



NO.	DESCRIPTION	OFFER	OBJECTION(S)	DATE ADMIT	DATE N/ADM
2.	<p>06/02/10 Thomas J. Maronick's Report entitled "An Empirical Analysis of Consumers' Understanding of the Relationship between Sponsored Links and "Searched For" Links on Internet Search Engines" and exhibits attached*</p> <p>* Subject to a ruling on Defendants' Motion to Exclude Prof. Maronick</p> <p>(Decl. of Carl Butzer, Maronick Depo Ex. 2, Defendants' Consolidated Motion to Exclude the Expert Report and Opinion of Thomas J. Maronick)</p>				
3.	<p>09/15/10 Declaration of Dr. Itamar Simonson</p> <p>(Defendants' Consolidated Motion to Exclude the Expert Report and Opinion of Thomas J. Maronick and Brief in Support; Defendants' Response to Opposed Motion for Class Certification)</p>				
4.	<p>07/07/10 Expert Report of Dr. Itamar Simonson with exhibits attached</p> <p>(Decl. of Itamar Simonson, Simonson Depo Ex. 1, Defendants' Consolidated Motion to Exclude the Expert Report and Opinion of Thomas J. Maronick and Brief in Support; Defendants' Response to Opposed Motion for Class Certification)</p>				
5.	<p>10/18/10 Declaration of Shannon Zmud Teicher</p> <p>(Defendants' Response to Opposed Motion for Class Certification)</p>				

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6.	10/18/10 Declaration of Carl Butzer  (Defendants' Response to Opposed Motion for Class Certification)				
7.	A true and correct copy of the 07/27/02 letter response by the Federal Trade Commission to Gary Ruskin, Executive Director, Commercial Alert re: Complaint Requesting Investigation of Various Internet Search Engine Companies for Paid Placement and Paid Inclusion Programs (GOOG-00000013 – 00000015)  (Decl. of Carl Butzer, Defendants' Response to Opposed Motion for Class Certification, Ex. 1)				
8.	A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,499,737, for "Configurator" (production reference GOOG000057270)  (Decl. of Carl Butzer, Defendants' Response to Opposed Motion for Class Certification, Ex 2)				
9.	A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,365,977 for "Configurator" (production reference GOOG000057269)  (Decl. of Carl Butzer, Defendants' Response to Opposed Motion for Class Certification, Ex. 3)				

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10.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,364,574 for “Configure One” (production reference GOOG000057266)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 4)</p>				
11.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,078,720 for “Webcom” (production reference GOOG000057265)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 5)</p>				
12.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,618,122 for “BigMachines” (production reference GOOG000057267)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 6)</p>				
13.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,923,323 for “Big Machines” (production reference GOOG000057268)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 7)</p>				

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14.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,016,919 for “Robert Allen Institute” (production reference GOOG000057256)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 8)</p>				
15.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,282,921 for “Robert Allen” (production reference GOOG000057253)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 9)</p>				
16.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,948,234 for “Robert Allen” (production reference GOOG000057254)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 10)</p>				
17.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,621,910 for “Robert Allen” (production reference GOOG000057255)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 11)</p>				

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18.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,626,750 for “Robert Allen” (production reference GOOG000057252)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 12)</p>				
19.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,663,065 for “UK” (production reference GOOG000057260)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 13)</p>				
20.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,207,910 for “UK” (production reference GOOG000057261)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 14)</p>				
21.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 1,610,804 for “UK” (production reference GOOG000057259)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 15)</p>				

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22.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,126,454 for “California Real Estate” (production reference GOOG000057231)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 16)</p>				
23.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,907,734 for “Carleton Sheets” (production reference GOOG000057232)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 17)</p>				
24.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,277,219 for “Intellectual Property” (production reference GOOG000057248)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 18)</p>				
25.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,661,816 for “Intellectual Property” (production reference GOOG000057249)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 19)</p>				

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26.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,404,016 for “Moore” (production reference GOOG000057251)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 20)</p>				
27.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 552,753 for “Vulcan” (production reference GOOG000056178)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 21)</p>				
28.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 666,878 for “Vulcan” (production reference GOOG000056179)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 22)</p>				
29.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 674,532 for “Vulcan” (production reference GOOG000056180)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 23)</p>				

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30.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 1,148,708 for “Vulcan” (production reference GOOG000056182)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 24)</p>				
31.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 1,179,853 for “Vulcan” (production reference GOOG000056183)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 25)</p>				
32.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 1,291,019 for “Vulcan” (production reference GOOG000056184)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 26)</p>				
33.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 1,631,280 for “Vulcan” (production reference GOOG000056185)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 27)</p>				

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34.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 1,609,678 for “Vulcan” (production reference GOOG000056186)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 28)</p>				
35.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 1,702,855 for “Vulcan” (production reference GOOG000056187)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 29)</p>				
36.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 1,928,459 for “Vulcan” (production reference GOOG000056188)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 30)</p>				
37.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 1,750,911 for “Vulcan” (production reference GOOG000056189)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 31)</p>				

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38.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 1,973,892 for “Vulcan” (production reference GOOG000056190)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 32)</p>				
39.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,224,286 for “Vulcan” (production reference GOOG000056192)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 33)</p>				
40.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,358,686 for “Vulcan” (production reference GOOG000056193)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 34)</p>				
41.	<p>A true and correct certified copy of the 11/12/02 Certificate of Registration for U.S. Trademark Reg. No. 2,649,794 for “Vulcan” (production reference GOOG000056195)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 35)</p>				

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42.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,800,567 for “Vulcan” (production reference GOOG000056196)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 36)</p>				
43.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,657,580 for “Vulcan” (production reference GOOG000056199)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 37)</p>				
44.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,469,373 for “Vulcan” (production reference GOOG000056200)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 38)</p>				
45.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,988,313 for “Vulcan” (production reference GOOG000056201)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 39)</p>				

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46.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,963,751 for “Vulcan” (production reference GOOG000056202)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 40)</p>				
47.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,322,951 for “Vulcan” (production reference GOOG000056203)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 41)</p>				
48.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,685,039 for “Vulcan” (production reference GOOG000056204)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 42)</p>				
49.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,880,268 for “Vulcan” (production reference GOOG000056205)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 43)</p>				

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50.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,336,867 for “Vulcan” (production reference GOOG000056213)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 44)</p>				
51.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,258,428 for “Vulcan” (production reference GOOG000056214)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 45)</p>				
52.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,294,711 for “Vulcan” (production reference GOOG000056209)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 46)</p>				
53.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,956,974 for “Vulcan” (production reference GOOG000056207)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 47)</p>				

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54.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,248,458 for “Vulcan” (production reference GOOG000056210)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 48)</p>				
55.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,197,288 for “Vulcan” (production reference GOOG000056208)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 49)</p>				
56.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,753,194 for “Vulcan” (production reference GOOG000056206)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 50)</p>				
57.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 1,802,211 for “Texas Pride” (production reference GOOG000056255)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 51)</p>				

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58.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 2,940,858 for “Texas Pride” (production reference GOOG000056256)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 52)</p>				
59.	<p>A true and correct certified copy of the Certificate of Registration for U.S. Trademark Reg. No. 3,280,754 for “Texas Pride” (production reference GOOG000056257)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 53)</p>				
60.	<p>A true and correct copy of printouts of the website www.NoBootLeg.com as they appeared on July 27, 2010 (GOOG000056285 – 000056318)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 54)</p>				
61.	<p>A true and correct copy of printouts of pages from the website www.ProgramCritique.com as they appeared on July 27 and 28, 2010 in connection with which Beck is claiming infringement (GOOG000056319 – 000056351, GOOG000056366 – 000056374)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 55)</p>				

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62.	<p>A true and correct copy of printouts of pages from the website www.Real-Estate-Made-Easy.com as they appeared on July 27, 2010 in connection with which Beck is claiming infringement (GOOG000056375 – 000056380)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 56)</p>				
63.	<p>A true and correct copy of printouts of the website JohnTReed.com as they appeared on July 27, 2010 in connection with which Beck is claiming infringement (GOOG000056381 – 000056415)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 57)</p>				
64.	<p>A true and correct copy of printouts of pages from the website www.GurusExposedNow.com as they appeared on July 27, 2010 in connection with which Beck is claiming infringement (GOOG000056416 – 000056419)</p> <p>(Decl. of Carl Butzer, Defendants’ Response to Opposed Motion for Class Certification, Ex. 58)</p>				

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65.	<p>A true and correct certified copy of the 11/17/09 Order Granting in Part the Federal Trade Commission's Motion for Preliminary Injunction with Asset Freeze and Other Equitable Relief in Case No. 2:09-cv-4719-FMC-FFMX, <i>Federal Trade Commission v. John Beck Amazing Profits, LLC, et al.</i>, United States District Court Central District of California (production reference GOOG000055979 – 000056011)</p> <p>(Decl. of Carl Butzer, Defendants' Response to Opposed Motion for Class Certification, Ex. 59)</p>				
66.	<p>A true and correct copy of the 02/08/07 Complaint for Declaratory Relief in Case No. CV07-00926 FMC, <i>Family Products, LLC and John Beck Amazing Profits, LLC v. Infomercial Ventures Partnership</i>, United States District Court, Central District of California (GOOG000056506-56512)</p> <p>(Decl. of Carl Butzer, Defendants' Response to Opposed Motion for Class Certification, Ex. 60)</p>				
67.	<p>A true and correct copy of documents produced by Plaintiff John Beck Amazing Profits, LLC as BEK000042-43, BEK000051-52, BEK000054-55</p> <p>(Decl. of Carl Butzer, Defendants' Response to Opposed Motion for Class Certification, Ex. 61)</p>				
68.	<p>10/15/10 Declaration of Kerry Barker</p> <p>(Defendants' Response to Opposed Motion for Class Certification)</p>				

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69.	<p>A true and correct copy of a Google document entitled “What is Google’s U.S. trademark policy?” (GOOG-00000009 – 00000011)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 1)</p>				
70.	<p>A true and correct copy of a Google document entitled “Updates to U.S. Trademark Policy” (GOOG-00000009 – 00000011)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 2)</p>				
71.	<p>A true and correct copy of the Beck AdWords Contract, which went into effect on or around August 22, 2006 (GOOG-00000001 – 00000004)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 3)</p>				
72.	<p>A true and correct copy of the Firepond AdWords Contract, which went into effect on or around August 22, 2006 (GOOG-000055217 – 000055219)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 4)</p>				
73.	<p>A true and correct copy of a printout of the previous AdWords Contract, which went into effect on or around April 19, 2005 (GOOG-000056352 – 000056353)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 5)</p>				

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74.	<p>A true and correct copy of account information relating to Customer ID 7303444 (John Beck’s Amazing Profits) (GOOG-000056147)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 6)</p>				
75.	<p>A true and correct copy of account information relating to Customer ID 8885083 (Family Products LLC) (GOOG-000056149)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 7)</p>				
76.	<p>A true and correct copy of account information relating to Customer ID 15047358 (Firepond) (GOOG-000056146)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 8)</p>				
77.	<p>A true and correct copy of “What is Google’s AdWords and AdSense trademark policy” (GOOG-000056531-56534)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 9)</p>				
78.	<p>A true and correct copy of “What is Google’s policy on trademarks in display URLs?” (GOOG-000056530)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 10)</p>				

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79.	<p>A true and correct copy of “When will my ads appear for trademarked terms?” (GOOG-000056536-56537)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 11)</p>				
80.	<p>A true and correct copy of “Updates to AdWords Trademark Policy” (GOOG-000056538-56539)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 12)</p>				
81.	<p>A true and correct copy of “AdWords Advertising Policies” (GOOG-000056540-56549)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 13)</p>				
82.	<p>A true and correct copy of “Google AdWords Content Network” (GOOG-000056550-56551)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 14)</p>				
83.	<p>A true and correct copy of “What is contextual targeting?” (GOOG-000056552)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 15)</p>				
84.	<p>A true and correct copy of “What is Google’s AdWords and AdSense trademark policy?” (GOOG-000056553)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 16)</p>				

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85.	<p>A true and correct copy of “Google AdWords Trademark Complaint Forms” (GOOG-000056555-56557)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 17)</p>				
86.	<p>A true and correct copy of “How much do I pay for a click on my ad? What if my ad is the only one showing?” (GOOG-000056558)</p> <p>(Decl. of Kerry Barker, Defendants’ Response to Opposed Motion for Class Certification, Ex. 18)</p>				
87.	<p>10/22/10 Supplemental Declaration of Dr. Itamar Simonson</p> <p>(Defendants’ Reply to Plaintiffs’ Opposition to Motion to Exclude the Expert Report and Opinion of Thomas J. Maronick)</p>				

Respectfully submitted,

/s/ Charles L. Babcock

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ATTORNEYS FOR DEFENDANTS

**CERTIFICATE OF SERVICE**

I hereby certify that on November 17, 2010, I electronically submitted the foregoing document with the clerk of the court for the U.S. District Court, Eastern District of Texas, using the electronic case files system of the court. The electronic case files system sent a “Notice of Electronic Filing” to individuals who have consented in writing to accept this Notice as service of this document by electronic means. All other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by first class mail today, November 17, 2010.

/s/ Charles L. Babcock  
\_\_\_\_\_  
Charles L. Babcock