

# Exhibit J

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

BEDROCK COMPUTER TECHNOLOGIES	§	
LLC,	§	
PLAINTIFF	§	
	§	
VS.	§	CIVIL ACTION NO. 6:09-cv-269-LED-JDL
	§	
SOFTLAYER TECHNOLOGIES, INC.,	§	
CITWARE TECHNOLOGY SOLUTIONS,	§	<b>JURY TRIAL DEMANDED</b>
LLC, GOOGLE, INC., YAHOO!, INC.,	§	
MYSFACE INC., AMAZON.COM INC.,	§	
PAYPAL INC., MATCH.COM, INC.,	§	
AOL LLC, and CME GROUP INC.,	§	
DEFENDANTS	§	

**JOINT OBJECTIONS TO BEDROCK COMPUTER TECHNOLOGIES, LLC'S  
COUNTER DEPOSITION DESIGNATIONS BY DEFENDANTS SOFTLAYER  
TECHNOLOGIES, INC., YAHOO!, INC., MYSPACE, INC,  
AMAZON.COM, INC., AND AOL INC.**

Defendants Softlayer Technologies, Inc., Yahoo!, Inc., MySpace, Inc, Amazon.com, Inc., and AOL LLC (collectively, "Defendants"), pursuant to the Court's Docket Control Order and Orders amending the Docket Control Order entered in this case, provides to Bedrock Computer Technologies, LLC ("Bedrock") this list of objections to Bedrock's counter deposition designations. Defendants expressly reserve the right to supplement, augment, or otherwise modify the exchanged designations based on circumstances as they may evolve prior to the commencement of trial. Defendants' objections to Bedrock's deposition designations are made in reliance on Bedrock's trial witness lists and the labeling of those witnesses as will call. At this time, Defendants object to Bedrock's deposition designations testimony as follows:

<b>Deposition of Joseph D'Avanzo - December 7, 2010<sup>1</sup></b>		
<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
8:1	8:5	None
36:6	36:8	None
45:8	45:13	None
48:20	48:25	104a, 402
51:25	52:4	602
56:13	56:15	402
56:21	57:7	None
80:7	80:9	DI
80:11	80:12	DI
101:8	101:15	None
138:2	138:23	AA
139:17	141:13	AA, 104a, 402
141:15	142:4	104a, 402, 611c
142:19	143:15	104a, 602
143:17	143:20	103, 104a
143:22	143:24	402, 403
144:1	144:5	402, 403
144:16	144:23	MT, 611c
145:4	146:2	402, 104a, 602
146:4	146:6	402, V
146:9	146:19	104a
146:21	147:9	104a, CC
147:11	147:11	104a, CC
149:12	149:22	MT
149:24	151:5	104a
151:11	152:14	CC
152:16	154:6	402, 403, 602
154:9	154:25	701
155:2	155:10	402, 403
156:10	156:13	104a, 402, 403, 602, 701
156:15	156:16	104a, 402, 403, 602, 701
156:18	156:22	104a, 402, 403, 602, 701
156:24	156:24	None
157:14	157:17	402, 403
157:19	157:20	402, 403
157:22	157:25	402, 403

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<sup>1</sup> For witnesses D'Avanzo, Miller, McDonald use the **SECOND KEY OBJECTIONS FOR DEPOSITION DESIGNATION TESTIMONY AND DEPOSITION EXHIBITS** at the end of this exhibit, for all others that require a key, use the **FIRST KEY OBJECTIONS FOR DEPOSITION DESIGNATION TESTIMONY AND DEPOSITION EXHIBITS** at the end of this exhibit.

**Yahoo! 30(b)(6) Deposition of Michael Fletcher Christian -  
January 11, 2011**

<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
48:25	49:4	None
113:14	113:24	None

**Deposition of David Garrod - December 15, 2010**

<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
8:4	8:9	402, 403
8:15	8:19	402, 403
14:19	15:4	402, 403.
72:25	73:20	402, 403
117:23	118:11	402, 403
113:2	113:11	Incomplete, 402, 403
148:5	148:18	402, 403
155:1	155:10	402, 403, 701 misleading
161:7	161:9	402, 403, 701
161:14	162:20	402, 403, 701
198:24	199:19	402, 403, 701
204:6	204:22	402, 403, 701
236:9	236:14	402, 403
286:13	286:25	402, 403, 701, misleading
287:10	288:12	402, 403, 701, misleading
292:3	292:14	402, 403, 701, misleading
294:7	294:10	402, 403, 701
300:19	301:4	Incomplete, 402, 403, 701
303:24	304:7	Incomplete, 402, 403, 701
314:23	315:10	Incomplete, 402, 403, 701
317:13	317:24	Incomplete, 402, 403, 701
319:4	319:9	Incomplete, 402, 403,
323:16	324:12	402, 403

**Deposition of David Garrod - December 16, 2010**

<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
367:5	370:6	Incomplete, 402, 403, 701
371:20	372:4	None
372:5	372:17	None
374:2	375:22	None
375:23	376:3	None
377:25	378:15	None
380:3	380:12	None
486:8	486:13	402, 403
486:15	486:22	402, 403
486:24	487:12	402, 403
487:14	487:14	402, 403
487:16	487:20	402, 403

487:22	488:17	402, 403
490:3	490:20	402, 403
501:4	501:18	402, 403
501:20	501:23	402, 403
503:24	504:2	402, 403
504:4	504:6	402, 403
519:13	519:25	402, 403
536:3	537:18	402, 403
538:18	540:2	402, 403
540:6	540:21	None
541:3	541:7	None
541:9	541:15	None
541:17	543:25	None
545:17	546:7	None
546:9	548:24	None
549:9	550:17	None
552:1	552:5	None
553:7	554:6	None
554:8	554:8	None
555:17	556:17	402, 403
556:24	557:4	402, 403
557:6	557:11	402, 403
562:23	563:7	402, 403
564:1	564:4	402, 403
571:3	571:15	None
572:13	572:23	None
573:12	574:3	None
575:3	575:10	Incomplete, 402, 403, 701
592:16	594:1	Form, misleading
594:10	597:3	Form, misleading
608:8	608:8	Incomplete, unintelligible,

<b>Deposition of Alexey Kuznetsov - January 27, 2011</b>		
<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
9:11	9:13	402, 403
24:23	25:2	None
28:1	28:3	Lack of foundation, 402, 403
29:14	30:1	None
39:12	39:18	None
43:5	43:9	402, 403
50:24	51:4	Lack of foundation, 402, 403
52:7	52:14	None
54:8	54:12	None
54:14	54:20	None
94:1	94:2	402, 403
94:4	94:4	402, 403

**Amazon 30(b)(6) Deposition of Stefan Leigland - January 6, 2011**

<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
29:25	30:3	None
30:16	30:20	402, 403
31:12	31:22	402, 403
32:21	32:25	402, 403
35:6	35:13	None
36:4	36:21	None
38:5	38:17	None
41:1	41:4	402, 403
45:9	45:14	402, 403
45:16	45:20	402, 403
46:18	46:23	None
47:3	47:14	None
50:9	50:11	402, 403, 701
50:13	50:13	402, 403, 701
53:11	54:13	402, 403, 701
62:25	63:2	None
65:15	67:4	402, 403
67:9	69:6	402, 403
69:19	70:4	402, 403
72:10	73:9	402, 403
73:11	73:12	402, 403
74:4	74:8	402, 403
74:10	74:10	402, 403
75:1	75:7	402, 403
77:18	78:2	402, 403
84:11	84:13	402, 403
84:15	84:16	402, 403

<b>SoftLayer 30(b)(6) Deposition of Jacob Linscott - January 4, 2011</b>		
<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
27:21	28:6	None
31:6	31:7	None
31:16	31:19	None
34:3	34:8	None
37:4	37:11	403, 602
37:19	37:22	403, 602
37:24	39:7	403, 602
39:9	39:11	403, 602
39:22	39:25	106, 403, 602
40:2	40:20	403, 602
49:3	49:4	None
59:22	60:4	403, 602
64:16	64:19	None
67:4	67:6	403, 602
68:11	68:17	None
69:8	70:1	403, 602

<b>Deposition of Mikhail Lotvin - December 28, 2010</b>		
<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
75:11	75:12	
75:17	75:22	
99:18	100:11	402/403
100:20	101:7	402/403
103:9	103:11	
103:13	104:3	K/402/403
141:4	141:5	
141:7	141:17	K
238:5	239:1	K
239:4	240:5	L, 402/403
240:8	240:14	K,L, 402/403
240:18	240:21	K,L, 402/403
240:24	241:5	402/403, 611c
241:9	241:11	402/403, 611c
241:13	241:17	402/403, 611c
241:20	242:16	402/403, 611c
242:18	242:22	402/403, 611c
242:25	243:5	402/403, 611c
243:9	244:11	402/403, 611c,; H, P, B, A, K

**Deposition of Mikhail Lotvin – June 4, 2011**

<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
8:3	8:6	402/403
8:23	9:14	402/403
9:17	10:5	402/403
10:8	10:20	402/403
10:22	11:13	402/403
11:16	11:24	402/403
12:4	12:16	402/403
12:18	13:1	402/403
13:4	14:3	402/403
14:5	15:5	402/403
15:7	15:14	402/403
16:6	21:24	402/403
22:1	24:20	402/403
24:24	25:11	402/403
25:13	25:16	402/403
26:2	27:4	402/403,
27:6	27:13	402/403
27:16	27:18	402/403
27:21	28:2	402/403
28:4	28:10	402/403
28:12	28:19	402/403
28:22	29:3	402/403
29:7	29:13	402/403,
29:17	29:23	402/403
30:1	30:9	402/403
30:11	31:2	402/403
31:4	31:18	402/403
31:20	32:5	402/403
32:7	32:19	402/403
32:22	33:12	402/403
33:16	33:17	402/403
33:19	34:5	402/403
34:7	34:19	402/403
71:12	71:16	
75:9	75:13	
128:15	128:23	402/403, K
152:7	152:13	A, B
152:17	153:6	
153:10	153:14	
172:15	172:17	
172:19	172:19	
173:1	174:6	402/403
191:9	191:10	
191:12	191:16	

191:19	191:22	
192:3	192:6	
192:21	193:2	
215:5	215:16	
216:1	216:5	incomplete
216:7	216:12	
229:20	229:23	
230:2	230:8	

<b>Deposition of Daniel McDonald - January 10, 2011</b>		
<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
21:6	21:17	None
21:19	21:19	None
22:19	22:24	None
26:16	26:21	None
28:10	28:11	None
33:3	33:11	None
33:13	33:17	None
33:19	33:19	None
34:14	34:15	None
38:21	38:23	None
39:3	39:10	None
40:5	40:15	None
43:6	43:9	None
46:8	46:19	None
61:10	61:10	None
61:12	61:13	None
79:4	79:8	402
79:10	79:10	402
79:12	79:13	402
87:15	87:16	None
87:19	87:20	None
96:2	96:6	402, 403, DI
102:7	102:10	402, 403
104:8	104:24	402, 403, MIL, 802, 701, DI
105:20	105:23	None
106:5	106:11	None
107:6	108:1	None
110:18	111:4	None
111:18	114:18	402, 403, MIL, 802, 701, DI, A,
114:21	114:24	402, 403, A, V, AA
115:4	115:20	402, 403, A, V, AA
115:23	117:4	402, 403, A, V
117:6	117:20	402, 403, A, V
117:24	118:8	402, 403, A, V, AA
118:12	118:16	402, 403, A, V, AA
118:20	118:24	402, 403, A, V, AA

119:6	119:8	402, 403, A, V, AA
119:11	119:18	402, 403, A, V, AA
119:22	120:3	402, 403, A, V
120:9	120:18	402, 403, A, V, AA
120:22	121:8	402, 403, A, V
122:7	122:16	402, 403, V, DI
122:20	123:14	402, 403, DI
124:9	125:4	402, 403
125:14	127:6	402, 403
127:9	127:13	402, 403, A, 602
128:18	128:20	None
128:24	129:2	None
131:4	131:9	None
131:14	131:21	None
133:4	133:13	402, 403, V
133:16	133:17	402, 403, V
135:12	135:22	None
137:11	139:8	402, 403, 802, 701, DI

**Deposition of Ed Miller - December 6, 2010**

<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
70:3	70:16	B
71:14	71:17	B, 402
72:18	74:5	B, 104a
75:5	76:12	B
77:11	77:13	B, 104a

**Deposition of Shawn D. Ostermann, Ph.D. - January 6, 2011**

<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
20:21	21:6	402, 403
22:7	22:21	402, 403
25:11	25:16	Speculation, 402, 403
35:1	35:5	402, 403, 701
37:21	38:6	None
41:2	41:3	402, 403
41:6	41:13	402, 403
44:5	44:11	None
45:19	46:12	402, 403
46:21	47:8	402, 403
49:2	49:14	None
49:21	49:25	None
59:1	59:17	None
60:6	61:10	402, 403
70:15	72:12	402, 403
73:19	74:3	402, 403

74:9	75:4	402, 403
76:9	76:24	402, 403, 701
77:1	77:4	402, 403, 701
77:6	77:11	402, 403, 701
77:13	77:25	402, 403, 701
78:5	78:13	402, 403, 701
80:1	81:13	402, 403, 701
84:5	84:8	None
84:12	84:14	None
84:22	84:24	402, 403
85:7	85:14	402, 403
86:7	86:9	402, 403
86:11	86:11	402, 403
87:3	87:11	402, 403
88:18	89:14	402, 403
90:19	90:20	402, 403, 701
90:22	90:22	402, 403, 701
91:10	91:14	402, 403
91:21	92:1	402, 403
92:3	92:13	402, 403
92:15	92:19	402, 403
93:9	93:12	402, 403
93:20	93:23	402, 403
95:15	95:25	402, 403, 701
99:3	99:7	402, 403, 701
100:19	100:20	402, 403, 701
100:22	100:25	402, 403, 701
101:15	101:17	402, 403, 701
101:19	101:19	402, 403, 701
102:2	103:17	402, 403
104:5	104:16	402, 403
105:9	105:17	402, 403
107:3	108:5	402, 403
112:19	113:14	402, 403

<b>Deposition of Jeffrey Schiller – January 7, 2011</b>		
<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
26:9	26:12	None
27:6	27:8	None
32:6	32:7	None
32:9	32:11	None
32:13	32:13	None
33:14	33:15	None
33:17	33:17	None
34:4	34:5	None
34:7	34:7	None

39:20	40:5	None
44:8	44:15	None
45:6	45:10	None
59:21	60:16	None
61:1	61:5	None
62:4	63:11	K

<b>Deposition of Christopher Van Wyk – January 4, 2010</b>		
<b>From (page:line)</b>	<b>To (page:line)</b>	<b>Objections</b>
7:1	7:3	402, 403
7:17	7:19	402, 403
20:9	20:18	Foundation, 402, 403, 701
21:5	21:18	Foundation, 402, 403, 701
29:18	29:22	None
30:12	30:13	None
44:24	45:5	Foundation, 402, 403
47:6	47:16	Speculation, 402. 403

**FIRST KEY OBJECTIONS FOR DEPOSITION DESIGNATION  
TESTIMONY AND DEPOSITION EXHIBITS**

<b>Code</b>	<b>Objection — Short Phrase</b>	<b>Objection – Full Description</b>
A	Authentication	The exhibit has not been properly authenticated for admission into evidence. Fed. R. Evid. 104, 901.
B	Best evidence	The information in the exhibit is less reliable and less pertinent than other evidence, and should be excluded pursuant to the best evidence rule. Fed. R. Evid. 403, 1001, 1002, 1003, 1004, 1007.
C	Compromise/Settlement	The exhibit contains compromise or settlement negotiations. Fed. R. Evid. 408.
D	Discovery deadline	The exhibit has not been produced or was produced after the close of discovery or after the deadline in this case, January 12, 2011.
H	Hearsay	Testimony constitutes or contains hearsay in that it is an out-of court statement offered into evidence to prove the truth of the matter asserted. Fed. R. Evid. 802.
K	Personal Knowledge	Witness lacks personal knowledge to testify to matter under Fed. R. Evid. 602.00

<b>Code</b>	<b>Objection — Short Phrase</b>	<b>Objection – Full Description</b>
L	Legal	The exhibit contains matter that is not considered evidence under Fed. R. Evid. 401. Rather, the exhibit contains legal conclusions, statutory language, case language, or attorney argument of supposition that is impressible and prejudicial. Fed. R. Evid. 401, 402, 403; Order No. 2 (Ground Rule 9.1).
M	Methodology unreliable	The methodology relied upon by the expert is not sufficiently reliable to assist the trier-of fact. Fed. R. Evid. 702.
O	Opinion/data/fact unreliable	The fact, data, or both, underlying the expert opinion are not reasonably relied upon by the experts in the field. Fed. R. Evid. 703.
P	Prejudicial	The testimony is prejudicial in that its probative value, if any, is substantially outweighed by the danger of unfair prejudice, confusion of the issues, or misleading the Court, or by considerations of undue delay, waste of time, or needless presentation of cumulative evidence. Fed. R. Evid. 403.
R	Relevance	The exhibit or testimony is irrelevant; it does not tend to make the existence of any fact that is of consequence to the determination of this action more probable or less probable than it would be without the evidence. Fed. R. Evid. 401.
U	Unintelligible	All or part of the exhibit is illegible, unintelligible, or unreadable. Fed. R. Evid. 401, 1003.
W	Written/Physical exhibit	The exhibit is improperly submitted as a physical exhibit or improperly submitted as a written or documentary exhibit.
X	Leading	Leading question.
PR	Privileged	Privileged under Fed. R. Evid. 502.

**SECOND KEY OBJECTIONS FOR DEPOSITION DESIGNATION  
TESTIMONY AND DEPOSITION EXHIBITS**

<u>CODE</u>	<u>OBJECTION</u>
A	Argumentative
AA	Asked and answered
B	Beyond scope of counter-designation
CC	Calls for conclusion
CD	Compound
DI	Designation incomplete; incomprehensible
IH	Incomplete hypothetical
MIL	Subject to the Court's ruling on or a pending <i>in limine</i> motion
MT	Misstates prior testimony (mischaracterization)
NR	Non-responsive
O	Overbroad
V	Vague and ambiguous
30(b)(6)	Outside of the scope of the FRCP 30(b)(6) deposition topics for which witness was designated
103	Assumes facts not in evidence
104	Lacks foundation
402	Not relevant
403	Unduly prejudicial
602	Calls for speculation; speculative
611c	Leading
701	Improper opinion by lay witness
702	Improper opinion by expert
802	Hearsay
901	Not properly authenticated