

CHRISTINA L. BICKHAM, RMR, CRR
Federal Official Reporter
United States District Court
Eastern District of Texas
300 Willow, Suite 221
Beaumont, Texas 77701
(409) 654-2891
EIN # 45-0469815

April 7, 2008

Lawrence L. Germer
Germer Gertz
550 Fannin Street, Suite 400
Beaumont, Texas 77701

RE: 9:06cv158, *Anascape, Ltd. Vs. Microsoft Corp., et al*

Dear Mr. Germer,

I am beginning preparation for the trial we have scheduled in Lufkin next month in the case of *Anascape, Ltd. vs. Microsoft Corp., et al*. In order to help the transcription process go more quickly, there are a few items that I would greatly appreciate getting from you. You can either email them to me in .pdf format or mail a hard copy, whichever is easiest for you. I'll need to receive these items as soon as possible, by April 24th at the latest.

1. A listing of all attorneys who will be appearing at any point in the trial and any preference you have as to the order they will be listed on the appearance page
2. A listing of email addresses you would like the Daily Copy transcript sent to
3. Phone number and email address of someone on your trial team who can answer any after-hours questions that may come up.

I would also like to have a hard copy of any slides you will use. I know that those are many times prepared as late as the night before you'll be using them; so, if you could get them to me as soon as you have them, that would be great. Black and white copies will work fine. I've found that having a hard copy of what everyone is looking at during testimony and perhaps reading from speeds our editing up quite a bit since we're not having to search through pages of documents trying to find the exact quote that is being read, and also makes for a better record in the end.

According to the judge's calendar, we have 13 days set aside for your trial. A full day's proceedings before Judge Clark usually averages at least 300 pages. Using that as a guidepost, please send a deposit of \$35,000 by April 24th (300 pages for 13 days at \$9 per page).

An electronic transcript (*E-transcript*) will be emailed to counsel each night as soon as it is finalized. A hard copy compressed transcript and keyword index will be waiting for you when you arrive for court the next morning, and a copy will be filed for the court with the Clerk's Office. A real-time rough draft feed will be available at each counsel table. In order to connect to the live feed in the courtroom, you will need to have a laptop with your own software, i.e., *LiveNote* or *CaseView*.

I will be available on the day of our Final Pretrial Hearing, May 1st, to work with someone from your office to perform a test run on your equipment so as to avoid any last-minute troubleshooting on the morning of jury selection. The time we have before opening court will be very limited; so, it is best that we get that out of the way ahead of time.

Remote viewing of the real-time feed for members of your trial team who aren't able to be physically present in the courtroom is possible. However, I will need to be notified of this request at least two weeks prior to beginning the trial. Remote viewing of the live rough draft feed is provided via the internet with the help of a third-party vendor. This service is NOT INCLUDED in the \$9 page rate above. Please contact me AS SOON AS POSSIBLE if you would like more information about remote real-time viewing.

If you have any questions, please feel free to contact me directly by phone at (409) 654-2891 or by e-mail at CBickhamRMRCRR@gt.rr.com.

Sincerely,

Christina Bickham


04/28/2008

VENDOR #: 17288

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Christina L. Bickham, CRR, RMR

CHECK NO.: 455830

DATE	INVOICE NUMBER	VOUCHER NUMBER	DESCRIPTION	AMOUNT
04-25-2008	04/25/2008	607969	Daily Trial Transcript Payment  PAID APR 28 2008 FEDEX	35,000.00 TOTAL: \$35,000.00

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I N V O I C E

Robert J. Gunther
Wilmer Hale
399 Park Avenue
New York, NY 10022

Invoice Date	Invoice #
5/24/2007	20072520EU

Job Date/Time: 4/19/2007 10:00:00 AM

3695HB

Witness: Brad Armstrong

Federal Tax Id #: 42-1650856

Caso: Anascape vs. Microsoft

Venue:

Description	Quantity	Rate
Reporter's Appearance (am & pm)	1	\$150.00
Original + 1 6 Day Daily Certified Deposition	271	\$1,883.45
Travel & Wait Time	1	\$225.00
Exhibits	1	\$692.00
Delivery	1	\$85.00
Sub Total		\$3,035.45
Payments		\$0.00
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10/17/2007

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INVOICE

DATE: 10/31/2007
 INVOICE # 101607-42045

Bill To: Nintendo Co. Ltd.
 c/o Nintendo of America Inc.
 Attn: Legal Administrator
 4820 150th Avenue NE
 Redmond, WA 98052-5111

Ship To: James S. Blank Esq.
 Latham & Watkins LLP
 885 Third Avenue
 Suite 1000
 New York, NY 10022-4834

CASE: Anascape v. Microsoft
DEPOSITION: Tyler, Kelly
DATE: 10/16/2007
CITY: San Diego
STATE: California

Comments or Special Instructions: Original transcript sent to Luke McLeroy (McKool) via FedEx Overnight on 10/23/2007.
 Exhibits shipped separately via Messenger on 10/24/2007.

REPORTER	VIDEOGRAPHER	SHIP VIA	TERMS
Paula Pyburn	Grant Meisenholder	Messenger	net 30

DESCRIPTION	# OF PAGES / QTY	UNIT PRICE	AMOUNT
Original Transcript & 1 Copy	288	\$4.95	\$1,425.60
Original Transcript - 5 Day Expedited Delivery	288	\$2.75	\$792.00
Rough ASCII	288	\$1.50	\$432.00
Reporter Appearance Fee / Session - Videotaped	2	\$70.00	\$140.00
Compressed / ASCII / Word Index	1	\$25.00	\$25.00
Exhibits - Scanned & Hyperlinked	351	\$0.25	\$87.75
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Certified Copy Sold Discount (1)	288	-\$0.25	-\$72.00
SUBTOTAL			\$2,830.35
SHIPPING & HANDLING			\$30.00
TOTAL			\$2,860.35

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THANK YOU FOR YOUR BUSINESS!

Josh Lipson
<JLipson@tsgreporting.com>

To 'James Blank' <JBlank@kayescholer.com>
cc

06/16/2010 12:15 PM

bcc

Subject RE: Invoice - Anascape v. Microsoft

Confirmed. Payment was received 1-3-08 for invoice # 101607-42045.

Josh Lipson

TSG Reporting, Inc.
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From: James Blank [mailto:JBlank@kayescholer.com]
Sent: Wednesday, June 16, 2010 12:11 PM
To: Josh Lipson
Subject: Re: Invoice - Anascape v. Microsoft

Josh: By return email, please confirm that the attached invoice (#101607-42045) for the 10/16/07 deposition of Kelly Tyler in the amount of \$2,860.35 has been paid in full. Thank you, Jim Blank

Josh Lipson <JLipson@tsgreporting.com>

To "James S. Blank Esq." <jblank@kayescholer.com>
cc
Subject Invoice - Anascape v. Microsoft

06/10/2010 01:13 PM

Hi Jim –

Attached as requested.

Regards,

Josh Lipson

TSG Reporting, Inc.
Nationwide - Worldwide

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New York, NY 10017
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