

Exhibit 4

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

I/P ENGINE, INC.,

Plaintiff,

v.

AOL, INC. et al.,

Defendants.

Civ. Action No. 2:11-cv-512

**DEFENDANTS GOOGLE INC., AOL, INC., IAC SEARCH & MEDIA, INC., GANNET
CO., INC., AND TARGET CORPORATION'S PRETRIAL DISCLOSURES**

Defendants Google Inc., AOL, Inc., IAC Search & Media, Inc., Gannett Co., Inc., and Target Corporation ("Defendants") by counsel, for their pretrial disclosures pursuant to Rule 26(a)(3) of the Federal Rules of Civil Procedure, state as follows:

I. WITNESSES

Defendants hereby provide notice that they intend to call and may call as the need arises at trial the witnesses identified in the attached Exhibit A. Defendants reserve the right to call any and all witnesses listed by the plaintiff or any witnesses necessary for rebuttal or impeachment.

II. DEPOSITION DESIGNATIONS

Defendants hereby provide notice that they intend to read and may read as the need arises at trial all or part of the deposition testimony listed in the attached Exhibit B. Defendants reserve the right to use portions of any deposition transcripts designated by the plaintiff and/or to supplement these designations for fairness or in response to those designated by plaintiff. In addition, Defendants reserve the right to use deposition transcripts at trial as necessary for impeachment and/or rebuttal.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA

I/P ENGINE, INC.,

Plaintiff,

v.

AOL, INC., GOOGLE INC., IAC SEARCH &
MEDIA, INC., GANNETT COMPANY,
INC., and TARGET CORPORATION,

Defendants.

No. 2:11-cv-00512-RAJ-FBS

EXHIBIT A

**DEFENDANTS GOOGLE INC., AOL, INC., IAC SEARCH & MEDIA, INC., GANNETT
CO., INC., AND TARGET CORPORATION'S RULE 26(a)(3) WITNESS LIST**

Defendants Google Inc., AOL, Inc., IAC Search & Media, Inc., Gannett Co., Inc., and Target Corporation hereby provide their witness list pursuant to Fed. R. Civ. P. 26(a)(3) and the Rule 16(b) Scheduling Order. Defendants identify the name and, if not previously provided, the address and telephone number of each witness they may present at trial other than solely for impeachment — separately identifying those the parties expect to present and those they may call if the need arises.

A. Witnesses Defendants Will Present At Trial

1. Jonathan Alferness. Mr. Alferness is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.

2. Bartholomew Furrow. Mr. Furrow is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.

3. Dr. Lyle Ungar. Dr. Ungar is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.

4. Dr. Keith Ugone. Dr. Ugone is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.

5. Gary Culliss. Mr. Culliss is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.

6. Ruben Ortega. Mr. Ortega is available via his counsel, Theo Angelis, K&L Gates LLP, 925 4th Avenue, Suite 2900, Seattle, WA 98104, (206) 370-8101.

B. Witnesses Defendants May Present At Trial If the Need Arises

1. Andrew K. Lang. Defendants believe Mr. Lang can be contacted through Plaintiff's counsel.

2. Donald M. Kosak. Defendants believe Mr. Kosak can be contacted through Plaintiff's counsel.

3. Alexander Berger. Defendants believe Mr. Kosak can be contacted through Plaintiff's counsel.

4. Andrew Perlman. Defendants believe Mr. Perlman can be contacted through Plaintiff's counsel.

5. Mark Blais. Defendants believe Mr. Blais can be contacted at Lycos Inc., 100 Fifth Avenue, Waltham, Massachusetts 02451, (781)370-2651.

6. Daniel Rose. Defendants believe Mr. Rose can be contacted at rose@ordinology.com or (650) 331-2670.

7. Nick Fox. Mr. Fox is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.
8. Derek Cook. Mr. Cook is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.
9. Sanjay Datta. Mr. Datta is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.
10. Gary Holt. Mr. Holt is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.
11. James Maccoun. Mr. Maccoun is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.
12. Stephen Kurtz. Mr. Kurtz is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.
13. Celia Denery. Ms. Denery is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.
14. Kevin Cotter. Mr. Cotter is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.
15. James Christopherson. Mr. Christopherson is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.

16. Marie Bamford. Ms. Bamford is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.

17. Robert Hickernell. Mr. Hickernell is available via counsel for Defendants, Quinn Emanuel Urquhart & Sullivan, 50 California Street, 22nd Floor, San Francisco, California, (415) 875-6600.

Defendants Google Inc., AOL, Inc., IAC Search & Media, Inc., Gannett Co., Inc., and Target Corporation reserve the right to call any witnesses identified or called by Plaintiff at trial. Defendants Google Inc., AOL, Inc., IAC Search & Media, Inc., Gannett Co., Inc., and Target Corporation also reserve the right to and may offer the video deposition testimony of any and/or all witnesses called by Plaintiff at trial for purposes of impeachment, including but not limited to offering or otherwise using any exhibit(s) referenced in such video deposition. This includes any witnesses called by Plaintiff at trial as live witnesses, as video-designated witnesses, or any other type of offer of testimony at trial.