

**ATTACHMENT A:
PLAINTIFFS' OBJECTIONS TO DEFENDANT'S DEPOSITION
DESIGNATIONS**

LEGEND OF OBJECTIONS

- “A” - Lack of authenticity, FED. R. EVID. 901.
- “B” - Not the best evidence, FED. R. EVID. 1002-1004 & 1006.
- “C” - Cumulative, FED. R. EVID. 402 & 403.
- “D” - Subject to a filed/anticipated *Daubert* motion or motion to exclude.
- “Dup.” - Duplicative.
- “H” - Hearsay, FED. R. EVID. 801-803.
- “I” - Incomplete (*necessary additional testimony noted*), FED. R. EVID. 106.
- “IO” - Improper opinion testimony from lay witness, FED. R. EVID. 701 & 702.
- “III” - Illegible.
- “LF” - Lack of foundation or lack of personal knowledge, FED. R. EVID. 602.
- “LS” - Lack scientific reliability, FED. R. EVID. 702 & 703.
- “M” - Multiple documents.
- “ML” - Subject to a filed/anticipated Motion in Limine.
- “MSJ” - Subject to a filed/anticipated Motion for (Partial) Summary Judgment.
- “NI” - Not properly identified on Defendant’s trial exhibit list.
- “NR” - Not Relevant, FED. R. EVID. 402.
- “P” - Physical exhibit to which Plaintiffs reserve right to object following exchange of same in accordance with agreement among the parties.
- “Priv.” - Privileged/attorney work-product.
- “PV” - Probative value substantially outweighed by danger of unfair prejudice; confusion of issues; waste of time; considerations of undue delay; misleading nature of exhibit or testimony; needless presentation of cumulative evidence, FED. R. EVID. 402 & 403.
- “T” - Not timely produced.
- “408” - Offer of settlement/settlement negotiations, FED. R. EVID. 408.

Dr. Kenneth Baclawski (August 27, 2009)	
Defendant's Designation	Plaintiffs' Objection
7:2-6	
53:2-13	ML
57:2-58:6	NR, ML, MSJ
73:22-75:12	LF, NR, PV, H
81:10-25	I (82:1-5)
83:3-9	I (83:10-17)
83:18-84:19	
96:16-24	LF, NR, PV
135:18-23	LF, NR, ML, MSJ
135:25-136:9	LF, NR, ML, MSJ
137:11-19	LF, NR, PV, ML
144:19-145:5	I (145:6-9), NR, ML, MSJ, IO, D
145:15-19	NR, MSJ
151:12-24	

Dr. Kenneth Baclawski (December 13, 2010)	
Defendant's Designation	Plaintiffs' Objection
6:1-3	I (6:16-17)
12:5-13:3	I (9:25-11:3)
13:10-20	
15:11-15	I (14:24-15:10)
45:19-46:9	
56:13-58:10	NR, ML, MSJ
70:2-19	NR
90:22-93:16	I (93:17-94:7), NR
94:21-95:15	I (94:8-20), NR
97:5-15	
103:2-14	I (103:15-104:2) , ML, MSJ
104:3-105:4	LF, NR, PV, ML, MSJ
105:19-107:14	I (105:16-18; 107:15-22), NR, ML, MSJ
116:14-117:5	IO, LF, NR, ML, MSJ
117:9-12	I (117:13-18), NR, ML, MSJ
117:19-118:25	I (117:13-18), NR, ML, MSJ
119:5-22	NR, ML, MSJ, I (119:23-121:13)
136:8-11	I (135:25-136:7), IO, LF, NR, PV
142:19-143:19	LF, NR, IO, ML, MSJ
143:21-144:11	LF, NR, IO, MSJ
160:23-161:9	LF, NR, PV, ML

Michael Belanger (July 15 & 16, 2010)	
Defendant's Designation	Plaintiffs' Objection
6:5-8	
18:4-16	
19:7-18	H
27:3-22	
31:14-20	I (31:12-13), NR
49:18-50:5	
56:21-57:4	
61:5-22	NR
62:2-12	
102:4-8	I (102:9-12), NR
102:20-21	I (102:13-18), LF, NR
103:12-20	
104:1-23	
121:19-122:1	NR, PV, IO, LF
127:19-128:5	NR
134:21-135:19	NR
146:1-18	NR
168:5-12	NR
174:13-19	I (173:10-14), H
175:8-14	NR, H
176:8-14	I (176:6-7), LF, NR, PV
176:16-17	I (176:6-7), LF, NR, PV, H
189:19-190:3	NR
190:9-19	I (190:4-8), H
192:1-11	LF, NR, PV
213:17-214:1	NR
214:10-215:10	IO, LF, NR, PV
239:1-23	NR
240:14-20	NR
240:24-241:18	NR

Dr. Urs Hoelzle (November 4, 2010)	
Defendant's Designation	Plaintiffs' Objection
6:8-12	I (194:8-17)
9:15-22	
11:15-22	
20:25-21:3	
21:16-20	
29:7-27:17	I, NI
47:18-49:13	
49:24-50:15	
51:4-53:13	I (53:14-23), NR, PV, H
87:14-88:25	I (89:1-4), H
134:4-135:6	I (132:7-14)
144:16-24	I(142:12-144:15)
147:10-149:24	I (146:4-5, 147:7-9)
159:7-160:8	I (157:15-159:6)
162:24-164:12	

Dr. Cosmos Nicolaou (October 18, 2010)	
Defendant's Designation	Plaintiffs' Objection
11:3-6	
20:25-21:13	
24:5-8	NR
24:11-22	NR
25:16-18	NR
25:20-26:2	NR
29:10-30:5	LF, NR, PV
30:15-31:7	
32:6-34:2	
35:7-36:4	
38:4-11	I (38:12-17)
38:18-21	
42:9-23	
46:14-24	
56:8-21	
58:17-59:21	NR, LF, PV
60:4-61:16	
62:8-63:16	
83:6-84:11	
88:22-89:4	NR, PV, LF
112:2-23	I (112:1)
132:15-133:7	I (132:4-14)
137:9-138:5	LF, NR, PV
152:24-153:12	
158:22-159:17	NR, LF, NR, PV
175:17-21	LF, NR, PV, H
185:14-21	I (185:22-25)
187:22-188:10	
225:8-226:3	I (223:5-7), LF, NR, PV, NR
246:10-247:5	NR, LF, NR, PV
263:21-264:16	NR, H, LF, NR, PV
266:20-268:6	
278:19-283:24	NR (279:17-280:9), H (279:17-280:9), LF (279:17-280:9), PV (279:17-280:9), LF (281:1-282:4), PV (281:1-282:4)

Dr. Anna Lynn Patterson (October 13, 2010)	
Defendant's Designation	Plaintiffs' Objection
10:10-2	I (10:10-12)
11:25-12;10	
24:5-7	
28:13-18	
28:21-22	
28:24-29:11	LF (29:9-11), PV(29:9-11), H (29:9-11), I (29:12-19)
30:9-11	I (29:23-30:8)
30:14-31	NR, PV, LF
31:16-18	
31:24-32:2	NR, PV, LF
32:5-8	
46:22-25	
48:3-6	
52:24-53:6	NR, PV, LF, H
72:13-14	
72:16	NR, PV, LF, H
72:18-24	NR, PV, LF, H
73:1	NR, PV, LF, H
73:3-14	NR, PV, LF, H
73:16-17	NR, PV, LF, H
84:20-85:2	NR, PV, LF
85:4-7	NR, PV, LF
85:9-13	NR, PV, LF
89:11-17	I (87:8-9, 88:16-17), LF, NR, PV, H
124:21-23	I (124:17-20)
124:25-125:2	
128:11-25	LF, NR, PV
129:3-9	LF, NR, PV, H
140:4-6	NR
140:8-14	NR
140:17-20	
140:22	
140:24-25	NR
141:2-4	NR, NR, PV, LF, I (141:6-9)
171:25-172:9	NR, PV, LF, H

David Roache (May 25, 2010)	
Defendant's Designation	Plaintiffs' Objection
6:12-14	
17:2-5	
20:12-21:22	H
30:16-18	
31:1-10	
31:19:21	
34:1-3	
36:13-37:2	
50:22-51:13	
52:11-24	
54:21-55:7	
55:20-56:1	
57:18-58:3	I (57:4-14, 58:4-5)
62:9-23	
63:4-5	
78:24-79:9	
83:17-19	
84:22-85:16	
90:24-91:20	I (90:23)
95:9-97:11	
101:14-102:1	I (101:1-5)
102:15-103:19	LF(103:9-19)
105:18-106:8	I (106:9-107:8)
120:22-121:5	
122:1-3	LF, I (122:4-123:13)
123:20-124:8	
124:24-125:9	LF (125:5-9)
128:3-13	
128:20-129:8	
140:7-10	
140:22-141:3	
144:20-145:1	
153:16-154:13	I (154:14-155:6)
155:6-11	
156:1-10	
156:12-157:6	LF (156:12-18)
164:12-165:22	
173:14-174:16	LF (174:10-18)
174:18	
176:17-22	

Defendant's Designation	Plaintiffs' Objection
176:24-177:2	LF
182:22-183:5	
242:7-16	LF
242:18-20	
248:19-249:8	
249:14-24	
250:21-251:17	
256:6-8	
256:10-13	
256:15-20	I (250:18-19)
257:1-10	
261:10-262:14	

Shalom Wertsberger (September 28, 2010)	
Defendant's Designation	Plaintiffs' Objection
5:12-15	
8:8-13	
8:24-9:19	LF (9:11-9:13)
10:1-24	
11:10-16	I (11:8-9)
12:14-23	NR
15:12-18	
16:18-17:2	
17:16-23	I (17:3-4, 17:24-18:19)
25:9-26:2	
26:10-19	
29:10-19	
30:1-31:7	
31:14-18	I (31:19-21)
34:11-23	
36:2-3	
36:21-25	
37:3-8	
37:19-25	
38:6-39:7	I (39:12-15)
42:21-43:5	
43:19-23	I (44:5-12)
52:1-12	LF
54:17-55:12	
55:25-56:23	LF (56:6-18)
57:20-58:1	NR (57:20-58:1)
58:22-61:8	LF (60:21-61:8)
73:7-74:17	LF (74:4-17)
77:18-78:2	
79:11-18	H, LF, I (74:4-17)
80:6-11	LF (80:6-9)

Dr. Yonatan Zunger (August 20, 2009)	
Defendant's Designation	Plaintiffs' Objection
6:10-12	
7:10-13	
8:20-9:12	
9:24-10:8	
10:18-11:2	
12:10-18	
12:20-14:3	LF, NR, PV, H
14:7-10	
20:17-23	
21:18-20	
21:23-22:7	
42:7-11	
108:8-109:1	LF, NR, PV, H, NR
151:3-152:16	I (148:14-16)
153:8-154:8	
155:4-17	I(154:9-155:3), NR, NR, PV

Kaustuv (December 3, 2010)	
Defendant's Designation	Plaintiffs' Objection
6:7-10	
10:8-24	
16:13-17:8	
20:5-6	
20:8-13	
21:19-22:3	I (22:4-6, 22:8)
38:11-12	
38:14-25	I (39:12-16)
43:6-16	
48:3-21	
54:21-23	
54:25-55:7	
58:11-12	
58:14-59:1	
59:3-9	
59:11-13	
91:11-92:7	
93:4-7	
93:9-94:3	
118:20-22	
118:24-120:8	

Melvin Bernstein (January 18, 2011)	
Defendant's Designation	Plaintiffs' Objection
5:12-15	
27:13-20	NR
28:18-25	NR
57:5-8	
58:4-7	LF
58:9-13	LF
60:15-17	
62:4-8	LF
62:10-11	LF
70:5-11	
84:2-10	
88:17-19	LF
88:21-89:5	LF
89:7-10	LF, H

Vincent Lembo (February 15, 2011)	
Defendant's Designation	Plaintiffs' Objection
4:10-13	
7:14-23	NR, LF
9:17-22	
16:13-17:9	
26:10-27:4	LF(27:3-4)
30:24-31:4	
43:3-14	
49:20-50:6	
59:12-18	
72:3-11	403, NR
75:21-23	
76:2-8	
77:7-8	LF
77:10-20	LF(77:10-16)