

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

STELOR PRODUCTIONS, INC.,)	
)	
Plaintiff,)	
)	
v.)	Case No. 1:05-cv-0354-DFH-TAB
)	
OOGLES N GOOGLES, an Indiana corporation;)	
KEVIN MENDELL; DANYA MENDELL;)	
MICHELLE COTE; ROB LENDERMAN;)	
STACEY LENDERMAN; BRENDA MURTY;)	
MARGIE THOMAS; ROB SLYER;)	
ELIZABETH SLYTER; CORINNA SPARKS;)	
CHRISTINE WATERBURRY;)	
LEIGH SUNDLING; and TINA CARTAYA)	
)	
Defendants.)	

Plaintiff's Preliminary Witness and Exhibit List

Plaintiff Stelor Productions, Inc. hereby submits its preliminary witness and exhibit list pursuant to the case management plan in this action. Plaintiff notes that discovery is ongoing, and it accordingly anticipates that it will supplement and modify this list prior to trial.

I. Witnesses

- Kevin Mendell, c/o Defendants' counsel.
- Danya Mendell, c/o Defendant's counsel
- Steven Esrig, c/o Plaintiff's counsel
- Michelle Cote c/o Defendants' counsel
- Rob Lenderman c/o Defendants' counsel
- Stacey Lenderman c/o Defendants' counsel
- Brenda Murty c/o Defendants' counsel

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Margie Thomas c/o Defendants' counsel

Rob Slyer c/o Defendants' counsel

Elizabeth Slyer c/o Defendants' counsel

Corinna Sparks c/o Defendants' counsel

Christine Waterburry c/o Defendants' counsel

Leigh Sundling c/o Defendants' counsel

Tina Cartaya c/o Defendants' counsel

II. Exhibits

See attachment "A."

Respectfully submitted,

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Attorneys for Plaintiff, Stelor Productions, Inc.

By: /s Kevin C. Kaplan

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via U.S. Mail this 12th day of July, 2005, upon the following:

Bryan S. Redding, Esq.
Cohen, Garelich and Glazier
Suite 800, 888 Keystone Crossing
Indianapolis, IN 46240,
Tel: 317-573-8888
Fax: 317-574-3855

By: /s Kevin C. Kaplan

ATTACHMENT A

Exhibit No.	Date of Deposition	Deponent	Author	Description
1	08/05/04	Steven Esrig	Steven A. Silvers	Book entitled Googles and the Planet of Goo.
2	08/05/04	Steven Esrig		Various stickers produced in 2001 at the Aurora Collection for Goolges and the Planet of Goo.
3	08/05/04	Steven Esrig		Digital photographs of plush dolls that were being sold.
4	08/05/04	Steven Esrig		Tag from doll known as Iggle.
5	08/05/04	Steven Esrig		Tag from doll known as Oggle.
6	08/05/04	Steven Esrig		Tag from doll known as Oogle.
7	08/05/04	Steven Esrig		Yellow and green plush doll known as Oogle Googles.
8	08/05/04	Steven Esrig		First album of Stelor Productions CD identified as One GooWorld and Un GooMundo.
9	08/05/04	Steven Esrig		Screen shots of the Googles from Goo website at Googles.com during the time of the Aurora Collection.
10	08/05/04	Steven Esrig		Screen shot from internet archive known as the Way Back Machine.
11	08/05/04	Steven Esrig		Search report from the WHOIS database search system at Googles.com.

Exhibit No.	Date of Deposition	Deponent	Author	Description
12	08/05/04	Steven Esrig		Screen shots from current Googles.com website.
13	08/05/04	Steven Esrig		Photocopies of the fronts of envelopes from 2001 to 2002 addressed to Googles stickers care of the Aurora Collection.
14	08/05/04	Steven Esrig		E-mail response to Brooke Drost welcoming to the Googles official website with GooKid ID number.
15	08/05/04	Steven Esrig		Trademark Principal Register - The Googles Trademark
16	08/05/04	Steven Esrig		Copyright registration for the Googles logo.
17	08/05/04	Steven Esrig		Press Kit distributed by Stelor Productions on the Googles from Goo (not in redweld)
18	08/05/04	Steven Esrig	Steven A. Silvers	Lyrics to Googles Song for Kids copyrighted in 1995.
19	08/05/04	Steven Esrig		Press release created for the Aurora Collection telling how the original story of the Googles.
20	08/05/04	Steven Esrig		Data analysis for the website Googles.com from a third party company for the period of October 14, 2002 - October 18, 2002.
21	08/05/04	Steven Esrig		Data analysis for the website Googles.com from a third party company for the period of December 30, 2002 - January 3, 2003.
22	08/05/04	Steven Esrig		Data form the Urchin Report for the year of 2003.
23	08/05/04	Steven Esrig		Screen shots from the Oogles-n-Googles webpage dated July 28, 2004.
24	08/05/04	Steven Esrig		WHOIS summary of domain names registered between 2000 and 2001.