

# EXHIBIT A

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN

THE WEATHER UNDERGROUND, INC., )  
a Michigan Corporation, )

Plaintiff, )

vs. )

Case No. 2:09-CV-10756

NAVIGATION CATALYST SYSTEMS, )  
INC., a Delaware corporation; )  
BASIC FUSION, INC., a Delaware )  
corporation; CONNEXUS CORP., a )  
Delaware corporation; and )  
FIRSTLOOK, INC., a Delaware )  
corporation, )

Defendants. )

- CONFIDENTIAL - UNDER SEAL-

DEPOSITION OF LILY STEVENSON

Los Angeles, California

Tuesday, August 31, 2010

Reported by: Judy Samson  
CSR No. 6916

1 A Yes.

2 Q And are you provided instruction regarding what  
3 derivations to add to the blacklist?

4 A No.

5 Q So how do you select what derivations?

6 A My common sense and gut feeling.

7 Q Do you know if NCS owns anything other than  
8 domain names?

9 A No.

10 MR. HALL: Let's mark this next one  
11 Exhibit 108.

12 (Plaintiff's Exhibit 108 was marked  
13 for identification by the deposition  
14 reporter and is attached hereto.)

15 BY MR. HALL:

16 Q Before we dig into this document, how often is  
17 that blacklist updated?

18 A Every day.

19 Q Okay. Do you know what this document is that I  
20 just gave you?

21 A Yes.

22 Q What is it?

23 A "Trademark Review Instructions."

24 Q How do you know what this document is?

25 A This is the training packet I submitted to the

1 contractors when describing our portfolio.

2 Q Now, I remember asking you previously whether  
3 you provided any documentation, and you said no.

4 MR. DELGADO: Objection; misstates, I think,  
5 the question and the testimony.

6 MR. HALL: I don't think so at all, Will.

7 MR. DELGADO: Well, we can disagree about that.

8 BY MR. HALL:

9 Q You told me before -- and correct me if I'm  
10 wrong -- that you would meet with them and orally tell  
11 them what their job is based upon your experience, not  
12 based upon any document.

13 Is that wrong?

14 A That's wrong.

15 Q Okay. So this is a document that you give to  
16 whom?

17 A When we -- when we created the scrub, this is a  
18 document that I had in a classroom environment that I  
19 submitted to all the contractors for training.

20 After training was done, I would sit with them  
21 one on one to go over it, and then what I knew was a  
22 trademark, what my feelings were, what -- what -- what  
23 are examples of what they're looking for.

24 Q Did you create this document?

25 A Yes.

1 Q What year did you create this document?

2 A 2008.

3 Q Did anybody help you in creating this document?

4 A Yes.

5 Q Who?

6 A General counsel.

7 Q Who?

8 A Chris Pirrone.

9 Q Who actually drafted the language in this  
10 agreement -- or excuse me -- in this document?

11 A Chris Pirrone.

12 Q You did not draft any of this language?

13 A No.

14 Q But you've reviewed it and you're familiar with  
15 it?

16 A Yes.

17 Q Okay. If we look at the "Objective," it says:

18 "To identify domains that may be  
19 deemed to be close derivations of  
20 reasonably known trademarks or  
21 famous brands/names/movies,  
22 including typos and clear  
23 misspellings."

24 What's a typo?

25 A McDonalds spelled correctly is McDonalds,