

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

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

VIDEO PROFESSOR, INC., a Colorado corporation,

Plaintiff,

v.

AMAZON.COM, INC., a Delaware corporation,

Defendant.

NOTICE OF SUPPLEMENTAL AUTHORITY

Plaintiff Video Professor, Inc. ("VPI"), by and through its counsel, Fairfield and Woods, P.C., and in support of Plaintiff's Response in Opposition to Defendant's Motion for Summary Judgment [Doc. No. 39], Plaintiff's Cross-Motion for Summary Judgment and Memorandum of Law in Support Thereof [Doc. No. 45] and Plaintiff's Reply in Support of Cross-Motion for Summary Judgment [Doc. No. 48], hereby submits supplemental authority from the U.S. District Court for the District of Colorado: *Gennie Shifter, LLC v. Lokar, Inc.*, 2010 WL 126181 (D. Colo., Jan. 12, 2010, Judge Kane) (unpublished opinion). A copy of the foregoing is attached hereto at **Exhibit A**.

Respectfully submitted this 19th day of April, 2010.

FAIRFIELD AND WOODS, P.C.

s/ Kieran A. Lasater
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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of April, 2010, a true and correct copy of the foregoing **NOTICE OF SUPPLEMENTAL AUTHORITY** was sent CM/ECF system addressed as follows:

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s/ Julie Boling

Julie Boling