

EXHIBIT E

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,) Volume I
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-

VIDEOTAPED DEPOSITION OF MAVI LLAMAS

Los Angeles, California

Monday, September 27, 2010

Reported by: Judy Samson
CSR No. 6916

1 2004 to when Lily Stevenson took over for you
2 sometime in 2005; correct?

3 A That's correct.

4 Q So if we would look at the second one in
5 this list, Swunderground.com, it was registered
6 August 6th, 2004.

7 You would have made the determination to
8 register that domain name; correct?

9 A I don't know because I don't know the exact
10 date that I started.

11 I think it might have been August 9th or
12 10th.

13 Q Okay, let's go down to one that's a little
14 bit later.

15 How about the first one that begins with a
16 "W," W-a-t-h-e-runderground.com, on September 2nd,
17 2004?

18 Do you agree that you would have been the
19 one to make the determination whether or not to
20 register that domain?

21 A It is possible, yes.

22 Q Looking at that domain name, did you have
23 any concerns that it could be infringing the
24 trademark of another?

25 A I'd never heard of Weather Underground. So

1 no.

2 Q So you had never heard of them
3 individually; correct?

4 A That is correct.

5 Q So if you didn't know about the company,
6 you registered the domain name?

7 A Yes.

8 Q And that was your practice throughout the
9 entire time that you were the domain manager in
10 charge of purchasing domain names?

11 A Not the entire time, no.

12 Q Okay. When did it change?

13 A As we started to incorporate the trademark
14 tool where it would fuzzy match against the tools --
15 I mean against the domain names, that spreadsheet
16 that we referenced earlier in our conversation, and
17 I would have used that information to try to
18 determine whether or not it was a trademark hit
19 along with my own personal knowledge.

20 Q So that would have been sometime in 2005?

21 A As I mentioned earlier, it could have been
22 at the end of 2004 or sometime early 2005.

23 Q Okay. If you turn the page, the third one
24 down has a registration date of September 6, 2005.

25 Is it accurate to say at the time that that

STATE OF CALIFORNIA)
) SS:
COUNTY OF LOS ANGELES)

I, JUDY SAMSON, do hereby certify:

That I am a duly qualified Certified Shorthand Reporter, in and for the State of California, holder of certificate number 6916, which is in full force and effect and that I am authorized to administer oaths and affirmations;

That the foregoing deposition testimony of the herein named witness was taken before me at the time and place herein set forth;

That prior to being examined, the witness named in the foregoing deposition, was duly sworn or affirmed by me, to testify the truth, the whole truth, and nothing but the truth;

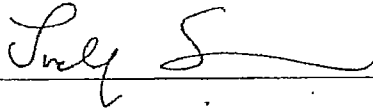
That the testimony of the witness and all objections made at the time of the examination were recorded stenographically by me, and were thereafter transcribed under my direction and supervision;

That the foregoing pages contain a full, true and accurate record of the proceedings and testimony to the best of my skill and ability;

That prior to the completion of the foregoing deposition, review of the transcript was requested.

1 I further certify that I am not a relative or
2 employee or attorney or counsel of any of the parties,
3 nor am I a relative or employee of such attorney or
4 counsel, nor am I financially interested in the outcome
5 of this action.

6
7 IN WITNESS WHEREOF, I have subscribed my name
8 this 7th day of October, 2010.

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12 JUDY SAMSON, CSR No. 6916
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