

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

Klein & Heuchan, Inc.
Plaintiff and Counter-Defendant,

Case No: 8:08-cv-01227-JSM

v.

CoStar Realty Information, Inc. and CoStar
Group, Inc.,
Defendants and Counter-Plaintiffs.

EXHIBIT I - JOINT TRIAL EXHIBIT LIST				
Exhibit No.	Date Identified	Date Admitted	Witness	Description
1	MAR	0 2 2010	Stip	Summary of CoStar Photographs Allegedly Infringed
2	MAR	0 2 2010	Stip	Summary of CoStar Market Reports Allegedly Infringed
3				CoStar's internal contact management database of activity/contacts with Bell of Coldwell - CSGP 24-53
4	MAR	0 1 2010	Alliegro	License Agreement between CoStar and Coldwell dated 2/1/08, w/ Exhibits A-D - CSGP 66-107
5	MAR	0 1 2010	Alliegro	License Agreement between CoStar and Coldwell dated 9/30/05 w/ addenda extending the term - CSGP 108-126

EXHIBIT LIST – CONTINUATION SHEET

Exhibit No.	Date Identified	Date Admitted	Witness	Description
6				Summary of logins to CoStar subscription-only services with Bell's ID/password - CSGP 164-166
7				CoStar subscription-only services with Scott Bell's ID/password - CSGP 167-178
8				Spreadsheet from CoStar's internal contact management database of activity/contacts with Coldwell - CSGP 179-352
9				Printouts of pages from K&H's website - CSGP 353-360
10				Screen capture from CoStar server showing that UserID 313614 (Bell) accepted the Terms of Use - CSGP 365
11		MAR 0 1 2010	Alliegro	CoStar Office Report Year-End 2007 Tampa/St Petersburg Office Market - CSGP 367-400
12		MAR 0 1 2010	Alliegro	CoStar Office Report First Quarter 2007 Tampa/St Petersburg Office Market - CSGP 401-434
13		MAR 0 1 2010	Alliegro	CoStar Industrial Report Year-End 2007 Tampa St Petersburg Industrial Market - CSGP 435-465
14				Email from Bell to Mark Klein, on 6/5/08, forwarding advertisement from CoStar - CSGP 466-467

EXHIBIT LIST - CONTINUATION SHEET				
Exhibit No.	Date Identified	Date Admitted	Witness	Description
15		MAR 0 1 2010	Bell	Spreadsheet with building information - CSGP 475-506
16		MAR 0 1 2010	Bell	Spreadsheet with building information - CSGP 507-526
17		MAR 0 1 2010	Bell	Spreadsheet with building information - CSGP 587-605
18	MAR 0 1 2010 MAR 0 2 2010		Steven Klein	Email from Bell to Steve Klein dated 4/6/07, attaching Excel spreadsheet of building information (SJ Ex 10) - CSGP 640-660
19		MAR 0 1 2010	Bell	CoStar Comps database re 8619 NY Avenue in Hudson, FL on 1/17/07 (SJ Ex 4) - CSGP 729
20		MAR 0 1 2010	Bell	Email from Bell to Tracy McMurray of Ashberrywater.com dated 1/31/07 with attached documents (SJ Ex 5) - CSGP 731 - 737
21		MAR 0 1 2010	Bell	Email from Bell to Mark Klein dated 8/16/07 attaching building information (SJ Ex 6) - CSGP 739 - 749
22		MAR 0 1 2010	Bell	Email from Bell to Steve Klein, dated 4/4/07, providing the CoStar Office Report Year-End 2006 Tampa/St Petersburg Office Market (SJ Ex 7) - CSGP 751-785
23		MAR 0 1 2010	Bell	Email from Bell to Gus dated 6/14/07 sending attachment (SJ Ex 8) - CSGP 787-788

EXHIBIT LIST – CONTINUATION SHEET				
Exhibit No.	Date Identified	Date Admitted	Witness	Description
24	MAR 0 1 2010		Bell	Email from Bell to CS Duncan, dated 5/23/07, with link to document in CoStar Property service (SJ Ex 9) - CSGP 790
25				List of Properties on CoStar Service that Bell accessed between January 2007 and May 2008 - Lardizable SJ Dec. Ex. A – CSGP 826 - 51
26				CoStar Contact Identification for Bell – Lardizabal SJ Dec. Ex. B - CSGP 853
27				Examples of CoStar Screen Captures for Properties Bell Downloaded – Lardizabal SJ Dec. Ex. C - CSGP 855 - 861
28				CoStar communication with Coldwell re Bell from Contact Mgmt Database – Williams SJ Dec. Ex. B. - CSGP 885 - 887
29				CoStar email to Bell with access information from Contact Mgmt Database – Williams SJ Dec. Ex. C - CSGP 889 - 891
30	MAR 0 2 2010		Williams	List of Log-Ins to CoStar Service by Bell username and password – Williams SJ Dec. Ex. D – CSGP 893 - 897
31	MAR 0 2 2010		Williams	CoStar record regarding Mark Klein IP address – Williams SJ Dec Ex. E – CSGP 899
32				CoStar record regarding Steve Klein IP address – Williams SJ

				Dec. Ex. F – CSGP 901
EXHIBIT LIST – CONTINUATION SHEET				
Exhibit No.	Date Identified	Date Admitted	Witness	Description
33				CoStar record regarding K & H licensing proposal – Williams SJ Dec. Ex G – CSGP 903
34				Ten (10) examples of CoStar copyrighted photographs – Williams Ex. H – 905 - 914
35		MAR 0 2 2010	Williams	CoStar online Terms of Use, printed on 5/19/08, last revised 5/24/06 - CSGP 915-926*
36		MAR 0 1 2010	Alliegro	Forty-one (41) CoStar Copyrighted Photographs Downloaded by Bell – CSGP 927- 1100*
37		MAR 0 2 2010	Williams	Spreadsheet from CoStar database re unauthorized copying at issue - CSGP 1101-1163*
38				CoStar client list from CoStar website - CSGP 1164-1166*
39		MAR 0 1 2010	Alliegro	CoStar “Know Your Market” product brochure from CoStar website - CSGP 1167-1178*
40		MAR 0 1 2010	Alliegro	CoStar COMPS sample report from CoStar website - CSGP 1179-1185*
41		MAR 0 1 2010	Alliegro	CoStar Property Professional sample report from CoStar website - CSGP 1186-1206*

EXHIBIT LIST – CONTINUATION SHEET

Exhibit No.	Date Identified	Date Admitted	Witness	Description
42	MAR 0 1 2010		Alliopro	CoStar Office Report - First Quarter 2007 - Tampa / St Petersburg - CSGP 1207-1240*
43	MAR 0 1 2010		Alliepro	CoStar Office Report – Year End 2007 – Tampa / St Petersburg (color version) - CSGP 1241-1274*
44				CoStar Office Report – Year End 2006 – Tampa / St Petersburg (color version) - CSGP 1275-1308*
45	MAR 0 1 2010		Stip	Twenty-one (21) VA Certificates and Applications – CSGP 621 – 638, 661-727, 1347 – 1759*
46	MAR 0 1 2010		Stip	Four TX Certificates and Applications – CSGP 1760 – 1991*
47				Bell's 2007 and 2008 Commissions – K&H 2-3
48	MAR 0 1 2010		Bell	K&H Office Policy and Commission Schedule for Employees and Independent Contractors w/ Bell's signature page dated 12/18/06 - K&H 4-32
49				Lists of K&H personnel in 2007 and 2008 - K&H38
50				Klein & Heuchan's Complaint dated June 4, 2008

EXHIBIT LIST -- CONTINUATION SHEET				
Exhibit No.	Date Identified	Date Admitted	Witness	Description
51				CoStar Answer, Affirmative Defenses and Counterclaims dated November 21, 2008
52				Klein & Heuchan Answer to Counterclaims dated December 8, 2008
53	MAR 0 2 2010		Mark Klein	Klein & Heuchan Responses to Interrogatories
54				Klein & Heuchan Responses to Requests for Production
55		MAR 0 1 2010	Bell	Independent Contractor Agreement between K & H and Bell - K&H 33
56				Professional license for Bell - K&H 36-37
57		MAR 0 2 2010	Mark Klein	April 16, 2008 letter from Ricketts to Mark Klein - K&H 39-42
58				April 16, 2008 letter from Ricketts to Mark Klein - K&H 43-50
59		MAR 0 2 2010	Mark Klein	May 28, 2008 Ricketts fax to Mark Klein - K&H 51-60

EXHIBIT LIST – CONTINUATION SHEET

Exhibit No.	Date Identified	Date Admitted	Witness	Description
60	MAR 0 2 2010		Mark Klein	K & H deal file for 5404 Cypress Center Drive – K&H 61-161
61	MAR 0 2 2010		Mark Klein	K & H deal file for 1250 Rogers Street, Suite I – K&H 162-215
62	MAR 0 2 2010		Mark Klein	K & H deal file for 1250 Rogers Street, Suite J – K&H 216-258
63	MAR 0 2 2010		Mark Klein	K & H deal file for 1250 Rogers Street – K&H 259-401
64				CoStar's Answer, Affirmative Defenses and Counterclaim
65				CoStar's Rule 26 Disclosures
66				CoStar's Answers to Interrogatories
67				CoStar's Response to Request for Production ¹
68	MAR 0 1 2010		Stip	Stipulated Facts

EXHIBIT LIST – CONTINUATION SHEET				
Exhibit No.	Date Identified	Date Admitted	Witness	Description
69	MAR 02 2010			CoStar communications with Scott Bell – CSGP -157-163
70	MAR 02 2010		Williams	Licensing FAQ's from CoStar
				CoStar's Demonstrative Exhibits
				Documents for rebuttal

Exhibits noted with an * are subject to a Motion in Limine regarding their admissibility of untimely produced materials.