rus, Esq.
14 Leo J. Presiado, Esq.
15 Rus, Miliban & Smith
16 Von Karman Towers, Seventh Floor
17 2211 Michelson Drive
18 Irvine, CA 92612
19 Telephone: (949) 752-7100
20 Facsimile: (949) 252-1514
21 *Attorney for Defendant, BRIAN
22 DUNNING and THUNDERWOOD
23 HOLDINGS, INC.*

Patrick Kelly McClellan, Esq.
Von Karman Towers
2211 Michelson Drive, Seventh Floor
Irvine, California 92612
Telephone: (949) 752-7100
Facsimile: (949) 252-1514
**KESSLER'S FLYING CIRCUS and
DUNNING ENTERPRISE, INC**

19 (X) **State -** I declare under penalty of perjury under the laws of the State of California
20 that the foregoing is true and correct.

21 () **Federal -** I declare that I am employed in the office of a member of the bar of this
22 Court at whose direction the service was made.

23 Executed on March 2, 2009, at Pasadena, California.

24
25 _____
26 Phil J. Montoya, Jr.
27
28

PROOF OF SERVICE

STATE OF CALIFORNIA }
COUNTY OF LOS ANGELES } ss.

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is 70 South Lake Avenue, Suite 750, Pasadena, California 91101.

On March 2, 2009, I served the foregoing document described as **PLAINTIFF/CROSS-DEFENDANT COMMISSION JUNCTION, INC.'S WITNESS LIST** by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

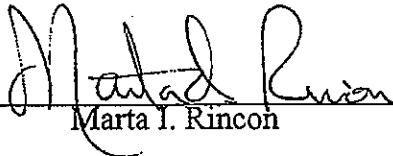
Stewart H. Foreman, Esq.
Freeland Cooper & Foreman LLP
150 Spear Street, Suite 1800
San Francisco, California 94105
Telephone: (415) 541-0200
Facsimile: (415) 495-4332
Attorney for Defendant, TODD DUNNING

(BY FEDERAL EXPRESS SERVICE/OVERNITE EXPRESS) I enclosed the documents in an envelope/package provided by an overnight delivery carrier and addressed to the persons at the addresses above-stated. I placed the envelope/package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.

This document was produced on paper purchased as recycled.

STATE I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on March 2, 2009, at Pasadena, California.


Marta I. Rincon