

Exhibit 1:

Local Rule 37-1 Declaration of Good Faith Efforts

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Attorneys for Defendant ReportSee, Inc.

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

PUBLIC ENGINES, INC., a Delaware corporation,	DECLARATION OF JOSHUA A. GLIKIN CONCERNING GOOD FAITH EFFORTS TO MEET AND CONFER REGARDING DISCOVERY DISPUTE
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Plaintiff,

vs.

REPORTSEE, INC., a Delaware corporation,

Defendant.

Case No. 2:10-cv-317

Judge Tena Campbell

I hereby certify, pursuant to Utah Local Rule 37-1, that I have attempted to resolve the outstanding discovery dispute with Plaintiff in the following manner:

1. On April 19, 2010 ReportSee served Defendant's First Set of Document Requests to Plaintiff Public Engines. Attached hereto is a true and accurate copy of Defendant's Requests, see **Exhibit A**.


2. On April 28, 2010, I received Plaintiff's Response to Defendant's First Set of Document Requests. See Exhibit 2 to ReportSee's Memorandum Supporting Its Motion to Compel and For Sanctions ("ReportSee's Memorandum").
3. On September 13, 2010, I sent Todd A. Shaughnessy correspondence in connection with the subpoenas on Austin Ventures and vSpring Capital, LLC and corresponding document production. Upon other things, I inquired as to why certain documents identified during depositions were not produced as responsive documents to certain requests, for example Request No. 2. Also copied on this correspondence were the following individuals: Alan Sullivan, Betsy Haws, Jeffery Hunt, David Reymann, David Anderson and Stephanie Lucie. See Exhibit 3 to ReportSee's Memorandum.
4. On September 14, 2010 ReportSee served Defendant's Second Request for Production of Documents, and Defendant's First Set of Interrogatories. Attached hereto are a true and accurate copies of Defendant's Requests and Interrogatories, respectively, see Exhibits B and C.
5. On September 24, 2010, I received correspondence from Alan L. Sullivan in response to my September 13, 2010, letter regarding third-party production of documents. In addition, Public Engines responded to my inquiry by noting objections that ReportSee Request No. 2 "was overly broad, unduly burdensome, and not likely to lead to the discovery of admissible information." The following individuals were copied on this correspondence: Jeffrey Hunt, David Reymann, Todd M. Shaughnessy, Betsy Haws, Greg Whisenant, Scott Petty, and Mike Dodd. See Exhibit 4 to ReportSee's Memorandum.

6. On October 1, 2010, I sent Alan L. Sullivan correspondence in connection with the subpoenas on Austin Ventures and vSpring Capital, LLC and Public Engines' document production. I asked that Public Engines provide an explanation of limitations placed on each of ReportSee's document requests because Public Engines failed to identify such limitations to ReportSee. It is essential that ReportSee have such information in order to determine whether and how to respond to each specified objection and limitation. I also asked that Public Engines' supplement its production in response to ReportSee's first document requests, to include, for example, correspondence between the San Jose Police Department and Public Engines, which relate to SpotCrime. The following individuals were copied on this correspondence: Todd A. Shaughnessy, Betsy Haws, Jeffery Hunt, and David Reymann. See Exhibit 5 to ReportSee's Memorandum.
7. On October 28, 2010, I received an electronic communication from Todd Shaughnessy responding to recent letters and emails concerning various discovery matters. Public Engines stated that it believes that the ReportSee "requests did not call for the production" of certain materials that are identified and addressed in ReportSee's Memorandum. Also copied on this correspondence were the following individuals: Alan Sullivan, Betsy Haws, and Mark Lambert. See Exhibit 6 to ReportSee's Memorandum.
8. To date, Public Engines has not produced "internal correspondence" that concerns ReportSee or a complete production of its correspondence with third parties that

concern ReportSee or this Litigation, such as correspondence with the San Jose Police Department attached as Exhibit 8 to ReportSee's Memorandum.

I hereby affirm that the foregoing information is truthful and correct under penalty of perjury of the law of the United States.

Date: 11-01-10



Joshua A. Glikin
Attorney for Defendant ReportSee, Inc.

EXHIBIT

A

Jeffrey J. Hunt (5855)
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Attorneys for Defendant Reportsee, Inc.

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

PUBLIC ENGINES, INC., a Delaware
corporation,

Plaintiff,

vs.

REPORTSEE, INC., a Delaware corporation,

Defendant.

**DEFENDANT'S FIRST SET OF
DOCUMENT REQUESTS TO
PLAINTIFF PUBLIC ENGINES, INC.**

Case No. 2:10-cv-317

Judge Tena Campbell

Pursuant to Fed. R. Civ. Proc. 26 and 34, Defendant, Reportsee, Inc. ("Reportsee" or "Defendant"), by its undersigned attorneys, requests that Plaintiff, Public Engines, Inc. ("Public Engines" or "Plaintiff"), respond to these Requests within seven (7) days of service, in

accordance with the Instructions and Definitions set forth hereinafter, and produce the following documents for inspection and copying at the law offices of Bowie & Jensen, LLC, 29 West Susquehanna Avenue, 6th Floor, Towson, Maryland 21204, or at such other place mutually agreed upon.

INSTRUCTIONS

1. If, in responding to these Requests for Production, the responding party encounters any ambiguities when construing a request or definition, the response shall set forth the matter deemed ambiguous and shall answer to the greatest extent possible, explaining the construction used in responding.

2. Unless expressly stated otherwise, all requests for documents are requests for all documents in the responding party's possession, custody or control.

3. Whenever in these Requests you are asked to identify or produce a document, which is deemed by you to be properly withheld from production for inspection or copying:

a. If you are withholding the document under claim of privilege (including, but not limited to, the work product doctrine), please provide the information set forth in Fed. R. Civ. P. 26(b)(5), including the type of document, the general subject matter of the document, the date of the document, and such other information as is sufficient to identify the document, including, where appropriate, the author, addressee, custodian, and any other recipient of the document, and where not apparent, the relationship of the author, addressee, custodian, and any other recipient to each other, in a manner that, without revealing the information claimed to be protected, will enable this party to assess the applicability of the privilege or protection claimed by you;

b. If you are withholding the document for any reason other than an objection that it is beyond the scope of discovery or that a request is unduly burdensome, identify as to each document and, in addition to the information requested in paragraph 3.A, above, please state the reason for withholding the document.

4. When a document contains both privileged and non-privileged material, the non-privileged material must be disclosed to the fullest extent possible without thereby disclosing the privileged material. If a privilege is asserted with regard to part of the material contained in a document, the party claiming the privilege must clearly indicate the portions as to which the privilege is claimed. When a document has been redacted or altered in any fashion, identify as to each document the reason for the redaction or alteration, the date of the redaction or alteration, and the person performing the redaction or alteration. Any redaction must be clearly visible on the redacted document.

5. It is intended that these Requests will not solicit any material protected either by the attorney/client privilege or by the work product doctrine which was created or developed by counsel for the responding party after the date on which this litigation was commenced. If any Request is susceptible of a construction which calls for the production of such material, that material need not be provided and no privilege log pursuant to Fed. R. Civ. P. 26(b)(5) or Discovery Guideline 9(a) will be required as to such material.

6. If production of any requested document(s) is objected to on the grounds that production is unduly burdensome, describe the burden and expense of the proposed discovery.

7. Whenever a document responsive to these requests exists electronically, such document must be produced in its native, original electronic file format (e.g., .pst, .wpd, .xls, .ppt), and identical paper copies of such documents need not be produced.

8. If the requested documents are maintained in a file, the file folder, and in the case of electronically-stored documents, the electronic file folder (and sub-folders, if applicable) in which each electronic document is stored, are included in the request for production of those documents. Documents attached to each other shall not be separated. If responsive documents are kept together in the usual course of business, they should be so produced in order to fairly reveal and not to distort the order of your filing and record-keeping system.

9. Where there are no documents in your custody, control, or possession, which are responsive to a particular request, please so state.

10. If you are aware of any document that would have been responsive to any of these Requests but which is no longer in your possession, custody and control, please identify the document (as "identify" is defined below) to the best of your knowledge and information; provide the time period during which it was in your possession, custody and control; state the reason why it is no longer in your possession, custody or control; identify the authors of the document and all addressees and recipients; provide the name(s) of each person who may now possess the document; and provide (to the best of your knowledge and information) a summary of the subject matter and contents of the document and the persons identified on the document. If the document has been destroyed, please also state the date (or approximate date) of its destruction; the reason for the destruction; the name(s) of the person(s) destroying the document;

the name(s) of the person(s) who authorized its destruction; and the name of each person who once had possession of the document.

11. These Requests are continuing in character, so as to require that supplemental answers be filed seasonably if further or different information is obtained with respect to any Request.

DEFINITIONS

Notwithstanding any definition set forth below, each word, term or phrase used in these Interrogatories is intended to have the broadest meaning permitted under the Federal Rules of Civil Procedure. As used in these Interrogatories, the following terms are to be interpreted in accordance with these definitions

1. **Action:** means the above-captioned Civil Action, Case No. 2:10-cv-0317-TC, including the events described in the Complaint and other pleadings, as the word “pleadings” is defined in Fed. R. Civ. P. 7(a).

2. **Communication or Correspondence:** mean the transmittal, by any means, of information (in the form of facts, ideas, inquiries or otherwise) – including email, voice mail, facsimile, digital image and paper transmittals (memos, letters, handwritten or typewritten notes, and the like).

3. **Complaint:** means Plaintiff’s Complaint filed in this Action on April 9, 2010.

4. **Concern or concerning:** means relating to, referring to, describing, mentioning, evidencing or constituting.

5. **Defendant:** means Reportsee, Inc. (as defined below).

6. **Document:** “document” or “documents” are defined to be synonymous in meaning and equal in scope to the usage of the term Federal Rule of Civil Procedure 34(a), including, without limitation, any recorded, written, typed, digital, electronically created, electronically stored, computer data or graphic material of any kind, variety, type and character (whether copy or original), and Correspondence, as defined above. A draft or non-identical copy is a separate document within the meaning of this term. The term “document” or “documents” shall include all documents in the possession, custody and control of the Defendants. Document includes written Correspondence. **Document includes all electronically stored documents and information, which shall be produced in their original, native form with metadata intact.**

7. **Drane:** means Colin Drane, and each of his agents, employees, representatives, accountants and attorneys and other persons or entities acting, or purporting to act, on his behalf.

8. **Person:** is defined as any natural person or any business, legal or governmental entity or association.

9. **Plaintiff:** means Public Engines, Inc. (as defined below).

10. **Public Engines:** means Plaintiff, Public Engines, Inc., which does business as Crime Reports, and all of its present and former officers, directors, agents, employees, representatives, accountants and attorneys and its parents, affiliates, divisions, control companies, subsidiaries and other related entities and its officers, directors, agents, employees, representatives, accountants and attorneys and other persons or entities acting, or purporting to act, on its behalf.

11. **Reportsee:** means Defendant Reportsee, Inc., which does business as SpotCrime, and all of its present and former officers, directors, agents, employees, representatives,

accountants and attorneys and its parents, affiliates, divisions, control companies, subsidiaries and other related entities and its officers, directors, agents, employees, representatives, accountants and attorneys and other persons or entities acting, or purporting to act, on its behalf.

12. **You or your:** means Public Engines (as defined above).

13. The connectives “and” and “or” shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the discovery request all responses that might otherwise be construed to be outside of its scope.

14. Throughout these Requests, the present tense includes the past and future tenses. The singular includes the plural, and the plural includes the singular. The terms “all” and “each” shall be construed as all and each and “all” means “any and all”; “any” means “any and all”. “Including” means “including but not limited to.” Words in the masculine, feminine or neuter form shall include each of the other genders.

REQUESTS

Please produce the following documents and things:

REQUEST NO. 1: A document or documents that identifies all police or law enforcement agencies or departments that Public Engines considers to be its customers, whether or not such agencies have executed any contracts with Public Engines (hereinafter, Public Engines’ “Clients” or each individually, a “Client”).

REQUEST NO. 2: All documents that mention or concern Reportsee (including SpotCrime) and/or Colin Drane.

REQUEST NO. 3: All documents which relate to, describe, summarize or memorialize any communication between you and any other person that concern this Action or its subject matter.

REQUEST NO. 4: All correspondence between Public Engines and any of its Clients which discuss or concern the terms of Public Engines' contract with each such Client, including terms governing ownership and rights to data and De-Identified Data (as defined in your Complaint).

REQUEST NO. 5: All correspondence with Clients or any third party concerning your website's Terms of Use.

REQUEST NO. 6: Documents that identify all sources of income that Public Engines receives, including the name of each source and amount(s) received.

REQUEST NO. 7: All documents, including any contracts or agreements, which evidence any relationship between Public Engines and Trackle.com, a service of the Soruka Corporation.

REQUEST NO. 8: Documents (including correspondence) that concern any complaints from any Clients to Public Engines that concern Reportsee or Drane, including documents that relate to the allegations in Paragraphs 34 and 42 of your Complaint.

REQUEST NO. 9: All documents that relate to or support your allegations that Reportsee has "scraped" or otherwise taken or misappropriated content, data, or other information from Public Engines' website(s) or that is owned by Public Engines.

REQUEST NO. 10: Documents, including correspondence or contracts, in which Public Engines grants to any person or business entity a right or license to use, download and/or display, any data (including De-Identified Data) from the Crime Reports website.

REQUEST NO. 11: All documents that you intend to use as exhibits or otherwise intend to submit to the Court in connection with the pending Motion for Preliminary Injunction.

DATED this 19th day of April 2010.

/s/ Joshua A. Glikin
Joshua A. Glikin
BOWIE & JENSEN, LLC

and

Jeffrey J. Hunt
David C. Reymann
PARR BROWN GEE & LOVELESS

Attorneys for Defendant Reportsee, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of April 2010, I served the foregoing

DEFENDANT'S FIRST SET OF DOCUMENT REQUESTS TO PLAINTIFF PUBLIC

ENGINES, INC. via email (by agreement of counsel) on the following:

Alan L. Sullivan
Todd M. Shaughnessy
SNELL & WILMER LLP
15 West South Temple, Suite 1200
Beneficial Tower
Salt Lake City, Utah 84101-1004

Mark Lambert
Mark Weinstein
COOLEY GODWARD KRONISH, LLP
Five Palo Alto Square
Palo Alto, California 94306-2109

/s/ David C. Reymann

EXHIBIT
B

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David C. Reymann (8495)
PARR BROWN GEE & LOVELESS
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Telephone: (801) 532-7840
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Attorneys for Defendant ReportSee, Inc.

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

<p>PUBLIC ENGINES, INC., a Delaware corporation, Plaintiff, vs. REPORTSEE, INC., a Delaware corporation, Defendant.</p>	<p>DEFENDANT'S SECOND REQUEST FOR PRODUCTION OF DOCUMENTS</p> <p>Case No. 2:10-cv-317 Judge Tena Campbell</p>
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Pursuant to Fed. R. Civ. Proc. 26 and 34, Defendant, Reportsee, Inc. ("Reportsee" or "Defendant"), by its undersigned attorneys, requests that Plaintiff, Public Engines, Inc. ("Public Engines" or "Plaintiff"), respond to these Requests within thirty (30) days of service, in accordance with the Instructions and Definitions set forth hereinafter, and produce the following

documents for inspection and copying at the law offices of Bowie & Jensen, LLC, 29 West Susquehanna Avenue, 6th Floor, Towson, Maryland 21204, or at such other place mutually agreed upon.

INSTRUCTIONS

If, in responding to these Requests for Production, the responding party encounters any ambiguities when construing a request or definition, the response shall set forth the matter deemed ambiguous and shall answer to the greatest extent possible, explaining the construction used in responding.

1. Unless expressly stated otherwise, all requests for documents are requests for all documents in the responding party's possession, custody or control.

2. Whenever in these Requests you are asked to identify or produce a document, which is deemed by you to be properly withheld from production for inspection or copying:

A. If you are withholding the document under claim of privilege (including, but not limited to, the work product doctrine), please provide the information set forth in Fed. R. Civ. P. 26(b)(5), including the type of document, the general subject matter of the document, the date of the document, and such other information as is sufficient to identify the document, including, where appropriate, the author, addressee, custodian, and any other recipient of the document, and where not apparent, the relationship of the author, addressee, custodian, and any other recipient to each other, in a manner that, without revealing the information claimed to be protected, will enable this party to assess the applicability of the privilege or protection claimed by you;

B. If you are withholding the document for any reason other than an objection that it is beyond the scope of discovery or that a request is unduly burdensome,

identify as to each document and, in addition to the information requested in paragraph 3.A, above, please state the reason for withholding the document.

3. When a document contains both privileged and non-privileged material, the non-privileged material must be disclosed to the fullest extent possible without thereby disclosing the privileged material. If a privilege is asserted with regard to part of the material contained in a document, the party claiming the privilege must clearly indicate the portions as to which the privilege is claimed. When a document has been redacted or altered in any fashion, identify as to each document the reason for the redaction or alteration, the date of the redaction or alteration, and the person performing the redaction or alteration. Any redaction must be clearly visible on the redacted document.

4. It is intended that these Requests will not solicit any material protected either by the attorney/client privilege or by the work product doctrine which was created or developed by counsel for the responding party after the date on which this litigation was commenced. If any Request is susceptible of a construction which calls for the production of such material, that material need not be provided and no privilege log pursuant to Fed. R. Civ. P. 26(b)(5) or Discovery Guideline 9(a) will be required as to such material.

5. If production of any requested document(s) is objected to on the grounds that production is unduly burdensome, describe the burden and expense of the proposed discovery.

6. Whenever a document responsive to these requests exists electronically, such document must be produced in its native, original electronic file format (e.g., .pst, .wpd, .xls, .ppt), and identical paper copies of such documents need not be produced.

7. If the requested documents are maintained in a file, the file folder, and in the case of electronically-stored documents, the electronic file folder (and sub-folders, if applicable) in

which each electronic document is stored, are included in the request for production of those documents. Documents attached to each other shall not be separated. If responsive documents are kept together in the usual course of business, they should be so produced in order to fairly reveal and not to distort the order of your filing and record-keeping system.

8. Where there are no documents in your custody, control, or possession, which are responsive to a particular request, please so state.

9. If you are aware of any document that would have been responsive to any of these Requests but which is no longer in your possession, custody and control, please identify the document (as "identify" is defined below) to the best of your knowledge and information; provide the time period during which it was in your possession, custody and control; state the reason why it is no longer in your possession, custody or control; identify the authors of the document and all addressees and recipients; provide the name(s) of each person who may now possess the document; and provide (to the best of your knowledge and information) a summary of the subject matter and contents of the document and the persons identified on the document. If the document has been destroyed, please also state the date (or approximate date) of its destruction; the reason for the destruction; the name(s) of the person(s) destroying the document; the name(s) of the person(s) who authorized its destruction; and the name of each person who once had possession of the document.

10. These Requests are continuing in character, so as to require that supplemental answers be filed seasonably if further or different information is obtained with respect to any Request.

DEFINITIONS

Notwithstanding any definition set forth below, each word, term or phrase used in these Requests is intended to have the broadest meaning permitted under the Federal Rules of Civil Procedure. As used in these Requests, the following terms are to be interpreted in accordance with these definitions

1. **Action:** means the above-captioned Civil Action, Case No. 2:10-cv-0317-TC, including the events described in the Complaint and other pleadings, as the word "pleadings" is defined in Fed. R. Civ. P. 7(a).

2. **Communication or Correspondence:** mean the transmittal, by any means, of information (in the form of facts, ideas, inquiries or otherwise) – including email, voice mail, facsimile, digital image and paper transmittals (memos, letters, handwritten or typewritten notes, and the like).

3. **Complaint:** means Plaintiff's Complaint filed in this Action on April 9, 2010.

4. **Concern or concerning:** means relating to, referring to, describing, mentioning, evidencing or constituting.

5. **Defendant:** means Reportsee, Inc. (as defined below).

6. **Document:** "document" or "documents" are defined to be synonymous in meaning and equal in scope to the usage of the term Federal Rule of Civil Procedure 34(a), including, without limitation, any recorded, written, typed, digital, electronically created, electronically stored, computer data or graphic material of any kind, variety, type and character (whether copy or original), and Correspondence, as defined above. A draft or non-identical copy is a separate document within the meaning of this term. The term "document" or "documents" shall include all documents in the possession, custody and control of the Defendants. Document

includes written Correspondence. **Document includes all electronically stored documents and information, which shall be produced in their original, native form with metadata intact.**

7. **Drane:** means Colin Drane, and each of his agents, employees, representatives, accountants and attorneys and other persons or entities acting, or purporting to act, on his behalf.

8. **Person:** is defined as any natural person or any business, legal or governmental entity or association.

9. **Plaintiff:** means Public Engines, Inc. (as defined below).

10. **Public Engines:** means Plaintiff, Public Engines, Inc., which does business as Crime Reports, and all of its present and former officers, directors, agents, employees, representatives, accountants and attorneys and its parents, affiliates, divisions, control companies, subsidiaries and other related entities and its officers, directors, agents, employees, representatives, accountants and attorneys and other persons or entities acting, or purporting to act, on its behalf.

11. **Reportsee:** means Defendant Reportsee, Inc., which does business as SpotCrime, and all of its present and former officers, directors, agents, employees, representatives, accountants and attorneys and its parents, affiliates, divisions, control companies, subsidiaries and other related entities and its officers, directors, agents, employees, representatives, accountants and attorneys and other persons or entities acting, or purporting to act, on its behalf.

12. **You or your:** means Public Engines (as defined above).

13. The connectives "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the discovery request all responses that might otherwise be construed to be outside of its scope.

14. Throughout these Requests, the present tense includes the past and future tenses. The singular includes the plural, and the plural includes the singular. The terms "all" and "each" shall be construed as all and each and "all" means "any and all"; "any" means "any and all". "Including" means "including but not limited to." Words in the masculine, feminine or neuter form shall include each of the other genders.

REQUESTS

Please produce the following documents and things:

REQUEST NO. 10: All documents that concern, itemize or calculate any damages or losses that you suffered as a result of any actions or activities of ReportSee that are the subject of your Complaint.

REQUEST NO. 11: All expert reports, findings, and conclusions and all materials relied upon or used by any expert designated to testify in this Action.

REQUEST NO. 12: All financial, business or marketing plans, proposals or projections that concern Public Engines' business, created on or after January 1, 2008.

REQUEST NO. 13: All contracts or agreements with each law enforcement agency that is or ever was a Public Engines customer.

REQUEST NO. 14: All audited and unaudited financial statements of account, including but not limited to, profit and loss statements, cash reports, income statements, and balance sheets, for Public Engines or any of its affiliates covering the period from January 1, 2008, through the present.

REQUEST NO. 15: All tax returns for the years 2007, 2008 and 2009.

REQUEST NO. 16: All documents that relate to, itemize or otherwise describe the process and cost of developing the Publisher program, including documents from which it can be

ascertained where and how Public Engines spent more than \$3-million developing and maintaining the Publisher and related services.

REQUEST NO. 17: Documents that show or establish, monthly, quarterly and annually (or however frequently such information is compiled), the number of users that access data on CrimeReports, from and including January 1, 2008, through the present date.

REQUEST NO. 18: Documents that show or establish, monthly, quarterly and annually (or however frequently such information is compiled), the number of users that have signed up to receive email alerts from CrimeReports, from and including January 1, 2008, through the present date.

REQUEST NO. 19: All documents that concern any decision by any law enforcement agency to decline to become a Public Engines customer, or to terminate, end or allow to expire the agency's contract with Public Engines.

REQUEST NO. 20: All documents, including applications, that concern any application or request for state or federal funding or support of Public Engines, or request for state or federal funding to support or assist any law enforcement agency in paying Public Engines' license or other fees.

REQUEST NO. 21: All documents that reflect any payment from Public Engines (other than sales, income and other tax payments, or corporate registration or maintenance fees, made in the ordinary course of business) to any police agency, government agency or any person or individual associated with such agency, from January 1, 2008 through the present.

REQUEST NO. 22: All research, analysis and reports that concern or analyze the accuracy of the data and mapping on the CrimeReports website, including comparisons of accuracy between CrimeReports and any other crime mapping website, such as SpotCrime.

REQUEST NO. 23: All documents upon which you relied or to which you referred in preparing Public Engines' responses to ReportSee's Interrogatories.

REQUEST NO. 24: All marketing, advertising and promotion materials, press releases, media appearances, seminar and presentation materials, and other documents that reflect public statements that concern the features of CrimeReports, the number of police agencies served by CrimeReports, the relative size of CrimeReports compared to its competitors, or the accuracy of the CrimeReports data.

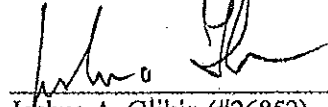
REQUEST NO. 25: All documents reflecting any marketing, promotion or sales attempts made with respect to CrimeReports.com, to any media outlets, including internet services, television stations and newspapers.

REQUEST NO. 26: All documents that concern any public relations, marketing, or search engine optimization companies that Public Engines has retained or consulted, including contracts, correspondence, job and duty descriptions, project descriptions and other communications.

REQUEST NO. 27: All documents and communications related to any third-party contractor or consultant not already produced in response to the above requests.

REQUEST NO. 28: All documents that reflect or concern any attempt to encourage, implore, assist or advise any law enforcement agency to deny any request by ReportSee or any other person not associated with Public Engines, for crime data or information.

Respectfully submitted,



Joshua A. Glikin (#26852)
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and

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(801) 532-7840
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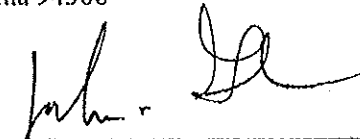
Counsel for Defendant, ReportSee, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on September 14, 2010, I served the foregoing Defendant's Second Request for Production of Documents via first-class mail, postage pre-paid, to the following attorneys of record:

Alan L. Sullivan
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Snell & Wilmer, LLP
15 West South Temple, Suite 1200
Beneficial Tower
Salt Lake City, Utah 84101

Mark Lambert
Mark Weinstein
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Palo Alto, California 94306



Joshua A. Glikin

EXHIBIT C

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Attorneys for Defendant ReportSee, Inc.

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

<p>PUBLIC ENGINES, INC., a Delaware corporation, Plaintiff, vs. REPORTSEE, INC., a Delaware corporation, Defendant.</p>	<p>DEFENDANT'S FIRST SET OF INTERROGATORIES</p> <p>Case No. 2:10-cv-317</p> <p>Judge Tena Campbell</p>
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Pursuant to Fed. R. Civ. P. 26 and 33, Defendant ReportSee, Inc. ("ReportSee" or "Defendant"), by its undersigned attorneys, propounds these Interrogatories, to which Plaintiff Public Engines, Inc. ("Public Engines" or "Plaintiff") shall respond separately and fully, in

writing and under oath, within the time prescribed by the Federal Rules of Civil Procedure, in accordance with the Instructions and Definitions set forth hereinafter.

INSTRUCTIONS

1. These instructions and definitions should be construed to require answers based upon the knowledge of, and information available to, the responding party as well as its agents, representatives, and, unless privileged, attorneys. It is intended that the following discovery requests will not solicit any material protected either by the attorney/client privilege or work product doctrine which was created by, or developed by, counsel for the responding party after the date on which this litigation was commenced. If any inquiry is susceptible of a construction which calls for the production of such material, that material need not be provided and no privilege log pursuant to Fed. R. Civ. P. 26 (b) (5) will be required as to such material.

2. These Interrogatories are continuing in character, so as to require that supplemental answers be filed seasonably if further or different information is obtained with respect to any interrogatory.

3. No part of an interrogatory should be left unanswered merely because an objection is interposed to another part of the interrogatory. If a partial or incomplete answer is provided, the responding party shall state that the answer is partial or incomplete.

4. In accordance with Fed. R. Civ. P. 26 (b) (5), where a claim of privilege is asserted in objecting to any interrogatory or part thereof, and information is not provided on the basis of such assertion:

A. In asserting the privilege, the responding party shall, in the objection to the interrogatory, or part thereof, identify with specificity the nature of the privilege (including work product) that is being claimed;

B. The following information should be provided in the objection, if known or reasonably available, unless divulging such information would cause disclosure of the allegedly privileged information.

(1) For oral communications:

a. the name of the person making the communication and the names of persons present while the communication was made, and, where not apparent, the relationship of the persons present to the person making the communication;

b. the date and place of the communication; and

c. the general subject matter of the communication.

(2) For documents:

a. the type of document,

b. the general subject matter of the document,

c. the date of the document, and

d. such other information as is sufficient to identify the document, including, where appropriate, the author, addressee, custodian, and any other recipient of the document, and where not apparent, the relationship of the author, addressee, custodian, and any other recipient to each other.

5. If the responding party elects to specify and produce business records in answer to any interrogatory pursuant to Fed. R. Civ. P. 33(d), the specification shall be in sufficient detail to permit the interrogating party to locate and identify, as readily as the responding party can, the business records from which the answer may be ascertained.

6. If, in answering these interrogatories, the responding party encounters any ambiguities when construing a question, instruction, or definition, the responding party's answer shall set forth the matter deemed ambiguous and the construction used in answering.

DEFINITIONS

Notwithstanding any definition set forth below, each word, term or phrase used in these Interrogatories is intended to have the broadest meaning permitted under the Federal Rules of Civil Procedure. As used in these Interrogatories, the following terms are to be interpreted in accordance with these definitions

1. **Action:** means the above-captioned Civil Action, Case No. 2:10-cv-0317-TC, including the events described in the Complaint and other pleadings, as the word "pleadings" is defined in Fed. R. Civ. P. 7(a).
2. **Communication or Correspondence:** mean the transmittal, by any means, of information (in the form of facts, ideas, inquiries or otherwise) – including email, voice mail, facsimile, digital image and paper transmittals (memos, letters, handwritten or typewritten notes, and the like).
3. **Complaint:** means Plaintiff's Complaint filed in this Action on April 9, 2010.
4. **Concern or concerning:** means relating to, referring to, describing, mentioning, evidencing or constituting.
5. **Defendant:** means Reportsee, Inc. (as defined below).
6. **Document:** "document" or "documents" are defined to be synonymous in meaning and equal in scope to the usage of the term Federal Rule of Civil Procedure 34(a), including, without limitation, any recorded, written, typed, digital, electronically created, electronically stored, computer data or graphic material of any kind, variety, type and character

(whether copy or original), and Correspondence, as defined above. A draft or non-identical copy is a separate document within the meaning of this term. The term "document" or "documents" shall include all documents in the possession, custody and control of the Defendants. Document includes written Correspondence. **Document includes all electronically stored documents and information, which shall be produced in their original, native form with metadata intact.**

7. **Identify** (when referring to a natural person): means that Public Engines shall set forth that person's full name, present or last known address (by number, street, town, county, state and zip code), present or last known place of employment and job position and, if such person was or is employed by Plaintiff, each position held during such employment and the period(s) of time such position was held. If the business and home telephone numbers are known to Plaintiff, and if the person is not a party or present employee of a party, said telephone numbers shall be provided. Once a person has been identified in accordance with this subparagraph, only the name of the person need be listed in response to subsequent discovery requesting the identification of that person.

8. **Identify** (when referring to corporations, LLCs or other entities, or divisions or units thereof): means that Public Engines shall set forth, as may be applicable, the full name, the present or last known address, the identity of the president, chief executive officer, division head or unit thereof, or of Public Engines' primary contact(s) for each entity, and the identity of the custodian of the entity's records.

9. **Identify** (when referring to documents): means to state the: (i) type of document; (ii) general subject matter; (iii) date of the document; and (iv) author(s), addressee(s), and recipient(s) or, alternatively, to identify the document by Bates Number and to produce the document.

10. **Drane:** means Colin Drane, and each of his agents, employees, representatives, accountants and attorneys and other persons or entities acting, or purporting to act, on his behalf.

11. **Person:** is defined as any natural person or any business, legal or governmental entity or association.

12. **Plaintiff:** means Public Engines, Inc. (as defined below).

13. **Public Engines:** means Plaintiff, Public Engines, Inc., which does business as Crime Reports, and all of its present and former officers, directors, agents, employees, representatives, accountants and attorneys and its parents, affiliates, divisions, control companies, subsidiaries and other related entities and its officers, directors, agents, employees, representatives, accountants and attorneys and other persons or entities acting, or purporting to act, on its behalf.

14. **Reportsec:** means Defendant Reportsee, Inc., which does business as SpotCrime, and all of its present and former officers, directors, agents, employees, representatives, accountants and attorneys and its parents, affiliates, divisions, control companies, subsidiaries and other related entities and its officers, directors, agents, employees, representatives, accountants and attorneys and other persons or entities acting, or purporting to act, on its behalf.

15. **You or your:** means Public Engines (as defined above).

16. The connectives "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the discovery request all responses that might otherwise be construed to be outside of its scope.

17. Throughout these Interrogatories, the present tense includes the past and future tenses. The singular includes the plural, and the plural includes the singular. The terms "all" and "each" shall be construed as all and each and "all" means "any and all"; "any" means "any and

all". "Including" means "including but not limited to." Words in the masculine, feminine or neuter form shall include each of the other genders.

INTERROGATORIES

INTERROGATORY NO. 1: Please identify all persons who are likely to have personal knowledge of any fact alleged the Complaint, including manufacturers, accountants, and website designers, and state the subject matter of the personal knowledge possessed by each such person.

INTERROGATORY NO. 2: If you contend that any other person (as defined above) has an obligation to indemnify, defend or otherwise reimburse Public Engines with respect to any of the claims asserted in the Complaint, please state the facts, including the identity of documents, concerning your contention.

INTERROGATORY NO. 3: Please identify any persons whom you contend are persons needed for just adjudication within the meaning of Fed. R. Civ. P. 19, but who have not been named by Public Engines.

INTERROGATORY NO. 4: Identify all persons who developed, or participated in the development, both initial development and any revisions thereto, of the publisher software.

INTERROGATORY NO. 5: Identify all documents that concern the cost of developing, modifying and maintaining the publisher program, which you contend totals more than \$3-million.

INTERROGATORY NO. 6: Identify every website or source of electronic information from which PE has obtained data by any automated means without the express permission of such website or source, including in your answer the date(s) when PE obtained

such data, the type of data obtained, and whether any such data ever appeared on any website owned or operated by PE.

INTERROGATORY NO. 7: Please explain the bases for, and identify the data and documents that support, your advertising claim with respect to CrimeReports that it is, "Working with over 1,500 law enforcement agencies across North America, [and that] CrimeReports is the largest public crime-mapping and citizen tip network in North America."

INTERROGATORY NO. 8: Please identify every police agency that did not renew or that terminated its contract with Public Engines, or that did not contract with Public Engines after the agency's free trial period expired.

INTERROGATORY NO. 9: Please identify former every employee or officer of Public Engines who has left the employ of the company, regardless of the reason, at any time since January 1, 2008.

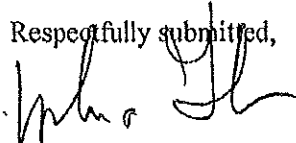
INTERROGATORY NO. 10: Please identify all former board members of Public Engines.

INTERROGATORY NO. 11: Please identify the policy, procedures and guidelines for discovering and determining whether data should be quarantined and characterized as "unmappable".

INTERROGATORY NO. 12: Please explain and calculate every loss to Public Engines incurred from and including April 9, 2009 through and including April 9, 2010, as a direct and proximate result of any actions by ReportSee, including in your response a detailed itemization of your calculation the identity of every document that establishes each itemized item in your calculation.

INTERROGATORY NO. 13: Please identify every media outlet, including internet site, newspaper, television station or radio station, to which you have made any type of marketing, promotion or sales effort within the past 2 years, including in your answer the individuals at each media outlet with which you have been in contact.

Respectfully submitted,



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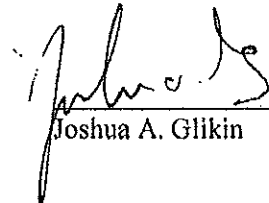
Counsel for Defendant, ReportSee, Inc.

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15 West South Temple, Suite 1200
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