

# EXHIBIT I

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
NORFOLK DIVISION**

I/P ENGINE, INC.,	)	
	)	
	)	
Plaintiff,	)	
v.	)	Civ. Action No. 2:11-cv-512
	)	
AOL, INC. et al.,	)	
	)	
Defendants.	)	
	)	

**PLAINTIFF I/P ENGINE’S INITIAL PRETRIAL DISCLOSURE**

Plaintiff I/P Engine, Inc. (“I/P Engine”) submits the following initial pretrial disclosures pursuant the Federal Rules of Civil Procedure, the Local Rules of this Court, and this Court’s 16(b) Scheduling Order.

**I. WITNESSES**

I/P Engine identifies the following individuals as those it expects to present and those it may call at trial during its case-in-chief. I/P Engine reserves the right to amend its list prior to the Final Pretrial Conference in light of the ongoing depositions scheduled in this case.

**A. I/P Engine expects to call the following witnesses:**

1. Andrew K. Lang
2. Dr. Ophir Frieder
3. Dr. Stephen L. Becker
4. Dr. Jaime Carbonell

**B. I/P Engine may call the following witnesses:**

1. Gary Holt

2. Donald M. Kosak
3. Alexander Berger
4. Andrew Perlman

**C. I/P Engine expects to or may call the following witnesses at trial by deposition:**

1. Derek Leslie-Cook\*
2. Gary Holt\*
3. Bartholomew Furrow\*
4. Jonathan Alferness\*
5. Robert Hickernell
6. Sanjay Datta\*
7. Jim Maccoun\*
8. Nicholas Fox\*
9. Jon Diorio\*
10. Mark Blais
11. Stephen Kurtz
12. James Christopherson
13. Celia Denery
14. Ruben Ortega\*
15. Gary Culliss

I/P Engine reserves the right to call by deposition any witness listed as one that it expect to call or may call.<sup>1</sup> I/P Engine reserves its right to call any witness in rebuttal.

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\* designates a current Google employee. I/P Engine reserves the right to call this witness live.

## **II. DEPOSITION DESIGNATIONS**

I/P Engine's initial designation of those witnesses whose testimony it expects to present by deposition or may offer into evidence at trial is attached hereto as Exhibit A. I/P Engine reserves the right to amend its designations prior to the Final Pretrial Conference in light of the ongoing depositions scheduled in this case, and consistent with the agreements of the parties and the Final Pretrial Order.<sup>2</sup>

## **III. EXHIBITS**

I/P Engine's initial documents that it expects to offer into evidence at trial as part of its case-in-chief, is attached hereto as Exhibit B. This list of exhibits does not include exhibits used on cross-examination, rebuttal, demonstrative exhibits, and discovery responses. I/P Engine

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<sup>1</sup> I/P Engine's listing of certain witnesses is not an admission that any such witness' testimony is relevant to the issues of the present litigation. I/P Engine reserves its right to object for any reason to the testimony of those witnesses.

<sup>2</sup> I/P Engine specifically reserves the right to add its designations for the deposition of Jon Diorio, who was deposed on September 18, 2012, the deposition of Ruben Ortega, who will be deposed on September 25, 2012, and the deposition of Gary Culliss, who will be deposed on September 27, 2012.

reserves its right to use any exhibit identified by any other party. I/P Engine reserves the right to amend its case-in-chief list prior to the Final Pretrial Conference in light of the ongoing depositions scheduled in this case.

Dated: September 19, 2012

By: /s/ Charles J. Monterio, Jr.

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## **CERTIFICATE OF SERVICE**

I hereby certify that on this 19th day of September, 2012, the foregoing **PLAINTIFF I/P ENGINE'S INITIAL PRETRIAL DISCLOSURE**, was served via email, on the following:

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