

EXHIBIT 23

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

EOLAS TECHNOLOGIES, INC.

Plaintiff,

v.

THE GO DADDY GROUP, AMAZON.COM, INC., APPLE INC., ARGOSY PUBLISHING, INC., BLOCKBUSETER INC., CDW CORP., CITIGROUP INC., eBAY INC., FRITO-LAY, INC., THE GO DADDY GROUP, INC., GOOGLE INC., J.C. PENNEY COMPANY, INC., JPMORGAN CHASE & CO., NEW FRONTIER MEDIA, INC., OFFICE DEPOT, INC., PEROT SYSTEMS CORP., PLAYBOY ENTERPRISES INTERNATIONAL, INC., RENT-A-CENTER, INC., STAPLES, INC., SUN MICROSYSTEMS INC., TEXAS INSTRUMENTS INC., YAHOO! INC., and YOUTUBE, LLC

Defendants.

CV 6:09-cv-446 LED

JURY TRIAL DEMANDED

DEFENDANT THE GO DADDY GROUP AMENDED TRIAL EXHIBIT LIST

Defendant The Go Daddy Group (“Go Daddy”) submits the following Amended Trial Exhibit List. This exhibit list is for notice purposes only. Defendant Go Daddy does not know the precise nature or scope of the testimony and evidence that the Plaintiffs may seek to present at trial. As such, Defendant Go Daddy reserves the right to modify, amend or supplement this list prior to or during the trial based on case developments including, by way of example and not of limitation, rulings by the Court including on any motions and/or in limine, especially regarding content found in some of the exhibits. Defendant Go Daddy reserves the right to remove exhibits and/or portions of the exhibits from its list and will work with Plaintiffs Eolas to reduce the number of exhibits. Defendant Go Daddy’s inclusion of any exhibits on the lists set forth below is not a stipulation as to their admissibility. Defendant Go Daddy further reserves the right to use any exhibits set forth by any of the other Defendants and Plaintiffs’ trial exhibit list, for any purpose. Defendant Go Daddy also reserve the right to use any document—including those not identified on the following exhibit list and/or Plaintiffs’ trial exhibit list(s)—for impeachment purposes.

Eolas Technologies Incorporated v. Adobe Systems, Inc., et al;
Civil Action No. 6:09-CV-00446-LED; USDC of Texas; Eastern Division
The Go Daddy Group Amended Trial Exhibit List

TRIAL EXHIBIT	DOCUMENT DATE	BATES RANGE	DESCRIPTION	DEPOSITION EXHIBIT	Marked	Offered	Object	Admit	Date	Witness/Date
001	3/20/1995	EOLASTX-0000212173- EOLASTX-0000212266	Eolas Technologies Business Plan							
002	2/15/2005	EOLASTX-0000293520- EOLASTX-0000293526	U.S. Patent No. 6,857,124 B1							
003	6/16/2006	GD-EOLAS147998- GD-EOLAS148310	The Go Daddy Group, Form S-1 filed June 16, 2006							
004	10/1/2006	EOLASTX-0000188422- EOLASTX-0000188458	Eolas Technologies Incorporated U.S. Corporation Income Tax Return beginning October 1, 2006 ending September 30, 2007							
005	8/17/2007	EOLASTX-0000009876- EOLASTX-0000009881	License Agreement by and between Eolas Technologies Incorporated and Microsoft Corporation							
006	8/17/2007	EOLASTX-0000319008- EOLASTX-0000319023	Settlement Agreement by and between The Regents of the University of California and Microsoft Corporation							
007	4/14/2009	GD-EOLAS147149- GD-EOLAS147168	Microsoft Volume Licensing - Select Agreement between Go Daddy.com, Inc. and Microsoft Licensing, GP							
008		GD-EOLAS148687- GD-EOLAS148707	Go Daddy Website Server Configuration							
009	9/12/2011	GD-EOLAS149886 GD-EOLAS149932	Microsoft License Statement-Go Daddy Group, Inc.							
010	2/25/2011	GD-EOLAS147202- GD-EOLAS147205	Microsoft Volume Licensing - Select Enrollment Amendment ID CTM between Go Daddy.com, Inc. and Microsoft Licensing, GP							
011	10/31/2011	GD-EOLAS150012- GD-EOLAS150016	Microsoft Volume Licensing Program Signature Form MBA/MBSA Number U7394807, Agreement No. 01S6P511							
012	3/15/2008	GD-EOLAS117282- GD-EOLAS117309	Microsoft Windows Small Business Server Domain Management Program Agreement between Go Daddy.com, Inc. and Microsoft Licensing, GP							
013	5/19/2008	GD-EOLAS148543- GD-EOLAS148546	The New E-Marketing Must-Haves: Video and Rich Media, Ecommerce Times, May 19, 2008							
014	6/5/2008	GD-EOLAS147815- GD-EOLAS147953	Consumer spending shifts online; eCommerce arrives," Canaccord Adams, June 5, 2008							
015	10/1/2009	GD-EOLAS147169- GD-EOLAS147185	Microsoft Volume Licensing - Select Agreement between Go Daddy.com, Inc. and Microsoft Licensing, GP							
016	1/25/2010	EOLASTX-0000009914- EOLASTX-0000009919	License Agreement by and between Eolas Technologies Incorporated and Argosy Publishing, Inc.							
017	2/2/2010	GD-EOLAS119573- GD-EOLAS119584	Sorenson Squish Software License Agreement							
018	5/18/2010	GD-EOLAS119541- GD-EOLAS119572	AVC Patent Portfolio License made on the 18th day of May, 2010 by and between MPGEG LA, L.L.C., and Go Daddy.com, Inc.	Hertz 10						

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019	5/24/2010	GD-EOLAS147573	Invoice to Go Daddy.com, Inc. from VIA Licensing Corporation for AAC Initial Fee \$15,000.000							
020	6/10/2010	GD-EOLAS147186- GD-EOLAS147201	Microsoft Volume Licensing - SPLA Signature Form between Go Daddy.com, Inc. and Microsoft Licensing, GP							
021	6/16/2010	GD-EOLAS147213- GD-EOLAS147218	06/16/2010 Email from Cory Brickner to Brian Smith re CMB Video [FWD: 27786 Homepage Video Player Weekday Report (3/30/09 – 4/3/09 12:00 PM)]	Brickner 12						
022	6/16/2010	GD-EOLAS147264- GD-EOLAS147269	Email from Cory Brickner to Brian Smith re CMB Video [FWD: Q4 '09 Independent Research – Analysis of Video Page Visitors]	Brickner 07						
023	6/16/2010	GD-EOLAS147271- GD-EOLAS147274	Email from Cory Brickner to Brian Smith re CMB Video [FWD: Super Bowl Branding Subsequent Visit Analysis Through 6/30/08]							
024	6/18/2010	GD-EOLAS147350- GD-EOLAS147352	Email from Jason Heath to Brian Smith re [FWD: Requested Commercial Data] - video views							
025	8/26/2010	GD-EOLAS120195- GD-EOLAS120196	Email from Cory Brickner to Rachel Franklin cc Mary Bogdanov re 50697 Home Page Video Data (8/16-8/26)	Brickner 18 Franklin 08						
026	12/20/2010	GD-EOLAS120185- GD-EOLAS120194	Email from aclements@godaddy.com to Rachel Franklin re 50697 Home Page Video Data (11/1-12/19)	Brickner 17 Franklin 17						
027	12/31/2010	EOLASTX-0000326487- EOLASTX-0000326665	Amazon.com, Inc. SEC Form 10-K for the year ending December 31, 2010							
028	1/29/2011	GD-EOLAS148313- GD-EOLAS148427	J. C. Penney Company, Inc. SEC Form 10-K for the year ending January 29, 2011							
029	5/12/2011	EOLASTX-0000319024- EOLASTX-0000319044	Confidential Settlement and License Agreement by and between Eolas Technologies Incorporated and JPMorgan Chase & Co.							
030	5/24/2011	EOLASTX-0000319270- EOLASTX-0000319288	Confidential Settlement and License Agreement by and between Eolas Technologies Incorporated and New Frontier Media, Inc.							
031	6/6/2011	EOLASTX-0000320079- EOLASTX-0000320109	Confidential Settlement and License Agreement by and between Eolas Technologies Incorporated and Oracle Corporation							
032	6/6/2011	EOLASTX-0000320110- EOLASTX-0000320135	Confidential Settlement and License Agreement by and between Eolas Technologies Incorporated and Playboy Enterprises International, Inc.							
033	6/14/2011	EOLASTX-0000320164- EOLASTX-0000320183	Confidential Settlement and License Agreement by and between Eolas Technologies Incorporated and Texas Instruments Incorporated							

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034	7/1/2011	GD-EOLAS147996- GD-EOLAS147997	"Go Daddy Bought by KKR, Others," Wall Street Journal, July 1, 2011							
035	7/13/2011	EOLASTX-0000320839- EOLASTX-0000320863	Confidential Settlement and License Agreement by and between Eolas Technologies Incorporated and Office Depot, Inc.							
036	8/3/2011	EOLASTX-0000322651- EOLASTX-0000322673	Confidential Settlement and License Agreement by and between Eolas Technologies Incorporated and Apple, Inc.							
037	8/8/2011	EOLASTX-0000322675- EOLASTX-0000322699	Confidential Settlement and License Agreement by and between Eolas Technologies Incorporated and eBay, Inc.							
038	8/17/2011		Joint Stipulation of No Pre-Suit Damages (Docket No. 867)							
039	8/18/2011		Order Granting Stipulation of No Pre-Suit Damages (Docket No. 892).							
040	8/19/2011	GD-EOLAS147567	08-19-11 com cost req Will-legal.xlsx							
041	06/21/2011	EOLASTX-0000320184- EOLASTX-0000320203	Confidential Settlement and License Agreement by and between Eolas Technologies Incorporated and Rent-A-Center, Inc.							
042	08/00/2011	GD-EOLAS147572	Eolas Data Request [F] August 2011							
043	10/00/2011	GD-EOLAS147695- GD-EOLAS147706	Eolas Data Request (G) October 2011							
044	10/00/2011	GD-EOLAS147707- GD-EOLAS147720	Eolas Data Request (H) October 2011							
045		EOLASTX-0000212495- EOLASTX-0000212525	Eolas Business Plan							
046		GD-EOLAS119506- GD-EOLAS119540	AAC Patent License Agreement (PLSA) for GoDaddy.com, Inc.	Hertz 09						
047		GD-EOLAS147406- GD-EOLAS147407	The Go Daddy Group, Inc. and Subsidiaries Consolidated Statement of Operations							
048		GD-EOLAS147408	5 Year Forecast Cash & GAAP Eolas GD GAAP							
049		GD-EOLAS147466	On GoDaddy.com and Videos.GoDaddy.com	Franklin 22 Hartman 02						
050		GD-EOLAS147728	https://www.radiogodaddy.com/gdshop/live/about.asp?app%5Fhdr=0&ci=9898							
051		GD-EOLAS147813- GD-EOLAS147814	Tim Calkins and Derek Rucker, "Case Study: Go Daddy and the Super Bowl," Financial Times, February 9, 2011. Accessed: http://www.ft.com/intl/cms/s/0/9ff5a8ba-347d-11e0-9ebc-00144feabdc0.html#axzz1W04PnTej 9ebc00144feabdc0.html#axzz1RREDnXiz							

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052		GD-EOLAS148428- GD-EOLAS148486	Lemley, Mark A and Carl Shapiro, "Patent Holdup and Royalty Stacking," Texas Law Review. Vol. 85 (2007)							
053		GD-EOLAS148526- GD-EOLAS148542	Shapiro, C. "Navigating the Patent Thicket," Innovation Policy and Economy I, eds. Jaffe, A.B. Lerner, J. and Sterns, S.							
054		GD-EOLAS148553- GD-EOLAS148554	http://www.cbsnews.com/stories/2010/01/11/sportsline/main6082591.shtml							
055		GD-EOLAS148668- GD-EOLAS148669	http://www.godaddy.com/default.aspx							
056		GD-EOLAS148674	http://www.mpegla.com/main/Pages/AboutHistory.aspx							
057		GD-EOLAS148675	http://www.mpegla.com/main/programs/AVC/Pages/Intro.aspx							
058		GD-EOLAS148679	http://www.vialicensing.com/about/what-we-do.aspx							
059			http://www.mpegla.com/main/Pages/About.aspx							
060	12/00/2011	GD-EOLAS149875 GD-EOLAS149878	Eolas Data Request [I] December 2011							
061	12/00/2011	GD-EOLAS149879 GD-EOLAS149885	Eolas Data Request [J] December 2011							
062		GD-EOLAS149933 GD-EOLAS149996	Go Daddy SLPLA Windows Order 10-2009 thru Present 12/30/2011							
063	7/25/2011	GD-EOLAS149997- GD-EOLAS150008	License Confirmation Certificate - Microsoft SPLA Agreement: 8196661							
064	11/3/2011	GD-EOLAS150017- GD-EOLAS150022	Microsoft Volume Licensing Program Signature Form MBA/MBSA Number U5425114, Agreement No. 4929219							
065	4/21/2011	GD-EOLAS150023- GD-EOLAS150025	Email from P. Zillman to legal@godaddy.com re: FW: IMPORTANT NOTICE: Acceptance of your Microsoft Select 6 Enrollment							
066		GD-EOLAS150026- GD-EOLAS150030	Windows Server 2008 R2, Edition Comparison by Server Role, http://download.microsoft.com/download/F/C/6/FC6006B5-866E-42C1-88F8-9AC4B8BC610D/WS Brand Pages - Editions Comparison Guide.pdf							
067	6/29/2011	GD-EOLAS150031- GD-EOLAS150031	Purchase Order, No. PO09517, Vendor: Microsoft Corp.							
068	6/15/2011	GD-EOLAS150032- GD-EOLAS150033	Microsoft Premier Support Services Description Schedule, Fee and Named Contacts							
069	11/00/2011	GD-EOLAS147721- GD-EOLAS147723	Eolas Data Request [C] and [D] November 2011							
070	11/00/2011	GD-EOLAS148681- GD-EOLAS148686	Eolas Data Request [K] November 2011							

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071		MAGGS 00050 - 00059	Source code, screenshots and DOM rendering for www.godaddy.com							
072		MAGGS 00045 - 00049	Source code, screenshots and DOM rendering for videos.godaddy.com							
073		MAGGS 00060 - 00064	Source code, screenshots and DOM rendering for www.radiogodaddy.com							
074			Screen captures of process monitors contained in Rebuttal Expert Report of Dr. Bruce Maggs							
075			Live Go Daddy websites or demonstrative exhibit of same							
076			CV of Dr. Bruce Maggs							
077			CV of Dr. Christopher Bakewell							
078		MAGGS 00065 - 00065	http://christianheilmann.com/2005/06/21/six-javascript-features-we-do-not-need-any-longer/							
079		MAGGS 00066 - 00067	http://code.google.com/p/swfobject/							
080		MAGGS 00078 -00097	https://developer.mozilla.org/en/Gecko_Plugin_API_Reference/Plugin_Basics							
081		MAGGS 00098 -00102	https://developer.mozilla.org/en/How_Mozilla_determines_MIME_Types							
082		MAGGS 00103 - 00106	https://developer.mozilla.org/En/Plugins							
083		MAGGS 00110 - 00122	http://developer.yahoo.com/performance/rules.html							
084		MAGGS 00123 - 00134	http://kb2.adobe.com/cps/127/tn_12701.html							
085		MAGGS 00135 - 00136	http://learn.adobe.com/wiki/display/AVM2/1.+Introduction							
086		MAGGS 00151 - 00152	http://mp3licensing.com/mp3/index.html							
087		MAGGS 00153 - 00167	http://mp3licensing.com/patents/index.html							
088		MAGGS 00200 - 00203	http://trac.webkit.org/wiki/QtWebKitPlugins							
089			Live version of http://www.aharef.info/static/htmlgraph/							
090		MAGGS 00245 - 00253	http://www.chromium.org/developers/design-documents/plugin-architecture							
091		MAGGS 00254 - 00256	http://www.communitymx.com/content/article.cfm?cid=e5141							
092		MAGGS 00273 - 00274	http://www.mpegla.com/main/programs/M4V/Pages/FAQ.aspx							
093		MAGGS 00312 - 00329	http://www.w3.org/TR/html401/struct/objects.html							
094		MAGGS 00335 - 00338	Alan Grosskurth and Michael W. Godfrey. "A Reference Architecture for Web Browsers." Pages 661–664 in Proceedings of the 21st IEEE international conference on software maintenance (ICSM'05)—volume 00, held in Budapest, Hungary, September 25–30, 2005; 0–7695–2368–4, IEEE Computer Society							
095		MAGGS 00339 - 00362	Alan Grosskurth and Michael W. Godfrey. "Architecture and evolution of the modern web browser."							

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096		MAGGS 00366 - 00369	http://smorgasbork.com/component/content/article/84-a-study-of-internet-users-cookie-andjavascript-settings							
097		MAGGS 00370 - 00411	http://www.mpegla.com/main/programs/M4V/Documents/M4VCrossRef.pdf							
098		MAGGS 00412 - 00457	http://www.mpegla.com/main/programs/M4V/Documents/m4v-att1.pdf							