

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
CHARLESTON DIVISION

Roger Cleveland Golf Company, Inc.,	)	Civil Action No. 2:09-CV-2119-MBS
	)	
Plaintiff,	)	
	)	
vs.	)	<b>PLAINTIFF'S SUPPLEMENTAL</b>
	)	<b>RULE 26(a)(3) DISCLOSURES</b>
Christopher Prince, Sheldon Shelley,	)	
Prince Distribution, LLC, and Bright	)	
Builders, Inc..	)	
	)	
Defendants.	)	

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Plaintiff Roger Cleveland Golf Company, Inc. hereby submits the following counter-designations and objections to Defendant Bright Builder Inc.s' designations of deposition testimony for use at trial:

COUNTER-DESIGNATIONS:

**Brian R. Cole**

- A. p. 6, lines 5-19
- B. p. 7, lines 2-19
- C. p. 8, lines 15-22
- D. p. 13, line 8 – p. 14, line 22
- E. p. 16, line 16 – p. 17, line 9
- F. p.18, line 8 – p. 19, line 16
- G. p. 21, lines 5-25
- H. p. 22, line 1 – p. 23, line 2
- I. p. 24, lines 1-24
- J. p. 26, line 20 – p. 27, line 10
- K. p. 42, line 18 – p. 43 line 19

**Emily A. Davies**

- A. p. 9, line 23 – p. 10, line 5
- B. p. 16, lines 2 -17

C. p. 28, lines 5-13

**Michael A. Johnson**

- A. p. 13, lines 1-12
- B. p. 13, line 16 – p. 16, line 24
- C. p. 23, lines 6-22
- D. p. 25, lines 4-14
- E. p. 27, line 25 – p. 28, line 12
- F. p. 31, lines 10-21
- G. p. 38, line 8 – p. 39, line 3
- H. p. 39, line 16 – p. 40, line 4
- I. p. 44, line 14-21
- J. p. 48, line 1 – p. 49, line 9
- K. p. 50, line 2 – p. 51, line 22
- L. p. 53, line 17 – p. 56, line 18
- M. p. 57, lines 1-4
- N. p. 59, line 2 7-25
- O. p. 62, line 19 – p. 63, line 13
- P. p. 68, line 12 – p. 69, line 21
- Q. p. 70, line 18 – p. 73, line 3
- R. p. 75, line 20 – p. 77, line 10
- S. p. 84, line 17 – p. 86, line 3
- T. p. 87 lines 9-15
- U. p. 107, lines 8-17
- V. p. 111, lines 2-16

**OBJECTIONS:**

Plaintiff objects to the following designations of Defendant Bright Builders Inc.

<i>Designation</i>	<i>Objection</i>
A. p. 115, line 3 – p. 116, line 5 (Michael A. Johnson deposition)	Hearsay
B. p. 116, line 11 – p. 118, line 11 (Michael A. Johnson deposition)	Hearsay

Plaintiff also objects to the extent that Defendant Bright Builders attempts to use the deposition testimony to seek the admission of deposition exhibits (recorded telephone

conversations) which are not otherwise admissible and have not been properly authenticated.

Respectfully submitted,

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: s/ John C. McElwaine

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