



4. A true and correct copy of the State of Minnesota, Department of Administration Notification of Contract Award to CMI, Inc. dated January 2, 1997, and subsequent amendments thereto is attached hereto as Exhibit 3.

5. A true and correct copy of the March 17, 2008, Minnesota Lawyer article “Defense bar weighs impact of Intoxlyizer suit brought by state” by Barbara L. Jones, is attached hereto as Exhibit 4.

6. A true and correct copy of the June 16, 2008, Minnesota Lawyer article “Brief: Defense attorney to intervene in intoxlyizer suit” is attached hereto as Exhibit 5.

7. A true and correct copy of the unreported decision in *State v. Underdahl*, Nos. A07-2293, A07-2428, 2008 Minn. App. LEXIS 291 (Minn. Ct. App. May 20, 2008) is attached hereto as Exhibit 6.

8. A true and correct copy of the unreported decision in *State v. Olcott*, 2008 Minn. App. LEXIS 374 (Minn. Ct. App. April 15, 2008) attached hereto as Exhibit 7.

9. A true and correct copy of the unreported decision in *Furey v. Executive Risk Indem., Inc.*, No. 01-03-P-C, 2001 U.S. Dist. LEXIS 8946 (D. Me. June 26, 2001) is attached hereto as Exhibit 8.

10. A true and correct copy of the unreported decision in *Monroe Pavilion Health Care, Inc. v. Miller*, Nos. 83 C2621, 83 C2544, 1983 U.S. Dist. LEXIS 12578 (N.D. Ill. 1983) is attached hereto as Exhibit 9.

11. A true and correct copy of the unreported decision in *Snell v. Allianz Life Ins. Co. of N. Am.*, No. Civ. 97-2784, 2000 U.S. Dist. LEXIS 13611 (D. Minn. Sept. 8, 2000) is attached hereto as Exhibit 10.

FURTHER YOUR AFFIANT SAYETH NOT.

s/William A. McNab  
William A. McNab

Subscribed and sworn to before me  
this 9th day of July, 2008.

s/Kristin E. Colón  
Notary Public  
State of Minnesota  
My Commission Expires January 31, 2011

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