

EXHIBIT A-8
TO THE DECLARATION OF MARC LEVY
CASE NO. 1:09-CV-00636-REB-KLM

SEP 17 2009

RECEIVED

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 09-cv-00636-REM-KLM

VIDEO PROFESSOR, INC. a Colorado corporation,

Plaintiff,

v.

AMAZON.COM, INC., a Delaware corporation,

Defendant.

PLAINTIFF'S AMENDED ANSWERS TO DEFENDANT'S
FIRST SET OF INTERROGATORIES

Plaintiff Video Professor, Inc., by and through its attorneys, Fairfield and Woods, P.C., submits its answers to Defendant's First Set of Interrogatories as follows:

INTERROGATORY NO. 1:

Identify all employees, officers and directors, past and present, of VPI that had any involvement with VPI's relationship with Amazon, including without limitation, VPI's purchase of Sponsored Advertisements from Amazon or the sale of VPI products on Amazon's website, and describe for each the nature of such person's involvement.

RESPONSE: This request is overly broad, unduly burdensome, and seeks documents that are not relevant or reasonably calculated to lead to the discovery of admissible evidence. The request is also vague with respect to "VPI's relationship with Amazon."

Notwithstanding and without waiving its objections, VPI responds as follows with respect to those having involvement with its relationship with Amazon. Persons having significant involvement with VPI's relationship with Amazon include Lorna Arosteguy who

world-wide are familiar with the name Video Professor and the products marketed by VPI under that name from VPI's ads run on television, radio, print material, and the Internet; (3) the hundreds of millions of dollars VPI has expended over the past 20 years in advertising its products; (4) the number of consumers that clicked on VPI's website upon conducting an Internet search for "video professor"; (5) the number of Internet sales occurring from consumers using its name as a search term; (6) the fact that VPI has held valid federally-registered trademarks in the name Video Professor for over 20 years; and (7) that VPI is the market leader in the manufacture and sale of computer learning software products.

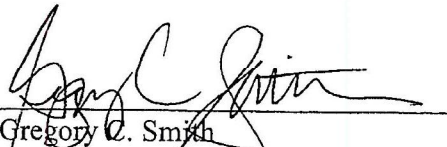
INTERROGATORY NO. 10:

Identify each instance in which you contend a consumer was actually confused into believing that VPI was the source of any products offered on Amazon.com.

RESPONSE: VPI did not document each instance. However, on numerous occasions over the past several years, consumers having purchased "Professor Teaches" CDs have called VPI wanting to return the CDs to VPI, or have actually returned "Professor Teaches" CDs to VPI's warehouse.

Dated this 17th day of September, 2009.

FAIRFIELD AND WOODS, P.C.



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