

## EXHIBIT 1

### EXHIBIT LIST

- Exhibit A:** Affidavit of Frederick Fessenden, Doc. 107, dated March 4, 2011
- Exhibit B:** Stipulation of Parties, Doc. 108, dated March 9, 2011
- Exhibit C:** Deposition of Michael Johnson, Doc. 111, dated October 11, 2010
- Exhibit D:** Internet Program Invoice, Pltf. Ex. 12
- Exhibit E:** Bright Builders Hosting Agreement, Pltf. Ex. 16
- Exhibit F:** Bright Builders Welcome Letter and Packet, Pltf. Ex. 10
- Exhibit G:** Bright Builder Account Notes of Christopher Prince Account, Pltf. Ex. 11
- Exhibit H:** Bright Builders Daily Invoice, Pltf. Ex. 13, dated August 31, 2008
- Exhibit I:** Deposition of Emily Davies, Doc. 109, dated October 28, 2010
- Exhibit J:** Jury Instructions, Doc. 118
- Exhibit K:** Bright Builders Pamphlet "The Psychology of Success," Pltf. Ex. 3
- Exhibit L:** Bright Builders Pamphlet "Building Your Successful Business," Pltf. Ex. 4
- Exhibit M:** Bright Builders Pamphlet "Your Bright Builder Help Team," Pltf. Ex. 6
- Exhibit N:** Bright Builders Pamphlet "Visit the Resource Center," Pltf. Ex. 7
- Exhibit O:** Bright Builders Pamphlet "Coaching Sessions," Pltf. Ex. 8
- Exhibit P:** 2 McCarthy on Trademarks and Unfair Competition § 11:91, J. Thomas McCarthy (4th ed.) (Feb. 2011)