

## **EXHIBIT A**



February 28, 2006

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104

Adknowledge, Inc.  
 Attn: Keith P. Enright, Esq.  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 5775

ph 206-274-2800  
 fax 206-274-2801

Previous Balance	\$0.00
<u>Total Fees and Disbursements This Invoice</u>	\$1,155.06
<b>TOTAL NOW DUE</b>	<b>\$1,155.06</b>

**PROFESSIONAL SERVICES**

**MATTER: 1261-0004**

**E: Adknowledge/Gordon/DISP**

DATE	DESCRIPTION	HOURS	LAWYER
Feb-11-06	Reviewed and analyzed complaint, and advised Mike Geroe re same; Telephone conferences with Mike Geroe re [REDACTED]	1.00	DN
Feb-13-06	Telephone conference with Mike Geroe re [REDACTED]	0.40	DN
Feb-22-06	Begin to prepare Motion to Dismiss for Lack of Personal Jurisdiction.	1.50	TB
Feb-27-06	Continue drafting of Motion to Dismiss for Lack of Personal Jurisdiction.	1.60	TB
Feb-28-06	Telephone conference with Mike Geroe re [REDACTED]	0.40	DN
Total Fees For This Matter Only:		Hours 4.90 Fees \$1,144.50	

<b>Total Fees For All Matters</b>	Total Hours	4.90
	Total Fees	\$1,144.50

**FEE SUMMARY:**

<b>Lawyer</b>	<b>Hours</b>	<b>Standard Rate</b>
Derek A. Newman	1.80	\$300.00
Tara Borelli	3.10	\$195.00

**DISBURSEMENTS**

**MATTER:** 1261-0002  
**RE:** Adknowledge, Inc./Hodgell/DISP

Dec-31-05	Public Access to Court Records	10.56
Total Disbursements For This Matter Only:		\$10.56

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Total Disbursements For All Matters	<u>\$10.56</u>
<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$1,155.06</b>
<b>Balance Due</b>	<b>\$1,155.06</b>

TAX ID Number 91-1979158

**TRUST STATEMENT**

		<b>Disbursements</b>	<b>Receipts</b>
MATTER:	1261-0002		
RE:	Adknowledge, Inc./Hodgell/DISP		
Feb-22-06	Received From: Adknowledge, Inc. Trust Deposit		\$3,000.00
	MATTER TOTALS:	\$0.00	\$3,000.00
	MATTER BALANCE:		\$3,000.00
	<b>Total Trust</b>	<hr/> \$0.00	<hr/> \$3,000.00
	<b>Trust Balance</b>		\$3,000.00

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.



March 31, 2006

505 Fifth Avenue South

Suite 610

Seattle, Washington

98104

ph 206-274-2800

fax 206-274-2801

Adknowledge, Inc.  
 Attn: Keith P. Enright, Esq.  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261

Inv #: 5843

Previous Balance	\$1,155.06
Total Payments Received - Thank You!	\$1,155.06
<u>Total Fees and Disbursements This Invoice</u>	\$4,771.89
<b>TOTAL NOW DUE</b>	<b>\$4,771.89</b>

**PROFESSIONAL SERVICES**

**ATTOR: 1261-0004**

**RE: Adknowledge/Gordon/DISP**

DATE	DESCRIPTION	HOURS	LAWYER
Mar-10-06	Prepare Motion to Dismiss Based on Lack of Personal Jurisdiction and supporting pleadings.	1.50	TB
Mar-11-06	Legal research re: conferring of by personal jurisdiction by transmission and receipt of email.	2.00	TB
Mar-13-06	Update legal citations in Motion to Dismiss for Lack of Personal Jurisdiction.	1.50	TB
Mar-14-06	Review and revise Motion to Dismiss for lack of personal jurisdiction	0.80	RT
Mar-15-06	Review and revise Motion to dismiss and associated support documentations; communications regarding declarations in support of same	2.70	RT
Mar-16-06	Revise and finalize motion to dismiss, Geroe declaration, and Brandt declaration	4.60	DN
	Review and revise Motion to dismiss and associated support documentations; communications regarding declarations in support of same	3.60	RT

Prepare Declarations supporting Motion to Dismiss for Lack of Personal Jurisdiction; Revise Motion to Dismiss. 3.20 TB

Total Fees For This Matter Only: Hours 19.90  
Fees \$4,754.00

Total Fees For All Matters Total Hours 19.90  
Total Fees \$4,754.00

**FEE SUMMARY:**

Lawyer	Hours	Standard Rate
Derek A. Newman	4.60	\$300.00
Roger Townsend	7.10	\$250.00
Tara Borelli	8.20	\$195.00

**DISBURSEMENTS**

**MATTER: 1261-0004**  
**RE: Adknowledge/Gordon/DISP**

Photocopies at \$.15 per copy 2.25  
Lexis/Westlaw 13.39

Total Disbursements For This Matter Only: \$15.64

**MATTER: 1261-0002**  
**RE: Adknowledge, Inc./Hodgell/DISP**

Photocopies at \$.15 per copy 2.25

Total Disbursements For This Matter Only: \$2.25

Total Disbursements For All Matters \$17.89

**Total Fees & Disbursements This Invoice \$4,771.89**

Previous Balance \$1,155.06

Previous Payments \$1,155.06

**Balance Due \$4,771.89**

TAX ID Number 91-1979158

**PAYMENT DETAILS**

Mar-24-06 Receive Payment \$1,155.06

**Total Payments \$1,155.06**

**TRUST STATEMENT**

	<b>Disbursements</b>	<b>Receipts</b>
MATTER: 1261-0002		
R. Adknowledge, Inc./Hodgell/DISP		
Trust Balance Forward		\$3,000.00
MATTER TOTALS:	\$0.00	\$3,000.00
MATTER BALANCE:		\$3,000.00
<b>Total Trust</b>	\$0.00	\$3,000.00
<b>Trust Balance</b>		\$3,000.00

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.





May 1, 2006

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104  
  
 ph 206-274-2800  
 fax 206-274-2801

Adknowledge, Inc.  
 Attn: Keith P. Enright, Esq.  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 5912

Previous Balance	\$4,771.89
Total Payments Received - Thank You!	\$4,771.89
<u>Total Fees and Disbursements This Invoice</u>	\$5,169.49
<b>TOTAL NOW DUE</b>	<b>\$5,169.49</b>

**PROFESSIONAL SERVICES**

**MATTER:** 1261-0004

**RE:** Adknowledge/Gordon/DISP

DATE	DESCRIPTION	HOURS	LAWYER
Apr-03-06	Reviewed and analyzed Gordon's Opposition to Motion to Dismiss	0.50	DN
	Prepare letter demanding preservation of electronic evidence.	1.20	TB
Apr-04-06	Review Opposition to Motion to dismiss and begin reply to same; Review amended complaint; Review supporting documents from client regarding case	2.70	RT
Apr-05-06	Analyzed amended complaint; Conference call with Mike Geroe re [REDACTED]	1.50	DN
	Review mutliple filings from Gordon and draft reply to opposition; Conference with Michael Geroe regarding [REDACTED]	3.20	RT
Apr-06-06	Finalize first draft of reply in support of Motion to Dismiss and legal research in support of same	6.10	RT

Apr-07-06	Revised and finalized reply brief in support of Motion to Dismiss for Lack of Personal Jurisdiction		4.00	DN
	Total Fees For This Matter Only:	Hours	19.20	
		Fees	\$5,034.00	

<b>Total Fees For All Matters</b>	Total Hours	19.20
	Total Fees	\$5,034.00

**FEE SUMMARY:**

Lawyer	Hours	Standard Rate
Derek A. Newman	6.00	\$300.00
Roger Townsend	12.00	\$250.00
Tara Borelli	1.20	\$195.00

**DISBURSEMENTS**

**MATTER: 1261-0004**  
**Adknowledge/Gordon/DISP**

	Photocopies at \$.15 per copy	43.95
	Lexis/Westlaw	8.01
	Priority Shipping	69.33
Mar-31-06	Public Access to Court Records	2.00
	Total Disbursements For This Matter Only:	\$123.29

**MATTER: 1261-0002**  
**RE: Adknowledge, Inc./Hodgell/DISP**

	Photocopies at \$.15 per copy	9.30
	Lexis/Westlaw	2.90
	Total Disbursements For This Matter Only:	\$12.20

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Total Disbursements For All Matters	<u>\$135.49</u>
<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$5,169.49</b>
Previous Balance	\$4,771.89
Previous Payments	<u>\$4,771.89</u>
<b>Balance Due</b>	<b>\$5,169.49</b>

TAX ID Number 91-1979158

**PAYMENT DETAILS**

May-01-06	Receive Payment	\$4,771.89
	<b>Total Payments</b>	<u><b>\$4,771.89</b></u>

**TRUST STATEMENT**

	<b>Disbursements</b>	<b>Receipts</b>
7 MATTER: 1261-0002		
RE: Adknowledge, Inc./Hodgell/DISP		
Trust Balance Forward		\$3,000.00
MATTER TOTALS:	\$0.00	\$3,000.00
MATTER BALANCE:		\$3,000.00
<b>Total Trust</b>	<hr/> \$0.00	<hr/> \$3,000.00
<b>Trust Balance</b>		\$3,000.00

**TERMS:** Payment due upon receipt of this invoice.

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May 31, 2006

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104  
 ph 206-274-2800  
 fax 206-274-2801

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 5991

Previous Balance	\$5,169.49
Total Payments Received - Thank You!	\$5,169.49
<u>Total Fees and Disbursements This Invoice</u>	\$220.90
<b>TOTAL NOW DUE</b>	<b>\$220.90</b>

**PROFESSIONAL SERVICES**

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**MATTER:** 1261-0004

**RE:** Adknowledge/Gordon/DISP

DATE	DESCRIPTION	HOURS	LAWYER
May-24-06	Received, reviewed, and analyzed court's order re jurisdiction, and sent email to Mike Geroe and Allan Brandt advising [REDACTED]	0.70	DN
Total Fees For This Matter Only:		Hours 0.70 Fees \$210.00	

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<b>Total Fees For All Matters</b>	<b>Total Hours 0.70</b>
	<b>Total Fees \$210.00</b>

**FEE SUMMARY:**

Lawyer	Hours	Standard Rate
Derek A. Newman	0.70	\$300.00

**DISBURSEMENTS**

**MATTER:** 1261-0004  
**RE:** Adknowledge/Gordon/DISP

Lexis/Westlaw	10.90
Total Disbursements For This Matter Only:	\$10.90

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Total Disbursements For All Matters	<u>\$10.90</u>
<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$220.90</b>
Previous Balance	\$5,169.49
Previous Payments	<u>\$5,169.49</u>
<b>Balance Due</b>	<b>\$220.90</b>

TAX ID Number 91-1979158

**PAYMENT DETAILS**

May-30-06	Receive Payment	\$5,169.49
	<b>Total Payments</b>	<u><b>\$5,169.49</b></u>

**TRUST STATEMENT**

	<b>Disbursements</b>	<b>Receipts</b>
MATTER: 1261-0002		
RE: Adknowledge, Inc./Hodgell/DISP		
Trust Balance Forward		\$3,000.00
MATTER TOTALS:	\$0.00	\$3,000.00
MATTER BALANCE:		\$3,000.00
<b>Total Trust</b>	<hr/> \$0.00	<hr/> \$3,000.00
<b>Trust Balance</b>		\$3,000.00

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.



June 30, 2006

505 Fifth Avenue South

Suite 610

Seattle, Washington

98104

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261

Inv #: 6109

ph 206-274-2800

fax 206-274-2801

Previous Balance	\$220.90
Total Payments Received - Thank You!	\$220.90
<u>Total Fees and Disbursements This Invoice</u>	\$5,982.50
<b>TOTAL NOW DUE</b>	<b>\$5,982.50</b>

**PROFESSIONAL SERVICES**

**ATTOR:** 1261-0004

**RE:** Adknowledge/Gordon/DISP

DATE	DESCRIPTION	HOURS	LAWYER
Jun-13-06	Appeared in court for status conference; Analyzed and developed discovery plan	2.00	DN
Jun-14-06	Review FRCP's 26, 33, 34, 36, and corresponding local rules including 7 & 10; Review complaint, answer, and Plaintiff's Rule 26 initial disclosures; Draft memorandum of all state and federal code sections Gordon claims Defendants to have violated Completely draft and Edit Defendants First Round of Interrogatories and Requests for Production.	7.20	JD
Jun-15-06	Edit Interrogatories & Requests for production; Begin drafting Requests for Admission.	2.80	JD
Jun-16-06	Review and finalize discovery requests (interrogatories & RFPs)	1.40	RT
Jun-18-06	NO CHARGE -- Complete drafting requests for admission; Conference with R. Townsend. Implementation of Townsend's edits.	1.90	JD
Jun-19-06	NO CHARGE -- Implement R. Townsend's second round of revisions Requests for Admission. Draft supplementary requests.	1.10	JD



Jun-20-06	Conference with R Townsend re discovery plans; Draft possible interrogatories corresponding to RFAs; Review RFA edits.	0.50	JD
Jun 27-06	Memo to client re [REDACTED]; Research damages requirement for standing to bring Can-Spam suit under 15 USC 7706; Research Omni's ability to qualify as "internet service provider" for Can-Spam standing requirement under 7706; Research interstate commerce requirement for "protected status" as standing requirement under 7706; Research requirement that CEMA claims be plead with particularity for standing requirement according to filed preemption principles; Research damages requirement for standing to bring civil action under CEMA; Research damages requirement for standing to bring action under 19.170 et seq; Research sufficiency re Plaintiff's articulation of 19.170 cause of action under Federal Notice Pleading Principles; Research Consumer Protection Act as predicated on CEMA and 19.170 violations; Research lack of harm to business or property as independent ground for dismissal of CPA cause of action; Research procedure for Motion to Strike; Research marketing disclosure requirements under RCW 19.170.040; Research personal knowledge requirements for pleading; Draft analysis; Conference with Derek Newman; Conference with Roger Townsend; Copy edit analysis.	8.30	JD
Jun-28-06	Revise RFA's and supplemental interrogatories re RFA's.	1.10	JD
Jun-29-06	Research survey and compile Ninth Circuit case law re Motion to Dismiss.	3.20	JD
	Finalize defendant Adknowledge, Inc's first set of interrogatories and requests for production to plaintiff Gordon and defendant Virtumundo, Inc.'s first set of request for admission to plaintiff Gordon; work on Motion to dismiss per FRC(12)(b)(6)	2.10	RT
	Total Fees For This Matter Only:	Hours Fees	31.60 \$5,979.50

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<b>Total Fees For All Matters</b>	Total Hours	31.60
	Total Fees	\$5,979.50

**FEE SUMMARY:**

Lawyer	Hours	Standard Rate	Effective Rate (After Discounts)
Derek A. Newman	2.00	\$300.00	\$300.00
John Du Wors	26.10	\$195.00	\$172.59
Roger Townsend	3.50	\$250.00	\$250.00

**DISBURSEMENTS**

**MATTER:** 1261-0004  
**RE:** Adknowledge/Gordon/DISP

Jun-14-06 U-Park - status hearing at courthouse 3.00

Total Disbursements For This Matter Only: \$3.00

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Total Disbursements For All Matters \$3.00

**Total Fees & Disbursements This Invoice \$5,982.50**

Previous Balance \$220.90

Previous Payments \$220.90

**Balance Due \$5,982.50**

TAX ID Number 91-1979158

**PAYMENT DETAILS**

Jun-19-06 Receive Payment \$220.90

**Total Payments \$220.90**

**TRUST STATEMENT**

	<b>Disbursements</b>	<b>Receipts</b>
MATTER: 1261-0002		
R. Adknowledge, Inc./Hodgell/DISP		
Trust Balance Forward		\$3,000.00
MATTER TOTALS:	\$0.00	\$3,000.00
MATTER BALANCE:		\$3,000.00
<b>Total Trust</b>	<hr/> \$0.00	<hr/> \$3,000.00
<b>Trust Balance</b>		\$3,000.00

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.



July 31, 2006

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 6198

ph 206-274-2800  
 fax 206-274-2801

Previous Balance	\$5,982.50
Total Payments Received - Thank You!	\$5,982.50
<u>Total Fees and Disbursements This Invoice</u>	\$11,627.00
<b>TOTAL NOW DUE</b>	<b>\$11,627.00</b>

**PROFESSIONAL SERVICES**

ATTOR: 1261-0004

RE: Adknowledge/Gordon/DISP

DATE	DESCRIPTION	HOURS	LAWYER
Jul-05-06	NO CHARGE -- Revised memo to Mike Geroe [REDACTED]	0.70	DN
Jul-06-06	NO CHARGE -- Advised Mike Geroe re [REDACTED]	0.40	DN
	Review and analyze Plaintiff's first Interrogatories and Requests for Production; Conference with D. Newman re responses; Review of client correspondence; Outline sources of information from which interrogatories must be drawn (i.e., client's records, client interview, etc.); Outline responses & objections; Draft Initial Responses and objections to Plaintiff's first Requests for Production of Documents and Interrogatories.	7.30	JD
Jul-07-06	Research and draft motion to dismiss	1.70	RT
Jul-13-06	Revise responses to interrogatories and requests for production of documents	0.70	DN
	NO CHARGE -- Meeting with Newman & Duwors regarding	1.00	RT

responses to discovery; Review proposed responses and questions in support of same

Jul-14-06	Conference call with Mike Geroe, Scott Lynn, Jasper, and other Adknowledge personnel re [REDACTED]	2.60	DN
Jul-17-06	Telephone conference with Jasper re [REDACTED]; Conference call with Mike Geroe, Jasper, and Nick re [REDACTED]; Reviewed documents Adknowledge forwarded	2.10	DN
	Research Motion to Dismiss re: causes of action and potential defenses (e.g., Washington Commercial Electronic Mail Act, RCW 19.190, and the Washington Consumer Protection Act, RCW 19.86, RCW 9.35; and 15 U.S.C. 7705 ("CAN-SPAM"))	2.10	RT
Jul-18-06	Conference call with Mike Geroe and Mike Shopmaker, Virtumundo CEO; Conference call with Mike Shopmaker and Scott Moore re [REDACTED]; Further several telephone conferences with Mike Shopmaker and Scott Moore re [REDACTED]	2.30	DN
	NO CHARGE -- Conference with Virtumundo executives regarding [REDACTED] Draft discovery deficiency letter to opposing counsel re initial disclosures	3.10	RT
Jul-19-06	Draft and research motion to dismiss; Legal research regarding legislative history of Washington spam act and CAN-SPAM; Review records from other lawsuits brought by Gordon; Meet and confer with Gordon's counsel regarding failure to timely respond to discovery responses; Draft letter confirming mutual extension of time for discovery responses; Draft subpoena duces tecum and exhibit thereto for sending to Gordon's ISP provider (Verizon)	3.30	RT
Jul-20-06	Reviewed Adknowledge produced documents for relevance and impact on case	0.80	DN
	Draft protective order; Review production from client; Legal research re motion to dismiss or for more particular statement; Review case law re: Fed. R. Civ. P. 9(b) and 8(a)(2) and whether heightened pleading requirement might apply to spam lawsuits	2.60	RT
Jul-21-06	Draft and research motion to dismiss; Review Hypertouch ruling and briefs in support of same; Review regulations related to CAN-SPAM	2.10	RT
Jul-23-06	Finish responding to Adknowledge discovery; Teleconference with client re [REDACTED]; Draft Complete responses based on client's final answers; Edit responses; File responses.	8.40	JD

Jul-24-06	Review discovery materials for Verizon information for purpose of subpoena of documents; Received and reviewed Gordon's responses to discovery	0.80	DN
Jul-25-06	NO CHARGE -- Conference with defense counsel in separate Gordon lawsuit regarding Gordon's strategy and probable course of action; Legal research following up on same	1.60	RT
Jul-26-06	NO CHARGE -- Review protective order and analyze response to same; Gordon proposes right to use discovery in other litigation	0.40	RT
Jul-27-06	Revised and finalized discovery responses	2.30	DN
Jul-30-06	Draft and research Motion to Dismiss; Draft email to plaintiffs' counsel regarding protective order and discovery matters	1.60	RT
Jul-31-06	Reviewed and analyzed Motion to Dismiss grounds and law supporting same	1.10	DN
	Draft and research Motion to Dismiss	4.40	RT
Total Fees For This Matter Only:		Hours	53.40
		Fees	\$11,321.50

<b>Total Fees For All Matters</b>	Total Hours	53.40
	Total Fees	\$11,321.50

**FEE SUMMARY:**

Lawyer	Hours	Standard Rate	Effective Rate (After Discounts)
Derek A. Newman	13.80	\$300.00	\$276.09
John Du Wors	15.70	\$195.00	\$195.00
Roger Townsend	23.90	\$250.00	\$186.19

**DISBURSEMENTS**

**MATTER:** 1261-0004  
**RE:** Adknowledge/Gordon/DISP

Photocopies at \$.15 per copy	232.50
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Lexis/Westlaw	18.85
Priority Shipping	48.00
Total Disbursements For This Matter Only:	\$299.35

**MATTER:** 1261-0002  
**RE:** Adknowledge, Inc./Hodgell/DISP

Photocopies at \$.15 per copy	6.15
Total Disbursements For This Matter Only:	\$6.15

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Total Disbursements For All Matters	<u>\$305.50</u>
<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$11,627.00</b>
Previous Balance	\$5,982.50
Previous Payments	<u>\$5,982.50</u>
<b>Balance Due</b>	<b>\$11,627.00</b>

T. ID Number 91-1979158

**PAYMENT DETAILS**

Jul-26-06	Receive Payment	\$5,982.50
	<b>Total Payments</b>	<u><b>\$5,982.50</b></u>

**TRUST STATEMENT**

	<b>Disbursements</b>	<b>Receipts</b>
MATTER: 1261-0002		
R. Adknowledge, Inc./Hodgell/DISP		
Trust Balance Forward		\$3,000.00
MATTER TOTALS:	\$0.00	\$3,000.00
MATTER BALANCE:		\$3,000.00
<b>Total Trust</b>	<hr/> \$0.00	<hr/> \$3,000.00
<b>Trust Balance</b>		\$3,000.00

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.





August 31, 2006

505 Fifth Avenue South

Suite 610

Seattle, Washington

98104

ph 206-274-2800

fax 206-274-2801

Adknowledge, Inc.  
Attn: Michael R. Geroe, General Counsel  
4600 Madison Avenue, 5th Floor  
Kansas City, MO 64112

Client #: 1261  
Inv #: 6317

Previous Balance	\$11,627.00
Total Payments Received - Thank You!	\$3,000.00
<u>Total Fees and Disbursements This Invoice</u>	\$9,698.04
<b>TOTAL NOW DUE</b>	<b>\$18,325.04</b>

**PROFESSIONAL SERVICES**

DATE	DESCRIPTION	HOURS	LAWYER
<b>ATTOR:</b>	<b>1261-0004</b>		
<b>RE:</b>	<b>Adknowledge/Gordon/DISP</b>		
Aug-02-06	Review Gordon response to Protective Order; Draft client advisory re: same and proposed response to Gordon's counsel	0.70	RT
Aug-03-06	NO CHARGE -- Correspondence with opposing counsel regarding discovery dispute	0.20	RT
Aug-15-06	NO CHARGE -- Legal research re: interactive computer service provider and effect of GoTo Lawsuit with favorable ruling re: same	1.20	RT
Aug-16-06	Legal research regarding recent developments in elements of claims, protected computer, interactive computer service, Internet Access Service, etc. for dismissing First Amended Complaint on 12(b)(6) motion to dismiss or for purposes of summary judgment after development of discovery record	3.80	RT
Aug-17-06	Finalize first draft of Motion to Dismiss Third and Fourth causes of action (CPA and Prize Statute); legal research in support of same; draft list of action items in case for D. Newman's conference with Adknowledge general counsel; begin drafting answer and affirmative defenses	5.10	RT
Aug-18-06	NO CHARGE -- Telephone conference with Mike Geroe re [REDACTED]	0.50	DN

	[REDACTED]		
	[REDACTED]		
	Research Rule 9(b) requirements based upon recent case in N.Dist.Cal.; draft motion to dismiss/strike CEMA & CAN-SPAM violations for failure to articulate basis of claims; review cases addressing same; review record providing for Gordon's reputation for falsity with the Court; review historical cases for listing of possible arguments;	2.10	RT
Aug-21-06	Finalize draft of Motion to Dismiss and for failure to plead with particularity and legal research in support of same; begin drafting answer and discovery deficiency letter	3.70	RT
Aug-22-06	Revised Motion to Dismiss	1.40	DN
	Meet and confer internally regarding strategy and course of action; revise Motion to Dismiss per D. Newman (legal research re: frcp 8(a) standards to beef up section re: same); draft memo re: budget and suggested action; draft discovery deficiency letter and review files re: same; communications with Siegel regarding outstanding discovery (from defendants) and protective order entry	2.80	RT
Aug-23-06	Reviewed and revised Motion to Dismiss for Failure to State a Claim; Telephone conference with Mike Geroe advising re: [REDACTED]	2.30	DN
	NO CHARGE -- Review and revise Motion to Dismiss; communications with Mike Geroe regarding [REDACTED]	2.10	RT
Aug-24-06	Finalize and file Motion to Dismiss; draft proposed order in support of same; draft correspondence to Mike Geroe re: [REDACTED]	3.70	RT
Aug-28-06	Conference w/ D. Newman, R. Townsend and Jeff Yeats re production of documents; Review documents to be produced; Draft discovery log and privilege log.	2.10	JD
	Review and revise answer; draft Common Interest, Information Sharing and Confidentiality Agreement and Lexis research in support of same; communications with Adknowledge & Virtumundo re: [REDACTED]	2.70	RT
Aug-29-06	Conference with Mike S. re: [REDACTED]	2.10	RT

Total Fees For This Matter Only:	Hours	36.50
	Fees	\$8,194.50

<b>Total Fees For All Matters</b>	Total Hours	36.50
	Total Fees	\$8,194.50

**FEE SUMMARY:**

<b>Lawyer</b>	<b>Hours</b>	<b>Standard Rate</b>	<b>Effective Rate (After Discounts)</b>
Derek A. Newman	4.20	\$300.00	\$264.29
John Du Wors	2.10	\$195.00	\$195.00
Roger Townsend	30.20	\$250.00	\$221.03

**DISBURSEMENTS**

**MATTER:** 1261-0004  
**RE:** Adknowledge/Gordon/DISP

	Photocopies at \$.15 per copy	158.55
	Lexis/Westlaw	66.33
Jul-21-06	File conversion/indexing	1,277.76
	<b>Total Disbursements For This Matter Only:</b>	<b>\$1,502.64</b>

**MATTER:** 1261-0002  
**RE:** Adknowledge, Inc./Hodgell/DISP

	Photocopies at \$.15 per copy	0.90
	<b>Total Disbursements For This Matter Only:</b>	<b>\$0.90</b>

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Total Disbursements For All Matters	<u>\$1,503.54</u>
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<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$9,698.04</b>
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Previous Balance	\$11,627.00
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Previous Payments	<u>\$3,000.00</u>
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<b>Balance Due</b>	<b>\$18,325.04</b>
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TAX ID Number 91-1979158

**PAYMENT DETAILS**

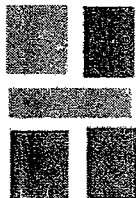
Aug-18-06	Trust Transfer on Account	\$3,000.00
	<b>Total Payments</b>	<hr/> <b>\$3,000.00</b>

**TRUST STATEMENT**

		<b>Disbursements</b>	<b>Receipts</b>
<b>MATTER:</b>	1261-0004		
<b>RE:</b>	Adknowledge/Gordon/DISP		
Aug-18-06	Received From: Transfer: 1261-0002 To 1261-0004 Trust Transfer on Account		\$3,000.00
	Paid To: Newman & Newman, Attorneys at Law, LLP Trust Transfer on Account	\$3,000.00	
	<b>MATTER TOTALS:</b>	\$3,000.00	\$3,000.00
	<b>MATTER BALANCE:</b>		\$0.00
<b>MATTER:</b>	1261-0002		
<b>RE:</b>	Adknowledge, Inc./Hodgell/DISP		
	Trust Balance Forward		\$3,000.00
Aug-18-06	Paid To: Transfer: 1261-0002 To 1261-0004 Trust Transfer on Account	\$3,000.00	
	<b>MATTER TOTALS:</b>	\$3,000.00	\$3,000.00
	<b>MATTER BALANCE:</b>		\$0.00
	 <b>Total Trust</b>	<hr/> \$6,000.00	<hr/> \$6,000.00
	 <b>Trust Balance</b>		\$0.00

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.



# LIGHTHOUSE

DOCUMENT TECHNOLOGIES

25 4th Avenue, Suite 2350 Seattle, WA 98104 (206) 223-9690

## INVOICE

INVOICE NUMBER: 0081060-IN

INVOICE DATE: 07/21/06

SALESPERSON: JOSH

**Please Pay From This Invoice**

This is the only invoice you will receive and should be routed to your accounting department.

If we do not receive comment about the invoice within (20) days of the signing date, we will assume that you have seen the bill and find it acceptable.

Fed ID# 43-1676776

**BILL TO:**

Newman & Newman LLP  
505 5th Avenue South  
Suite 610

Seattle WA 98104

CUSTOMER NO.: 00-NEW

CLIENT MATTER #: Acknowledge

ORDERED BY: Jeff Yates

TERMS: Net 15

SALES CODE	DESCRIPTION		QUANTITY	PRICE	AMOUNT
E140	File Conversion-ea TIF	EA	7,361.00	0.080	588.88
E160	OCR Cature - each	EA	7,361.00	0.060	441.66
D140	File Conversion to PDF-ea	EA	7,361.00	0.020	147.22
E900	Indexing of PDFs-per hr	HR	1.00	75.000	75.00
D905	CD Mastering-EACH	EA	1.00	25.000	25.00
				NET INVOICE:	1,277.76
				FREIGHT:	0.00
				SALES TAX:	0.00
				<b>INVOICE TOTAL:</b>	<b>1,277.76</b>

By signing this invoice you are acknowledging receipt of a completed project.  
**WE DO NOT ACCEPT THIRD PARTY BILLING RESPONSIBILITY!**

LHI Job#:

Received By

Date



September 30, 2006

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 6479

ph 206-274-2800  
 fax 206-274-2801

Previous Balance	\$18,325.04
Total Payments Received - Thank You!	\$18,325.04
<b><u>Total Fees and Disbursements This Invoice</u></b>	<b>\$10,616.84</b>
<b>TOTAL NOW DUE</b>	<b>\$10,616.84</b>

**PROFESSIONAL SERVICES**

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<b>MATTER:</b>	<b>1261-0004</b>		
<b>RE:</b>	<b>Adknowledge/Gordon/DISP</b>		
<b>DATE</b>	<b>DESCRIPTION</b>	<b>HOURS</b>	<b>LAWYER</b>
Sep-07-06	Review and Log Defendants' Document Production Bates Nos:1 - 146.	5.90	JD
Sep-08-06	NO CHARGE -- Draft letter to Siegel regarding production of Hodgell documents	0.30	RT
Sep-12-06	Reviewed and analyzed plaintiffs' opposition (and supporting documents relating) to motion to dismiss; Reviewed plaintiffs' discovery responses based upon representations made in Gordon's declaration in support of his Opposition to Motion to Dismiss	2.30	DN
	NO CHARGE -- Review Opposition to Motion to Dismiss and draft reply to same	3.00	RT
Sep-13-06	Conference call with Mike Geroe, Michael Shopmaker, and Peter Hazleton (Virtumundo's general counsel) re [REDACTED]	2.90	DN
	NO CHARGE -- Teleconference re [REDACTED] with Newman, Townesend, Geroe, Shopmaker, Peter.	1.10	JD

	Conference with clients regarding [REDACTED] Draft action items re: same; Draft Reply to Motion to Dismiss	3.70	RT
Sep-14-06	NO CHARGE -- Received, reviewed, and analyzed report from Adknowledge re [REDACTED]	0.40	DN
	Finalize correspondence to client regarding [REDACTED]	4.10	RT
Sep-15-06	Revised reply in support of Motion to Dismiss	1.40	DN
	Finalize and file reply	2.50	RT
Sep-20-06	Conference call among Michael Shopmaker, Mike Geroe, and Scott Lynn re [REDACTED] Further conference call among Mike Geroe and Scott Lynn	1.50	DN
	Telephone conference with Mike G & Mike S regarding [REDACTED] Draft discovery deficiency letter; Draft case schedule regarding same	2.40	RT
Sep-21-06	Finalize letter to Siegel regarding discovery deficiencies; Review discovery responses and produced documents in support of same; Draft memo regarding case stages	1.30	RT
Sep-22-06	NO CHARGE -- Per instructions from Mike Geroe, [REDACTED]	0.50	DN
Sep-25-06	Finalize letter to Siegel and review and respond production of documents from Geroe regarding same;	1.40	RT
	NO CHARGE -- Manage discovery matters; Review correspondence from plaintiff's counsel; Review proposed production to Siegel and production to date by Siegel	1.20	RT
	Review production of documents to date and draft a memorandum regarding needed documents from the client	1.40	RT
Sep-28-06	Reviewed and analyzed documents produced by Gordon, documents Adknowledge will produce, and allegations in complaint for purpose of developing discovery and case strategy plan; Internal team meeting re case strategy and discovery plan	2.70	DN
	NO CHARGE -- Meeting with Roger Townsend and D. Newman re discovery; Review and reorganize confidential documents; Amending control log; Contribute new updates to privilege log; Review additional client production.	2.40	JD
	Meeting with Duwors & Newman regarding discovery matters; Review documents and discovery requests and affirmative defenses to create list of needed documents from client; Conference with defense counsel in different Gordon lawsuit for lessons learned in same;	3.20	RT



Sep-29-06	Review discovery production and Plaintiff's discovery requests to determine what we have adequately responded to; Review/Analyze Gordon's production.	2.40	JD
	Review and revise Document needs list for conference with clients [REDACTED]	1.90	RT
Total Fees For This Matter Only:		Hours	49.90
		Fees	\$10,333.50

<b>Total Fees For All Matters</b>	Total Hours	49.90
	Total Fees	\$10,333.50

NET SUMMARY:

Lawyer	Hours	Standard Rate	Effective Rate (After Discounts)
Derek A. Newman	11.70	\$300.00	\$276.92
John Du Wors	11.80	\$195.00	\$137.16
Roger Townsend	26.40	\$250.00	\$207.39

**DISBURSEMENTS**

**MATTER:** 1261-0004  
**RE:** Adknowledge/Gordon/DISP

	Photocopies at \$.15 per copy	78.75
	Lexis/Westlaw	128.05
Sep-13-06	Kall8 - conference call	23.52
Sep-20-06	Kall8 - telephone conference	36.67
Total Disbursements For This Matter Only:		\$266.99

**MATTER:** 1261-0002  
**RE:** Adknowledge, Inc./Hodgell/DISP

	Photocopies at \$.15 per copy	16.35
Total Disbursements For This Matter Only:		\$16.35

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Total Disbursements For All Matters	<u>\$283.34</u>
<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$10,616.84</b>
Previous Balance	\$18,325.04
Previous Payments	<u>\$18,325.04</u>
<b>Balance Due</b>	<b>\$10,616.84</b>

TAX ID Number 91-1979158

## PAYMENT DETAILS

Sep-01-06	Receive Payment	\$4,313.50
Sep-15-06	Receive Payment	\$4,313.50
Sep-27-06	Receive Payment	\$9,698.04
	<b>Total Payments</b>	<u><b>\$18,325.04</b></u>

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.



September 30, 2006

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104  
 ph 206-274-2800  
 fax 206-274-2801

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 6479

Previous Balance	\$18,325.04
Total Payments Received - Thank You!	\$18,325.04
<u>Total Fees and Disbursements This Invoice</u>	<u>\$10,616.84</u>
<b>TOTAL NOW DUE</b>	<b>\$10,616.84</b>

**PROFESSIONAL SERVICES**

**MATTER:** 1261-0004

**RE:** Adknowledge/Gordon/DISP

DATE	DESCRIPTION	HOURS	LAWYER
Sep-07-06	Review and Log Defendants' Document Production Bates Nos:1 - 146.	5.90	JD
Sep-08-06	NO CHARGE -- Draft letter to Siegel regarding production of Hodgell documents	0.30	RT
Sep-12-06	Reviewed and analyzed plaintiffs' opposition (and supporting documents relating) to motion to dismiss; Reviewed plaintiffs' discovery responses based upon representations made in Gordon's declaration in support of his Opposition to Motion to Dismiss	2.30	DN
	NO CHARGE -- Review Opposition to Motion to Dismiss and draft reply to same	3.00	RT
Sep-13-06	Conference call with Mike Geroe, Michael Shopmaker, and Peter Hazleton (Virtumundo's general counsel) re [REDACTED]	2.90	DN
	NO CHARGE -- Teleconference re discovery with Newman, Townesend, Geroe, Shopmaker, Peter.	1.10	JD

	Conference with clients regarding case strategy and Motion to Dismiss; Draft action items re: same; Draft Reply to Motion to Dismiss	3.70	RT
Sep-14-06	NO CHARGE -- Received, reviewed, and analyzed report from Adknowledge re [REDACTED]	0.40	DN
	Finalize correspondence to client regarding [REDACTED]; Review productions from Adknowledge regarding click-through process, privacy policies and other related matters	4.10	RT
Sep-15-06	Revised reply in support of Motion to Dismiss	1.40	DN
	Finalize and file reply	2.50	RT
Sep-20-06	Conference call among Michael Shopmaker, Mike Geroe, and Scott Lynn re [REDACTED]; Further conference call among Mike Geroe and Scott Lynn	1.50	DN
	Telephone conference with Mike G & Mike S regarding [REDACTED]; Draft discovery deficiency letter; Draft case schedule regarding same	2.40	RT
Sep-21-06	Finalize letter to Siegel regarding discovery deficiencies; Review discovery responses and produced documents in support of same; Draft memo regarding case stages	1.30	RT
Sep-22-06	NO CHARGE -- Per instructions from Mike Geroe, [REDACTED]	0.50	DN
Sep-25-06	Finalize letter to Siegel and review and respond production of documents from Geroe regarding same;	1.40	RT
	NO CHARGE -- Manage discovery matters; Review correspondence from plaintiff's counsel; Review proposed production to Siegel and production to date by Siegel	1.20	RT
	Review production of documents to date and draft a memorandum regarding needed documents from the client	1.40	RT
Sep-28-06	Reviewed and analyzed documents produced by Gordon, documents Adknowledge will produce, and allegations in complaint for purpose of developing discovery and case strategy plan; Internal team meeting re case strategy and discovery plan	2.70	DN
	NO CHARGE -- Meeting with Roger Townsend and D. Newman re discovery; Review and reorganize confidential documents; Amending control log; Contribute new updates to privilege log; Review additional client production.	2.40	JD
	Meeting with Duwors & Newman regarding discovery matters; Review documents and discovery requests and affirmative defenses to create list of needed documents from client; Conference with defense counsel in different Gordon lawsuit for lessons learned in same;	3.20	RT

Sep-29-06	Review discovery production and Plaintiff's discovery requests to determine what we have adequately responded to; Review/Analyze Gordon's production.	2.40	JD
	Review and revise Document needs list for conference with clients [REDACTED]; [REDACTED] Commence drafting motion for an undertaking	1.90	RT
Total Fees For This Matter Only:		Hours Fees	49.90 \$10,333.50

<b>Total Fees For All Matters</b>	Total Hours	49.90
	Total Fees	\$10,333.50

**FEE SUMMARY:**

Lawyer	Hours	Standard Rate	Effective Rate (After Discounts)
Derek A. Newman	11.70	\$300.00	\$276.92
John Du Wors	11.80	\$195.00	\$137.16
Roger Townsend	26.40	\$250.00	\$207.39

**DISBURSEMENTS**

**MATTER: 1261-0004**  
**RE: Adknowledge/Gordon/DISP**

	Photocopies at \$.15 per copy	78.75
	Lexis/Westlaw	128.05
Sep-13-06	Kall8 - conference call	23.52
Sep-20-06	Kall8 - telephone conference	36.67
Total Disbursements For This Matter Only:		\$266.99

**MATTER: 1261-0002**  
**RE: Adknowledge, Inc./Hodgell/DISP**

	Photocopies at \$.15 per copy	16.35
Total Disbursements For This Matter Only:		\$16.35

Total Disbursements For All Matters	<u>\$283.34</u>
<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$10,616.84</b>
Previous Balance	\$18,325.04
Previous Payments	<u>\$18,325.04</u>
<b>Balance Due</b>	<b>\$10,616.84</b>

TAX ID Number 91-1979158

**PAYMENT DETAILS**

Sep-01-06	Receive Payment	\$4,313.50
Sep-15-06	Receive Payment	\$4,313.50
Sep-27-06	Receive Payment	\$9,698.04
	<b>Total Payments</b>	<u><b>\$18,325.04</b></u>

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.



October 31, 2006

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 6505

ph 206-274-2800  
 fax 206-274-2801

Previous Balance	\$10,616.84
<u>Total Fees and Disbursements This Invoice</u>	<u>\$22,459.24</u>
<b>TOTAL NOW DUE</b>	<b>\$33,076.08</b>

**PROFESSIONAL SERVICES**

**MATTER:** 1261-0004

**E:** Adknowledge/Gordon/DISP

DATE	DESCRIPTION	HOURS	LAWYER
Oct-09-06	Received and performed initial review of documents from Virtumundo; Conference call among Mike Geroe, Mike Shopmaker, and Peter Hazleton re [REDACTED]	1.80	DN
	NO CHARGE -- Conference call with Virtumundo and Adknowledge regarding [REDACTED]	1.20	RT
Oct-10-06	NO CHARGE -- Telephone conference with Mike Geroe re [REDACTED]	0.80	DN
	NO CHARGE -- Review document production from Adknowledge & Virtumundo	1.20	RT
Oct-12-06	Reviewed documents Mike Geroe forwarded to determine whether we have documents in certain categories; Conference call among Mike Geroe, Mike Shopmaker, Peter Halzeton, and Scott Moore re [REDACTED]	2.70	DN

Oct-13-06	NO CHARGE -- Review of Gordon v. Adknowledge, et al. case history including claims and relevant motions.	3.00	DL
	NO CHARGE -- Organizational conference with D. Linke, D. Newman and R. Townsend re document production.	1.20	JD
Oct-14-06	Initial survey of all of client Adknowledge's available discovery evidence; Create checklist for reviewing evidence based on plaintiff's discovery requests; Identify and remove non-responsive documents; Develop plan for logging and systematizing evidence for production.	10.00	DL
	NO CHARGE -- Discovery analysis: Draft control log and management; Meet with Derek Linke;	3.60	JD
Oct-15-06	NO CHARGE -- Document management with D. Linke.	1.40	JD
Oct-16-06	NO CHARGE -- Review and log Adknowledge's evidence.	4.00	DL
	Initial survey of all of client Virtumundo's discoverable evidence: Identify and remove non-responsive documents; Expedite using previously devised checklist and logging system.	9.00	DL
Oct-17-06	NO CHARGE -- Telephone conference with Peter Hazleton re [REDACTED]	0.30	DN
	Finish reviewing and begin logging first batch of Adknowledge's documents.	4.25	DL
	Assessing contents of Adknowledge's unsubscribe/complaint e-mail archive.	7.00	DL
	NO CHARGE -- Conference with Siegel regarding protective order and production of documents; Review and revise protective order and corresponding stipulation	1.10	RT
Oct-18-06	Reviewed and finalized documents for production to plaintiff and advised Mike Geroe and Peter Hazleton re [REDACTED]	2.30	DN
	NO CHARGE -- Further work on logging Adknowledge e-mail archive.	3.50	DL
	Finish reviewing and log first batch of Virtumundo's documents.	6.00	DL
	NO CHARGE -- Meeting with D. Newman, D. Linke and R. Townsend re document production, review of protective order and production and logging of PST files; Meeting with D. Linke re production.	0.90	JD
Oct-19-06	Several telephone conferences with Mike Geroe and other Adknowledge personnel, including David Stafford, re [REDACTED]	1.80	DN



	[REDACTED]; Telephone conference with Peter [REDACTED]; [REDACTED]; Reviewed documents for production and case management purposes		
	Assemble first production of fully reviewed and logged Adknowledge and Virtumundo documents for review; Create required privacy log that informs opposing counsel about documents withheld for privilege; Send to opposing counsel.	4.00	DL
	Develop log and claim chart for plaintiff's production and identifying plaintiff's deficiencies in preparation for drafting a Meet and Confer letter.	6.00	DL
	NO CHARGE -- Draft Defendants' Motion for an Undertaking pursuant to 15 U.S.C. § 7706(g)(4); Assist in production of documents; Draft correspondence to opposing counsel; Review emails and compliance with statutory provisions in support of Motion for Undertaking	3.00	RT
Oct-20-06	NO CHARGE -- Reviewed discovery logs and documents from Gordon for purpose of analyzing potential overall liability; Internal meeting with team re preparing defenses	1.70	DN
	Further review and log plaintiff's production.	4.00	DL
	Further work on logging Adknowledge e-mail archive.	5.50	DL
	Draft Defendants' Motion for an Undertaking pursuant to 15 U.S.C. § 7706(g)(4) and legal research in support of same	3.20	RT
Oct-23-06	Further work on reviewing and logging Adknowledge e-mails and processing remaining Virtumundo evidence.	4.00	DL
	Further work on reviewing and logging Virtumundo's documentary evidence.	6.50	DL
	Draft motion for Undertaking; legal research regarding legislative history and review or record regarding Gordon as Internet Access Service; Draft correspondence to Siegel regarding discovery matters;	3.90	RT
Oct-24-06	Review and log plaintiff's production - focusing on one of the archives containing allegedly offending messages.	2.25	DL
	NO CHARGE -- Finish reviewing and logging of Adknowledge's e-mail archive.	4.50	DL
	NO CHARGE -- Review and revise draft of Motion for Undertaking	1.40	RT
Oct-25-06	Finalize and assemble the second production of fully reviewed and logged Adknowledge and Virtumundo evidence, includes Adknowledge e-mail archive.	1.50	DL

	Draft declarations for Motion for Undertaking.	3.00	DL
	Finalize and assemble the second production of fully reviewed and logged Adknowledge and Virtumundo evidence, includes Adknowledge e-mail archive; Send the production to opposing counsel.	3.00	DL
	Draft a third declaration for the Motion for an Undertaking.	3.00	DL
	Revise declarations in support of Motion for Undertaking; Review and revise motion for undertaking; communications with client regarding [REDACTED]. Add section to Undertaking Motion regarding unrelated third party emails; Manage production of documents to plaintiff's counsel and draft cover letter in support of same	4.90	RT
Oct-26-06	NO CHARGE -- Revise declarations for the Motion for an Undertaking.	2.75	DL
	Assess contents of Virtumundo's unsubscribe/complaint e-mail archive.	1.25	DL
	Develop methods and shortcuts for reviewing and logging entire archive, consisting of around 38,000 PDF pages; Begin reviewing and logging under that system.	4.50	DL
Oct-27-06	Review and log Virtumundo e-mails.	2.00	DL
	NO CHARGE -- Preparation of Exhibits for Motion for Undertaking	1.25	DL
	Returning to review of plaintiff's produced evidence; Analyze and log individual allegedly offending e-mails	3.75	DL
	Review and revise Undertaking papers and declarations and exhibits in support of same	3.20	RT
Oct-28-06	Review and log Virtumundo e-mails.	11.50	DL
Oct-30-06	Reviewed and modified draft of motion for undertaking	0.50	DN
	Production and logging of privileged Virtumundo e-mails	4.00	DL
	Review and log Virtumundo e-mails.	5.00	DL
	Review and revise Motion for Undertaking and supporting declarations and exhibits; Conference with Mike Geroe regarding [REDACTED]	2.70	RT

Oct-31-06	NO CHARGE -- Interviewed Larry Jordan, potential expert witness	0.40	DN
	Review and log Virtumundo e-mails.	4.25	DL
	Finalize Virtumundo e-mail log.	5.50	DL
	NO CHARGE -- Produce and log exhibits for Motion for an undertaking.	1.00	DL
	Review and revise Motion for Undertaking and supporting declarations and exhibits; conference with potential expert witness; conference with Geroe regarding [REDACTED]; review documents produced by clients	2.80	RT
Total Fees For This Matter Only:		Hours	188.75
		Fees	\$21,791.25

<b>Total Fees For All Matters</b>	Total Hours	188.75
	Total Fees	\$21,791.25

**FEE SUMMARY:**

Lawyer	Hours	Standard Rate	Effective Rate (After Discounts)
Derek A. Newman	12.30	\$300.00	\$221.95
Derek Linke	140.75	\$115.00	\$98.66
John Du Wors	7.10	\$195.00	\$0.00
Roger Townsend	28.60	\$250.00	\$180.94

**DISBURSEMENTS**

**MATTER:** 1261-0004

**RE:** Adknowledge/Gordon/DISP

	Photocopies at \$.15 per copy	544.80
	Lexis/Westlaw	29.15
Sep-30-06	Public Access to Electronic Court Records 16 @ 0.08	1.28
Oct-09-06	Telephone conference	16.20
Oct-12-06	Telephone conference	26.91

Oct-20-06	Courier Expense	21.50
Oct-26-06	Courier Expense	11.50

Total Disbursements For This Matter Only: \$651.34

**MATTER:** 1261-0002

**RE:** Adknowledge, Inc./Hodgell/DISP

Photocopies at \$.15 per copy 16.65

Total Disbursements For This Matter Only: \$16.65

Total Disbursements For All Matters \$667.99

**Total Fees & Disbursements This Invoice \$22,459.24**

Previous Balance \$10,616.84

**Balance Due \$33,076.08**

TAX ID Number 91-1979158

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.



December 7, 2006

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 6598

ph 206-274-2800  
 fax 206-274-2801

Previous Balance	\$33,076.08
Total Payments Received - Thank You!	\$33,076.08
<u>Total Fees and Disbursements This Invoice</u>	\$50,000.00
<b>TOTAL NOW DUE</b>	<b>\$50,000.00</b>

**PROFESSIONAL SERVICES**

**ATTN:** 1261-0004

**RE:** Adknowledge/Gordon/DISP

DATE	DESCRIPTION	HOURS	LAWYER
Nov-01-06	Revised motion for undertaking and supporting declarations; Several telephone conferences with Mike Geroe re [REDACTED]	1.60	DN
	Review plaintiff's production, research for exhibits for Motion for Undertaking; Review and log Virtumundo production; Final review and log of Adknowledge evidence.	6.00	DL
	Incorporate changes to declarations and motion for undertaking per comments from Geroe and Hazelton; conferences (multiple) with Geroe regarding [REDACTED]	3.20	RT
	-\$5,780.06 DISCOUNT		Flat
Nov-02-06	Revised and finalized motion for undertaking and supporting documents	3.50	DN
	Revise declarations and exhibits for Motion for Undertaking in response to client requests; Revise declarations and exhibits for Motion for Undertaking in response to client requests; Finish logging Virtumundo e-mails, including entire "Deleted items" directory.	10.25	DL

	Finalize and file motion for undertaking; conferences with Geroe regarding [REDACTED]	4.10	RT
Nov-03-06	Finalize last available batch of production of Virtumundo's and Adknowledge's evidence; Prepare for delivery to opposing counsel; Begin draft of memo detailing status of production and remaining issues.	5.00	DL
Nov-05-06	Reviewed and analyzed Gordon's motion for relief from deadline to respond to motion for undertaking; Analyzed possible strategies in light of Gordon's motion for relief, and drafted detailed message to Mike Geroe, Mike Shopmaker, and Peter Hazleton [REDACTED] Reviewed materials from possible expert, Larry Jordan, and forwarded same to team for consideration	1.80	DN
Nov-06-06	Conference call among Mike Geroe, Mike Shopmaker, and Peter Hazleton re [REDACTED] Researched potential expert witnesses; Reviewed and finalized document responses to plaintiff's discovery	2.40	DN
	Complete production status memo; Analyze and log sample of plaintiffs' archives of allegedly offending messages	6.00	DL
	Litigation team conference call with Hazelton, Shopmaker & Geroe regarding [REDACTED]	1.70	RT
Nov-07-06	Interviewed potential expert witness, John Levine	0.50	DN
	Analyze and log sample of plaintiffs' archives of allegedly offending messages	8.00	DL
	Conference with potential expert Levine; draft opposition to motion for extension	2.10	RT
Nov-08-06	Revised and completed initial draft of response to motion for relief from deadline and forwarded same to clients for comment	1.60	DN
	Analyze and log sample of plaintiffs' archives of allegedly offending messages	9.75	DL
	Review and revise opposition to motion for relief from deadline and legal research in support of same	3.50	RT
Nov-09-06	Finalized response to motion for relief from deadline; Received and reviewed minute order granting motion for relief; Drafted motion for reconsideration of date by which plaintiffs must file summary judgment; Drafted memo to clients advising about [REDACTED]	2.60	DN
	Analyze and log sample of plaintiffs' archives of allegedly offending messages	9.50	DL
	Finalize opposition to motion for relief from deadline; review and comment re: motion for reconsideration	2.10	RT

Nov-10-06	Reviewed analysis of allegedly offending messages and corresponding emails; Conference call among Mike Geroe, Mike Shopmaker, Peter Hazleton, and Scott Lynn re [REDACTED]	1.80	DN
	Analyze and log sample of plaintiffs' archives of allegedly offending messages; Draft Exhibit for 30(b)(6) Subpoena to Omni Innovations	9.25	DL
	Conference with Adknowledge and Virtumundo teams regarding [REDACTED] manage discovery and depositions issues (analysis grid & noted depositions)	1.60	RT
Nov-11-06	Assemble results of log and begin draft memo on results of initial analysis of plaintiff's archives of allegedly offending messages	5.50	DL
Nov-13-06	Reviewed, revised, and forwarded memo advising [REDACTED]; Reviewed, analyzed, and forwarded to Mike Geroe [REDACTED]; Revised and forwarded to Mike Geroe memo re [REDACTED]; Telephone conference with opposing counsel, Bob Siegel, re scheduling depositions; Advised Mike Geroe re [REDACTED]	1.70	DN
	Analyze and log plaintiffs' supplemental production, including mailbox archives of "contract bounces" and "rejects"; Review plaintiff Gordon's document "Email Analysis Virtumundo Bates.pdf" to discern plaintiff's theory of clients' liability. Draft memo.	9.50	DL
	Draft engagement letter for J. Levine	0.80	RM
	Draft deposition notices for Gordonworks, Omni Innovations and Gordon individually; draft 30(b)(6) attachment providing for claims, discovery compliance, factual allegations and defenses; review discovery requests for final round of propounded interrogatories, requests for production and requests for admission and drafting of same; review and revise memorandum regarding discovery process and production analysis; review and revise correspondence to potential expert witness	3.90	RT
Nov-14-06	Telephone conference with Mike Geroe re [REDACTED] Internal meeting re document review procedure, deposition preparation, and summary prep	1.50	DN
	Draft Lynn Interrogatories to Defendants; Prepare process and materials for comprehensive review of plaintiffs' archives; Contact and interview attorney candidates for review process; Prepare process and materials for comprehensive review of plaintiff's archives.	7.50	DL
	Manage document production process; draft requests for admission, requests for production, and interrogatories;	1.40	RT
Nov-15-06	Conferences with opposing counsel and Mike Geroe re [REDACTED]	0.80	DN

	Draft memo on meaning of "misleading" under "CEMA" and CAN-SPAM; Prepare Lynn Interrogatories to Gordon and Omni Innovations; Create plan for comprehensive review of plaintiffs' archives of allegedly offending messages.	7.00	DL
	Finalize interrogatories and requests for production;	1.90	RT
Nov-16-06	Telephone conference with expert witness, John Levine, re facts underlying claims, messages at issue, and scope of work; Trained contract lawyers and monitored initial progress of email review process; Several telephone conferences with Mike Geroe re [REDACTED] judgment; Telephone conferences with opposing counsel, Bob Siegel, re scheduling of depositions and procedural issues	3.80	DN
	Create plan for comprehensive review of plaintiffs' archives of allegedly offending messages; Prepare materials for comprehensive review of plaintiffs' email archives; Prepare materials for comprehensive review of plaintiffs' email archives; Train contract attorneys on relevant aspects of present litigation, applicable law, and review process; Distribute mailboxes for attorneys to review, work with individual contract attorneys to bring them up to speed with review process; Work with individual attorneys to find ways to speed up reviewing without compromising accuracy; Review contract attorneys' work product and work with them to increase logging speed and accuracy; Prepare nightly report on comprehensive review progress.	17.00	DL
	Review 30(b)(6) deposition notices from Siegel; conference with Mike Geore regarding [REDACTED]	0.70	RT
Nov-17-06	Telephone conference with Mike Geroe re [REDACTED]	0.50	DN
	Collate work from the first day of review; Prepare for and train contract attorneys on federal law and updated logging process for second phase of review; Prepare review materials for second phase of review, including spreadsheet logs, mailboxes, and reviewing materials; Prepare nightly report on comprehensive review progress;	9.25	DL
Nov-18-06	Cross check contract attorneys' logs and review for conformity with desired end result. Correct and discuss where necessary.	4.00	DL
Nov-19-06	Conduct research and draft memo on application of new 4th Circuit case law to instant litigation; Continue work on memo on 4th Circuit law; Prepare weekend report on comprehensive review progress.	7.75	DL
Nov-20-06	Negotiated with plaintiff's counsel, Bob Siegel, stipulation for extending deadlines; Conference call with Scott Lynn, Brett Brewer, and Mike Geroe re [REDACTED]	0.80	DN
	Prepare review materials for third phase of review, including spreadsheet logs, mailboxes, and reviewing materials.	3.50	DL
	Draft stipulation regarding extensions of time; draft outline of summary judgment motion; manage document production issues; review email correspondence with client and opposing counsel	2.40	RT



Nov-21-06	Train new attorney on case, law, and review process; Cross check contract attorneys' logs and review for conformity with desired end result; Prepare nightly report on comprehensive review progress.	4.50	DL
	Manage document review process;	1.10	RT
Nov-22-06	Cross check contract attorneys' logs and review for conformity with desired end result.	2.00	DL
Nov-23-06	Prepare nightly report on comprehensive review process.	1.25	DL
Nov-27-06	Conference call with opposing counsel, Bob Siegel, and the court re status of pending matters including motion to dismiss and stipulation; Telephone conference with opposing counsel re scheduling depositions; Reviewed documents control log for email review and analysis for purpose of determining liability	1.70	DN
	Analyze additional evidence from Virtumundo; Compile outline for Motion for Summary Judgment.	7.00	DL
	Review and revise summary judgment outline	1.10	RT
Nov-28-06	Prepare report on comprehensive review progress; Prepare materials for further review by contract attorneys.	3.00	DL
	Review and revise summary judgment outline and legal research regarding same	1.20	RT
Nov-29-06	Received supplemental document production and analyzed how new documents impact previous review and case in general; Revised letter to Bob Siegel, plaintiff's counsel, re supplemental production; Received and reviewed deposition notices and contacted plaintiff's counsel with objections	0.70	DN
	Prepare materials for further review by contract attorneys; Prepare materials for contract team to review Plaintiffs' Adknowledge mailbox; Meet with Derek Newman and Roger Townsend about plaintiffs' additional production of emails; Finish preparation of materials for contract team to review Plaintiffs' Adknowledge mailbox; Prepare review materials for final phase of comprehensive review, including spreadsheet logs, mailboxes, and reviewing materials.	4.50	DL
	Review supplemental production from Siegel and draft correspondence regarding deficiencies and unreasonableness of the same	2.10	RT
Nov-30-06	Prepare updated draft of summary judgment outline based on feedback from Roger Townsend.	4.75	DL

\$20,000 (50% OF \$40,000 FLAT FEE) - Seven lawyers reviewed and created log for 13,758 of Gordon's allegedly offending email messages for the purpose of assessing liability and providing basis for motion for summary judgment, and a reference for trial, that includes all relevant facts about each email and legal opinions on each message's compliance with the federal CAN-SPAM Act, the Washington State Commercial Electronic Marketing Act, and the Washington State Prize Statute.

Flat

Total Fees For This Matter Only:	Hours	223.95
	Fees	\$49,716.19

<b>Total Fees For All Matters</b>	<b>Total Hours</b>	223.95
	<b>Total Fees</b>	\$49,716.19

**FEE SUMMARY:**

Lawyer	Hours	Standard Rate
Derek A. Newman	27.30	\$300.00
Derek Linke	161.75	\$115.00
Randall Moeller	0.80	\$225.00
Roger Townsend	34.10	\$250.00

**DISBURSEMENTS**

**MATTER: 1261-0004**  
**RE: Adknowledge/Gordon/DISP**

	Photocopies at \$.15 per copy	97.65
	Lexis/Westlaw	86.52
Oct-09-06	Kall8 - Conference calls	16.20
Oct-12-06	Kall8 - Conference calls	26.91
Nov-06-06	Kall8 - Conference calls	8.36
Nov-07-06	Courier Expense	16.70
Nov-10-06	Kall8 - Conference calls	19.02

Total Disbursements For This Matter Only:	\$271.36
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**MATTER:** 1261-0002  
**RE:** Adknowledge, Inc./Hodgell/DISP

Photocopies at \$.15 per copy	12.45
 Total Disbursements For This Matter Only:	 \$12.45

Total Disbursements For All Matters	<u>\$283.81</u>
 <b>Total Fees &amp; Disbursements This Invoice</b>	 <b>\$50,000.00</b>
 Previous Balance	 \$33,076.08
 Previous Payments	 <u>\$33,076.08</u>
 <b>Balance Due</b>	 <b>\$50,000.00</b>

TAX ID Number 91-1979158

**PAYMENT DETAILS**

Nov-06-06	Receive Payment	\$10,616.84
Dec-07-06	Receive Payment	\$22,459.24
	 <b>Total Payments</b>	 <u><b>\$33,076.08</b></u>

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.



January 12, 2007

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104  
 ph 206-274-2800  
 fax 206-274-2801

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 6662

Previous Balance	\$50,000.00
Total Payments Received - Thank You!	\$50,000.00
Total Fees and Disbursements This Invoice	\$64,319.02
<b>TOTAL NOW DUE</b>	<b>\$64,319.02</b>

**PROFESSIONAL SERVICES**

**MATTER:** 1261-0004  
**RE:** Adknowledge/Gordon/DISP  
**DATE** DESCRIPTION

Dec-01-06	Collect final logs from contract attorneys; Begin assembling and reviewing them	7.50	DL
Dec-04-06	Met and conferred with Bob Siegel, counsel for plaintiffs, re production of new emails, prejudice defendants will suffer, and proposals for curing deficiency	0.50	DN
	Collate and organize contract team's individual logs.	7.00	DL
Dec-05-06	Negotiated guidelines and dates for deposition with opposing counsel	0.50	DN
Dec-06-06	Normalize, verify, merge and format logs produced by contract attorneys of emails in mailbox archive VM-2003.	9.00	DL
Dec-07-06	Normalize, verify, merge and format logs produced by contract attorneys of emails in mailbox archive VM-2004.	9.00	DL

Dec-08-06	Received, reviewed, and advised Mike Geroe and Peter Hazelton re [REDACTED] [REDACTED]	0.60	DN
	Normalize, verify, merge and format logs produced by contract attorneys of emails in mailbox archive	6.25	DL
	Review and analyze order granting in part motion to dismiss	0.30	RT
Dec-11-06	Conferred with opposing counsel re deposition issues; Drafted letter to Bob Siegel, counsel for Gordon, re deposition guidelines	2.00	DN
	Assemble and prepare documents for defense of clients' deposition.	9.75	DL
	Research IP net block and domain name usage issue; draft correspondence to opposing counsel regarding depositions and discovery matters; multiple correspondence with clients regarding same; conference call with Mike Geroe regarding [REDACTED]; draft objections to deposition notices and legal research regarding same; draft correspondence to Siegel regarding same	2.90	RT
Dec-12-06	Traveled to Kansas City for depositions and, during travel and after arrival, reviewed and analyzed documents that might be used in questioning witnesses, for purpose of preparing witnesses	10.00	DN
	Meet with Roger Townsend; Assist with preparation of Virtumundo's Reponse to Plaintiffs' Interrogatories and Request for Production	2.25	DL
	Draft discovery correspondence to opposing counsel; prepare responses to Virtumundo discovery requests; assist in deposition preparation and opposing counsel's document management disputes;	3.30	RT
Dec-13-06	Prepared Scott Moore, Brett Brewer, and Scott Lynn for deposition; Negotiated various issues with opposing counsel; Worked with Peter Hazelton to [REDACTED] [REDACTED] Revised and finalized responses to interrogatories and requests for production of documents propounded upon Virtumundo	10.00	DN
	Normalize, verify, merge and format logs produced by contract attorneys of emails in mailbox archive "ADK"	9.50	DL
	Review and revise responses to Virtumundo discovery requests; draft correspondence of Siegel regarding discovery disputes; draft objections to amended notices of deposition; assist in deposition preparation	2.00	RT
L 14-06	Prepared Scott Moore and Scott Lynn for deposition; Defended Scott Moore in deposition; Defended Scott Lynn in deposition; Revised and modified motion to compel or exclude newly produced emails	12.00	DN

	Work with Roger Townsend on facts and declaration for Motion to Compel Discovery	4.75	DL
	Attend depositions telephonically; Draft Motion to Compel regarding late produced emails; Draft declaration and legal research re: FRCP in support of same	6.80	RT
	Attend Virtumundo deposition and drafting of motion re: emails and Lynn discovery requests; negotiations with Siegel regarding stipulation; draft and revise stipulation accordingly; review Hodgell deposition notice and draft advisory to client and letter of inquiry to opposing counsel regarding same	2.60	RT
Dec-15-06	Prepared Brett Brewer for deposition; Defended Brett Brewer in deposition; Traveled back to Seattle	12.00	DN
	Compare both of Plaintiffs' mailboxes labeled "Virtumundo"; Create log of differences and brief memo of results of comparison.	5.50	DL
Dec-18-06	Normalize, verify, merge and format logs produced by contract attorneys of emails in mailbox archive "VMO"	9.50	DL
	Review motion for summary judgment; review deposition transcripts and case materials	0.50	RT
L 19-06	Telephone conferences with expert, Dr. John Levine, re log of emails, issues with messages, and testimony to support case; Reviewed motion for summary judgment and supporting documents, and advised Mike Geroe re [REDACTED]; Additional telephone conferences with Mike Geroe re [REDACTED]	1.90	DN
	Begin drafting memo of results of comprehensive email review for Adknowledge	3.50	DL
	Continue drafting memo of results for Adknowledge.	5.00	DL
	Review summary judgment motion and begin opposition to the same	2.20	RT
Dec-20-06	Received and reviewed Gordon's deficient responses to discovery requests; Reviewed facts and arguments for motion re new email evidence and to compel response to second discovery requests	1.20	DN
	Begin drafting memo of results of comprehensive email review for Virtumundo	4.50	DL
	Work with Randy Moeller to provide background facts for Motion to compel Discovery	2.00	DL

Telephone conference with Derek Newman and Roger Townsend regarding Motion to Compel; Telephone conference with Derek Linke regarding same; Review facts 4.10 SCW

underlying history of production; Telephone call with Derek Newman and Roger Townsend re strategy for declarants not identified in preliminary disclosures; Research re Motion to Compel

Research and draft motion to compel discovery 3.10 RM

Review summary judgment motion and draft opposition to the same; Work on motion to compel regarding deficient response to Lynn discovery responses and form of the emails; Draft correspondence to Siegel regarding late disclosure of witnesses 3.10 RT

Dec-21-06 Revised and finalized two motions: motion to compel segregation of email productions, and motion to compel discovery responses 2.30 DN

Meet with S. Christopher Winter to discuss underlying facts for Motion to Compel Discovery; Prepare summary of history of Plaintiffs' production of emails. 0.75 DL

Ghost write "meet and confer" letter for Derek Newman to send to opposing counsel 1.00 DL

Work with S. Christopher Winter to draft and revise two declaration and Fact section for Motion to Compel Discovery. 3.50 DL

Research re Motion to Compel; Telephone conference with Derek Newman and Roger Townsend re Gordon Production; Telephone call with Derek Linke re Declaration in Support, and exhibits to same; Draft letter to Bob Siegel re Motion to Compel; Draft Motion to Compel 8.00 SCW

Research and draft motion to compel discovery; Draft supporting declaration and exhibits; Draft letter to opposing counsel regarding discovery conference; Conference with D. Newman regarding same 10.60 RM

Assist re: discovery motions; review and revise Civil Rule 37 letter to Siegel; draft letter to Siegel regarding late disclosed witnesses; 0.90 RT

Dec-22-06 Several telephone conferences with potential expert, John Levine, re his concerns about Adknowledge and Virtumundo mail; Conference call among Mike Geroe and John Levine; Researched other potential experts 1.70 DN

Prepare Appendix A to both clients' memos. 4.00 DL

	Finalize Comprehensive Review Memo for Adknowledge	4.50	DL
	Draft opposition to motion for summary judgment;	2.10	RT
Dec-26-06	Finalize Comprehensive Review Memo for Virtumundo	4.00	DL
Dec-27-06	Reviewed and analyzed summary judgment motion and drafted outline in opposition	2.70	DN
Dec-28-06	Select and prepare Exhibits for Comprehensive Review Memos.	3.50	DL
Dec-29-06	Research and draft opposition to Motion for Partial Summary Judgment	1.80	SCW
Dec-30-06	Research and draft opposition to Motion for Partial Summary Judgment	4.00	SCW
Dec-31-06	Research and draft opposition to Motion for Partial Summary Judgment; Telephone conference with Derek Newman and Roger Townsend regarding same.	4.80	SCW

\$20,000 (50% OF \$40,000 FLAT FEE) - Seven lawyers reviewed and created log for 13,758 of Gordon's allegedly offending email messages for the purpose of assessing liability and providing basis for motion for summary judgment, and a reference for trial, that includes all relevant facts about each email and legal opinions on each message's compliance with the federal CAN-SPAM Act, the Washington State Commercial Electronic Marketing Act, and the Washington State Prize Statute.

Total Fees For This Matter Only:	Hours	236.75
	Fees	\$65,453.75

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<b>Total Fees For All Matters</b>	<b>Total Hours</b>	236.75
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<b>Total Fees</b>	\$65,453.75
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**FEE SUMMARY:**

<b>Lawyer</b>	<b>Hours</b>	<b>Standard Rate</b>
Derek A. Newman	57.40	\$300.00
Derek Linke	116.25	\$115.00



S. Christopher Winter	22.70	\$225.00
Randall Moeller	13.70	\$225.00
Roger Townsend	26.70	\$250.00

**Mark down bill per Derek Newman** **-\$6,453.75**

Total Fees After Discount \$59,000.00

**DISBURSEMENTS**

**MATTER: 1261-0004**

**RE: Adknowledge/Gordon/DISP**

	Photocopies at \$.15 per copy	139.35
Oct-25-06	Outside Copying Fee	3,689.23
Nov-30-06	Lexis-Nexis	53.99
Dec-09-06	airfare from Seattle to Kansas City - Adknowledge depositions	395.20
Dec-18-06	John M Bowen & Assoc - stenographic services - expedite, postage	254.00
Dec-22-06	Courier Expense	21.50
Dec-27-06	John M Bowen & Assoc - stenographic services - expedite, copies, postage, ASCII disk	566.25
	Courier Expense	28.50
Dec-31-06	Printing	46.50
	Total Disbursements For This Matter Only:	\$5,194.52

**MATTER: 1261-0002**

**RE: Adknowledge, Inc./Hodgell/DISP**

	Photocopies at \$.15 per copy	124.50
	Total Disbursements For This Matter Only:	\$124.50

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Total Disbursements For All Matters	\$5,319.02
<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$64,319.02</b>

Previous Balance	\$50,000.00
Previous Payments	<u>\$50,000.00</u>
<b>Balance Due</b>	<b>\$64,319.02</b>

TAX ID Number 91-1979158

**PAYMENT DETAILS**

Jan-12-07	Receive Payment	\$50,000.00
	<b>Total Payments</b>	<u><b>\$50,000.00</b></u>

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.



February 2, 2007

505 Fifth Avenue South

Suite 610

Seattle, Washington

98104

ph 206-274-2800

fax 206-274-2801

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261

Inv #: 6797

Previous Balance	\$64,319.02
Total Payments Received - Thank You!	\$64,319.02
<u>Total Fees and Disbursements This Invoice</u>	\$56,480.52
<b>TOTAL NOW DUE</b>	<b>\$56,480.52</b>

**PROFESSIONAL SERVICES****MATTER: 1261-0004****RE: Adknowledge/Gordon/DISP**

DATE	DESCRIPTION	HOURS	LAWYER
Jan-01-07	Draft Opposition to Motion for Summary Judgment.	4.10	SCW
Jan-02-07	NO CHARGE -- Draft Opposition to Summary Judgment motion - Telephone conference with Roger Townsend regarding same - revision.	1.30	SCW
	NO CHARGE -- Telephone conference with Derek Newman and Roger Townsend regarding Opposition to Motion for Summary Judgment; Draft Opposition to Motion for Summary Judgment.	3.30	SCW
	NO CHARGE -- Work on summary judgment opposition; draft questions for deposition preparation	3.30	RT
Jan-03-07	Draft Opposition to Motion for Summary Judgment; Telephone conference with Roger Townsend regarding same.	5.90	SCW
	Review and revise summary judgment opposition; conferences regarding default issue; review opposition to discovery motions (x2) and outline arguments in reply to same	3.60	RT

Jan-04-07	NO CHARGE -- Interviewed expert witness Neal Krawetz; Advised Mike Geroe re [REDACTED]	0.70	DN
	Draft Opposition to Motion for Summary Judgment.	7.60	SCW
	Research and draft reply brief in support of motion to compel discovery; Conferences with D. Newman and R. Townsend regarding same	5.90	RM
	NO CHARGE -- Draft and research opposition to motion for summary judgment; draft replies in support of motions to compel; deposition preparation	3.20	RT
Jan-05-07	Revised and finalized reply in support of motion to compel discovery; Revised and finalized reply in support of motion to segregate emails; Revised Opposition in Support of Motion for Summary Judgment	3.20	DN
	Draft Opposition to Motion for Summary Judgment; Draft Reply to Opposition to Motion to Compel Segregation; Telephone conference with Derek Newman regarding same.	3.50	SCW
	NO CHARGE -- Continue researching and drafting reply brief in support of motion to compel discovery	3.50	RM
	NO CHARGE -- Review and revise opposition to motion for summary judgment; review and revise replies	2.10	RT
Jan 5-07	Revised agreement with expert; Conferred with expert re testimony and expert report; Revised response to motion for summary judgment	2.90	DN
	Draft Opposition to Motion for Summary Judgment; Draft evidentiary objections regarding same.	5.00	SCW
Jan-07-07	Revised and modified opposition to motion for summary judgment, Shopmaker declaration, and evidentiary objections	5.00	DN
	Draft Opposition to Motion for Summary Judgment; Review Derek Newman revisions to same; Draft Shopmaker & Townsend declarations in support of same; Draft section regarding adverse affect.	3.80	SCW
Jan-08-07	Revised and finalized response in opposition to Gordon's motion for summary judgment; Conferred with New expert Neal Krawetz; Prepared for Gordon and Omni depositions	10.00	DN
	NO CHARGE -- Telephone conference with Derek Newman regarding affirmative motion for summary judgment.	0.30	SCW
	NO CHARGE - Review of Opposition to Motion for Partial Summary Judgment. Receipt and review of client changes, additions and inquiries regarding Opposition. Conferences with Derek Newman regarding edits to Opposition.	5.00	MS

Jan-09-07	Prepared for and took the first day of depositions of Omni Innovations and Jim Gordon	10.00	DN
Jan-10-07	Prepared for and took the second day of Jim Gordon's deposition	10.00	DN
	NO CHARGE -- Attend deposition of Gordon/Omni	5.00	RT
Jan-11-07	Revised and finalized Motion to Compel Testimony re Settlements, supporting documents, and accompanying motion to seal	2.30	DN
	NO CHARGE -- Telephone conference with Derek Newman regarding affirmative summary judgment motion.	0.40	SCW
	Research and draft motion to compel discovery of settlement agreements; Draft supporting declaration and proposed order for same; Research and draft motion to file under seal; Draft proposed order for motion to seal	6.80	RM
Jan-12-07	Revised and finalized reply in support of motion for undertaking; Reviewed and analyzed Gordon's reply in support of his motion for summary judgment	2.20	DN
	NO CHARGE -- Research and draft reply brief in support of motion for undertaking; Draft supporting declaration and exhibit for same; Research and draft motion to file under seal; Draft proposed order for motion to seal	4.70	RM
	Review and revise reply re: Undertaking	1.80	RT
Jan-15-07	Review and analyze expert report for purpose of providing final comments to expert	1.00	DN
Jan-16-07	Reviewed expert report; Telephone conference with expert witness, Dr. Neal Krawetz, to finalize expert report	2.50	DN
	NO CHARGE -- Conference with Derek Linke regarding tasks for Motion for Summary Judgment.	0.50	SCW
	NO CHARGE -- Review and revise expert witness report; Work on summary judgment motion; Conference with D. Newman regarding same	1.80	RT
Jan-17-07	Meeting with Derek Newman and Roger Townsend regarding Motion for Summary Judgment; Draft Motion for Summary Judgment.	6.70	SCW
	Work on motion for summary judgment against plaintiffs; draft outline in support of same	2.10	RT
Jan-18-07	Draft Motion for Summary Judgment.	12.00	SCW

	Work on motion for summary judgment against Plaintiffs	1.70	RT
Jan-19-07	Draft Motion for Summary Judgment.	10.00	SCW
Jan-20-07	Draft Motion for Summary Judgment.	12.00	SCW
Jan-21-07	Revised and drafted motion for summary judgment and supporting documents	12.60	DN
	Draft Motion for Summary Judgment.	13.00	SCW
Jan-22-07	Revised, modified, and finalized Motion for Summary Judgment and several supporting documents, including working with expert witness	14.20	DN
	Draft Motion for Summary Judgment.	17.30	SCW
	Revise motion for summary judgment; Prepare exhibits to declarations	5.80	RM
	NO CHARGE -- Review and revise motion for summary judgment and provide general support for filing; Draft motion for overlength brief	5.60	RT
Jan-23-07	NO CHARGE -- Finalized declarations for filing in support of Motion for Summary Judgment	0.60	DN
Jan-26-07	Revised and finalized Reply in Support of Motion to Compel Testimony re Settlements; Conference call Susan Henderson, counsel and Joel Platt, principal, for other case that Gordon settled re protective order and sharing information	2.30	DN
	Draft Reply regarding Motion to Compel testimony regarding settlements.	3.50	SCW
	NO CHARGE -- Telephone conference with Derek Newman regarding potential declarants for Reply to Motion to Compel testimony regarding settlement.	0.40	SCW
	Total Fees For This Matter Only:	Hours 252.00	
		Fees \$53,412.50	

<b>Total Fees For All Matters</b>	<b>Total Hours</b>	252.00
	<b>Total Fees</b>	\$53,412.50

**FEE SUMMARY:**

<b>Lawyer</b>	<b>Hours</b>	<b>Standard Rate</b>	<b>Effective Rate (After Discounts)</b>
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Derek A. Newman	79.50	\$300.00	\$295.09
S. Christopher Winter	110.60	\$225.00	\$212.39
Michael Spain	5.00	\$175.00	\$0.00
Randall Moeller	26.70	\$225.00	\$155.90
Roger Townsend	30.20	\$250.00	\$76.16

**DISBURSEMENTS**

**MATTER:** 1261-0004  
**RE:** Adknowledge/Gordon/DISP

	Photocopies at \$.15 per copy	280.05
	Lexis/Westlaw	262.42
Nov-22-06	PACER	2.80
Jan-08-07	USDC, WD WA - Mike Geroe's pro hac vice fee	75.00
Jan-23-07	Fedex Kinko's - Virtumundo - judge's working copy	66.19
Jan-31-07	Cost of Paper - copies of Plaintiff's summary judgment motion and exhibits for our file; response to summary judgment motion binders for the judge 19179 @ 0.008	159.19
	Copier cost - copies of Plaintiff's summary judgment motion and exhibits for our file; response to summary judgment motion binders for the judge 19179 @ 0.111	2,128.87
	<b>Total Disbursements For This Matter Only:</b>	<b>\$2,974.52</b>

**MATTER:** 1261-0002  
**RE:** Adknowledge, Inc./Hodgell/DISP

Jan-09-07	Courier Expense	22.60
Jan-15-07	Courier Expense	16.70
Jan-16-07	Courier Expense	11.50
Jan-24-07	Courier Expense	42.70
	<b>Total Disbursements For This Matter Only:</b>	<b>\$93.50</b>

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Total Disbursements For All Matters \$3,068.02

<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$56,480.52</b>
Previous Balance	\$64,319.02
Previous Payments	<u>\$64,319.02</u>
<b>Balance Due</b>	<b>\$56,480.52</b>

TAX ID Number 91-1979158

**PAYMENT DETAILS**

Feb-02-07	Receive Payment	\$64,319.02
<b>Total Payments</b>		<u><b>\$64,319.02</b></u>

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.





February 28, 2007

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104  
  
 ph 206-274-2800  
 fax 206-274-2801

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 6887

Previous Balance	\$56,480.52
Total Payments Received - Thank You!	\$56,480.52
<u>Total Fees and Disbursements This Invoice</u>	<u>\$19,466.54</u>
<b>TOTAL NOW DUE</b>	<b>\$19,466.54</b>

**PROFESSIONAL SERVICES**

---

Feb-05-07	Reviewed and analyzed log of e-mails at issue for purpose of determining subject lines that may violate statute and prepared memorandum re same	2.50	DL
Feb-08-07	Revised and finalized memorandum advising re subject lines for purpose of educating Adknowledge's marketing group	0.70	DN
Feb-12-07	Received and reviewed response to Motion for Summary Judgment, plus supporting documents	1.30	DN
	Conferred with opposing counsel, Bob Siegel, re deadlines, case calendar, and continuing mediation pending outcome of summary judgment motions; Advised Mike Geroe re [REDACTED] Received and reviewed Gordon's response to motion for summary judgment	1.20	DN
	Review summary judgment filings by Gordon; draft notes in support of reply and in preparation for client call	1.40	RT
Feb-13-07	Drafted outline of reply issues for summary judgment; Conference call among Mike Geroe, Peter Hazelton, and Scott Moore re [REDACTED]	2.50	DN
	Support S. Christopher Winter in drafting Reply to REsponse to Defendants' Motion for Summary Judgment	8.00	DL

Meeting with Derek Newman and Roger Townsend re Reply to Opposition to Motion for Summary Judgment; Research regarding same; Draft same. 8.90 SCW

NO CHARGE -- Client conference call regarding [REDACTED] 2.80 RT

Feb-14-07 Internal meeting drafting outline of reply in support of motion for summary judgment; Drafted portions of reply brief 3.60 DN

Prepare report on emails sent after filing date. 2.25 DL

Draft Reply to Opposition to Motion for Summary Judgment 12.50 SCW

NO CHARGE -- Draft outline for reply brief and drafting related to reply brief 4.10 RT

Feb-15-07 Revised reply in support of motion for summary judgment 1.70 DN

Prepare report on emails sent after filing date 4.50 DL

Draft Reply to Opposition to Motion for Summary Judgment 12.30 SCW

NO CHARGE -- Review and revise reply brief 2.20 RT

Feb-16-07 Revised and finalized reply brief in support of motion for summary judgment 3.80 DN

Draft Linke Declaration in support of Reply to Response to Defendants' Summary Judgment 0.50 DL

Revisions to Reply to Opposition to Motion for Summary Judgment; Draft Linke Declaration; Telephone call with Derek Newman and Michael Geroe. 2.10 SCW

Assist in finalization of reply brief 3.10 RT

Feb-20-07 NO CHARGE -- Telephone conference with counsel for Collectibles Today re its concern of our filing the deposition transcript with its name; Revised and finalized stipulation re mediation and forwarded same to Gordon's counsel, Siegel, for approval 0.70 DN

Feb-21-07 Correspondence with Siegel regarding stipulation and depositions 0.10 RT

Feb-27-07 Received court order denying striking mediation deadline; Conference call among Bob Siegel and Doug McKinley, counsel for Gordon, re process for mediation; Conference call among Peter Hazelton and Mike Shopmaker re mediation; Telephone conference with Al Day, counsel for Collectibles.com, re its request that we file a preceape to redact its name from our filings 1.80 DN

identify emails produced by plaintiff for which he is also seeking recovery in other lawsuits 6.50 DL

**Total Fees For All Matters** Total Hours 91.05  
Total Fees \$16,973.75

**FEE SUMMARY:**

Lawyer	Hours	Standard Rate	Effective Rate (After Discounts)
Derek A. Newman	17.30	\$300.00	\$287.86
Derek Linke	24.25	\$115.00	\$115.00
S. Christopher Winter	35.80	\$225.00	\$225.00
Roger Townsend	13.70	\$250.00	\$83.94

**DISBURSEMENTS**

	Photocopies at \$.15 per copy	424.35
	Lexis/Westlaw	133.33
	Priority Shipping	37.76
Feb-05-07	Buell Realtime Reporting - deposition of James Gordon, Jr., Vol. II	1,880.60
Feb-13-07	Kall8 - conference calls	16.75

---

Total Disbursements For All Matters	<u>\$2,492.79</u>
<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$19,466.54</b>
Previous Balance	\$56,480.52
Previous Payments	<u>\$56,480.52</u>
<b>Balance Due</b>	<b>\$19,466.54</b>

TAX ID Number 91-1979158

**PAYMENT DETAILS**

Feb-16-07	Receive Payment	\$56,480.52
	<b>Total Payments</b>	<hr/> <b>\$56,480.52</b>

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.



February 28, 2007

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 6928

ph 206-274-2800  
 fax 206-274-2801

Previous Balance	\$56,480.52
Total Payments Received - Thank You!	\$56,480.52
<u>Total Fees and Disbursements This Invoice</u>	\$19,466.54
<b>TOTAL NOW DUE</b>	<b>\$19,466.54</b>

**PROFESSIONAL SERVICES**

---

Feb-05-07	Reviewed and analyzed log of e-mails at issue for purpose of determining subject lines that may violate statute and prepared memorandum re same	2.50	DL
Feb-08-07	Revised and finalized memorandum advising re subject lines for purpose of educating Adknowledge's marketing group	0.70	DN
Feb-12-07	Received and reviewed response to Motion for Summary Judgment, plus supporting documents	1.30	DN
	Conferred with opposing counsel, Bob Siegel, re deadlines, case calendar, and continuing mediation pending outcome of summary judgment motions; Advised Mike Geroe re [REDACTED] Received and reviewed Gordon's response to motion for summary judgment	1.20	DN
	Review summary judgment filings by Gordon; draft notes in support of reply and in preparation for client call	1.40	RT
Feb-13-07	Drafted outline of reply issues for summary judgment; Conference call among Mike Geroe, Peter Hazelton, and Scott Moore re [REDACTED]	2.50	DN
	Support S. Christopher Winter in drafting Reply to Response to Defendants' Motion for Summary Judgment	8.00	DL

	Meeting with Derek Newman and Roger Townsend re Reply to Opposition to Motion for Summary Judgment; Research regarding same; Draft same.	8.90	SCW
	NO CHARGE -- Client conference call regarding stay of proceedings and respond to motion for summary judgment filed by Gordon, draft outline related to same	2.80	RT
Feb-14-07	Internal meeting drafting outline of reply in support of motion for summary judgment; Drafted portions of reply brief	3.60	DN
	Prepare report on emails sent after filing date.	2.25	DL
	Draft Reply to Opposition to Motion for Summary Judgment	12.50	SCW
	NO CHARGE -- Draft outline for reply brief and drafting related to reply brief	4.10	RT
Feb-15-07	Revised reply in support of motion for summary judgment	1.70	DN
	Prepare report on emails sent after filing date	4.50	DL
	Draft Reply to Opposition to Motion for Summary Judgment	12.30	SCW
	NO CHARGE -- Review and revise reply brief	2.20	RT
Feb-16-07	Revised and finalized reply brief in support of motion for summary judgment	3.80	DN
	Draft Linke Declaration in support of Reply to Response to Defendants' Summary Judgment	0.50	DL
	Revisions to Reply to Opposition to Motion for Summary Judgment; Draft Linke Declaration; Telephone call with Derek Newman and Michael Geroe.	2.10	SCW
	Assist in finalization of reply brief	3.10	RT
Feb-20-07	NO CHARGE -- Telephone conference with counsel for Collectibles Today re its concern of our filing the deposition transcript with its name; Revised and finalized stipulation re mediation and forwarded same to Gordon's counsel, Siegel, for approval	0.70	DN
Feb-21-07	Correspondence with Siegel regarding stipulation and depositions	0.10	RT

Feb-27-07 Received court order denying striking mediation deadline; Conference call among Bob Siegel and Doug McKinley, counsel for Gordon, re process for mediation; Conference call among Peter Hazelton and Mike Shopmaker re [REDACTED] Telephone conference with Al Day, counsel for Collectibles.com, re its request that we file a preceape to redact its name from our filings 1.80 DN

Identify emails produced by plaintiff for which he is also seeking recovery in other lawsuits 6.50 DL

**Total Fees For All Matters** **Total Hours** 91.05  
**Total Fees** \$16,973.75

**FEE SUMMARY:**

Lawyer	Hours	Standard Rate
Derek A. Newman	17.30	\$300.00
Derek Linke	24.25	\$115.00
S. Christopher Winter	35.80	\$225.00
Roger Townsend	13.70	\$250.00

**DISBURSEMENTS**

	Photocopies at \$.15 per copy	424.35
	Lexis/Westlaw	133.33
	Priority Shipping	37.76
Feb-05-07	Buell Realtime Reporting - deposition of James Gordon, Jr., Vol. II	1,880.60
Feb-13-07	Kall8 - conference calls	16.75

---

<b>Total Disbursements For All Matters</b>	<u>\$2,492.79</u>
<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$19,466.54</b>
Previous Balance	\$56,480.52
Previous Payments	<u>\$56,480.52</u>
<b>Balance Due</b>	<b>\$19,466.54</b>

TAX ID Number 91-1979158

**PAYMENT DETAILS**

Feb-16-07	Receive Payment	\$56,480.52
	<b>Total Payments</b>	<hr/> <b>\$56,480.52</b>

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.





March 31, 2007

305 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 6953

ph 206-274-2800  
 fax 206-274-2801

Previous Balance	\$19,466.54
Total Payments Received - Thank You!	\$19,466.54
<u>Total Fees and Disbursements This Invoice</u>	\$11,992.53
<b>TOTAL NOW DUE</b>	<b>\$11,992.53</b>

**PROFESSIONAL SERVICES**

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**MATTER:** 1261-0003 *Gordon*  
**RE:** Adknowledge/~~Robertson~~/DISP

DATE	DESCRIPTION	HOURS	LAWYER
Feb-28-07	Advised Mike Geroe re [REDACTED] Conference call among Mike Geroe and Doug McKinley, Gordon's counsel, re [REDACTED] Conference call among Mike Geroe and Peter Hazelton re [REDACTED]	1.70	DN
	Total Fees For This Matter Only:	Hours Fees	1.70 \$510.00

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**MATTER:** 1261-0004  
**RE:** Adknowledge/Gordon/DISP

DATE	DESCRIPTION	HOURS	LAWYER
Mar-01-07	Initial conference with mediator re settlement; Advised Mike Geroe and Peter Hazelton re [REDACTED]	0.80	DN
Mar-06-07	Draft correspondence to Siegel regarding depositions of new witnesses and client advisory re same	1.40	RT

Mar-07-07	Several telephone conferences with Mike Geroe re [REDACTED] [REDACTED]	0.80	DN
	Finalize correspondence regarding [REDACTED] to client and draft correspondence to opposing counsel accordingly	1.30	RT
Mar-08-07	Advised Mike Geroe in telephone conferences re [REDACTED] [REDACTED] Conferred with mediator re status of settlement negotiations	0.70	DN
Mar-09-07	Telephone conference with Phil Cutler, mediator, re claims and defenses and chances for settlement	0.40	DN
Mar-12-07	Conferred with opposing counsel re case schedule and pre-trial deadlines; Drafted stipulation to continue trial and related deadlines; Advised Peter Hazelton re [REDACTED] [REDACTED]; Telephone conference with Mike Geroe re [REDACTED] [REDACTED]; Telephone conference with mediator, Phil Cutler, re his efforts to persuade plaintiff to compromise position	2.20	DN
	Review and revise stipulation, correspondence to opposing counsel	0.40	RT
Mar-13-07	Conference call with Mike Geroe, Mike Shopmaker, and Scott Moore re [REDACTED] [REDACTED]	0.60	DN
	NO CHARGE -- Negotiations with Siegel regarding depositions of customer witnesses and expert witness	0.50	RT
Mar-14-07	Conference with R. Townsend; Research and draft motion to compel or exclude evidence; Research and draft supporting declaration and proposed order; Prepare exhibits to declaration	3.80	RM
	NO CHARGE -- Conference with Plfs' counsel regarding deposition scheduling; draft confirming letter regarding same	0.30	RT
Mar-15-07	Revised and finalized motion to exclude or compel	1.20	DN
	Continue researching and drafting motion to compel or exclude evidence; Finalize supporting declaration and proposed order	3.00	RM
	Finalize motion to exclude or compel and supporting documents	3.30	RT
Mar-23-07	Conference call among Travelers insurance rep and Mike Geroe re [REDACTED] [REDACTED]; Conferred with opposing counsel re motion to exclude to compel depositions of plaintiffs' witnesses, and advised Mike Geroe re [REDACTED]	1.90	DN

Mar-26-07	NO CHARGE -- Negotiated expert witness deposition scheduling with opposing counsel, and advised Mike Geroe re [REDACTED]	0.50	DN
Mar-28-07	Draft reply in support of motion to exclude and legal research in support of same	4.20	RT
Mar-29-07	Review and revise reply in support of motion to exclude or compel	3.70	RT
Mar-30-07	Revised reply in support of motion to exclude or compel testimony from witnesses	0.60	DN
	Revised reply in support of motion to exclude or compel	2.20	RT
<b>Total Fees For This Matter Only:</b>		<b>Hours</b>	<b>33.80</b>
		<b>Fees</b>	<b>\$7,865.00</b>

<b>Total Fees For All Matters</b>	<b>Total Hours</b>	<b>35.50</b>
	<b>Total Fees</b>	<b>\$8,375.00</b>

**FEE SUMMARY:**

<b>Lawyer</b>	<b>Hours</b>	<b>Standard Rate</b>	<b>Effective Rate (After Discounts)</b>
Derek A. Newman	11.40	\$300.00	\$286.84
Randall Moeller	6.80	\$225.00	\$225.00
Roger Townsend	17.30	\$250.00	\$206.65

**DISBURSEMENTS**

**MATTER:** 1261-0004

**RE:** Adknowledge/Gordon/DISP

	Photocopies at \$.15 per copy	31.80
	Lexis/Westlaw	32.77
Dec-15-06	Sheraton Hotels - lodging expense for 12/14 Depositions - D Newman	750.63
Dec-31-06	PACER	42.96
Mar-15-07	American Arbitration Ass'n - Initial Administrative Fee	325.00
	American Arbitration Ass'n - your share of the Neutral Compensation Deposit covering 13.75 hours of Hearing	2,234.37
	American Arbitration Ass'n - your share of the mediator expense deposit	150.00

American Arbitration Ass'n - your share of the Conference America fee of \$100 50.00

Total Disbursements For This Matter Only: \$3,617.53

Total Disbursements For All Matters \$3,617.53

**Total Fees & Disbursements This Invoice \$11,992.53**

Previous Balance \$19,466.54

Previous Payments \$19,466.54

**Balance Due \$11,992.53**

TAX ID Number 91-1979158

**PAYMENT DETAILS**

Mar-26-07 Receive Payment \$19,466.54

**Total Payments \$19,466.54**

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.



American Arbitration Association

Dispute Resolution Services Worldwide

6795 North Palm Ave, 2nd Floor  
Fresno, CA 93704

STMT DATE	AMOUNT DUE
03/24/2007	\$2,759.37
CASE#	
75-174-00123-07 02 KEC-C	

Payment Due Upon Receipt

**INVOICE**

Derek Newman  
Newman & Newman, LLP  
505 Fifth Avenue South  
Suite 610  
Seattle WA 98104

Representing Scott Lin and Virtumundo, Inc.  
Re: James S. Gordon, Jr. and Omni Innovations, LLC  
d/b/a Gordonworks.com



Please Detach and Return with Payment to the Above Address

Please Indicate Case No. on check



American Arbitration Association


Dispute Resolution Services Worldwide

6795 North Palm Ave, 2nd Floor  
Fresno, CA 93704



**NAME** Derek Newman  
Newman & Newman, LLP  
505 Fifth Avenue South  
Suite 610  
Seattle WA 98104

Representing Scott Lin and Virtumundo, Inc.  
Re: James S. Gordon, Jr. and Omni Innovations, LLC  
d/b/a Gordonworks.com

STMT DT	CASE#	PREVIOUS BALANCE	CURRENT CREDITS	CURRENT CHARGES	BALANCE DUE
03/24/2007	75-174-00123-07 02 KEC-C	0.00	0.00	2,759.37	2,759.37
DATE	INV#/REF#	TRANSACTIONS		CHARGES	CREDITS
03/14/2007	9425656	Initial Administrative Fee		325.00	
03/07	9426231	Your Share of the Neutral Compensation Deposit covering 13.75 hours of Hearing		2,234.37	
03/15/2007	9426233	Your share of the mediator expense deposit		150.00	
03/15/2007	9426238	Your share of the Confernece America fee of \$100.00		50.00	
		<p>pls pay</p> <p>1261-0004</p> 			
<b>Totals</b>		<b>Transactions from 03/14/2007 to 03/24/2007</b>		2,759.37	0.00

Remarks: For any inquiry please call: 559-490-1861. This invoice reflects financial activity for this party only, for the period stated above.



May 2, 2007

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 7124

ph 206-274-2800  
 fax 206-274-2801

Previous Balance	\$11,992.53
Total Payments Received - Thank You!	\$11,992.53
<u>Total Fees and Disbursements This Invoice</u>	\$19,433.60
<b>TOTAL NOW DUE</b>	<b>\$19,433.60</b>

**PROFESSIONAL SERVICES**

**MATTER: 1261-0004**

**RE: Adknowledge/Gordon/DISP**

DATE	DESCRIPTION	HOURS	LAWYER
Jan-02-07	Research potential expert witness	2.75	DL
	NO CHARGE -- Prepare for Gordon deposition	5.00	DL
Jan-03-07	NO CHARGE -- Prepare for Gordon deposition	6.00	DL
Jan-04-07	NO CHARGE -- Prepare for Gordon deposition	3.00	DL
Jan-05-07	Prepare for Gordon deposition; draft summary of Washington case law re false and misleading subject lines for S. Christopher Winter; Analyze and summarize Gordon declaration re Motin to Segregate for S Christopher Winter; Prepare for Gordon deposition	8.00	DL
Jan-06-07	Prepare for Gordon deposition	9.50	DL

Jan-07-07	NO CHARGE -- 12:30 pm - 5:30 pm Prepare for Gordon deposition	7.25	DL
	NO CHARGE -- 2:00 pm - 10:15 pm Prepare for Gordon deposition	8.25	DL
Jan-08-07	Prepare for Gordon deposition; Finish preparing for Gordon deposition; Review Gordon deposition materials with Derek Newman; Prepare for Omni Innovations deposition	10.50	DL
Jan-09-07	NO CHARGE -- Finish preparing for Omni Innovations deposition; Provide support for Derek Newman during Gordon deposition	6.00	DL
Jan-10-07	Locate and prepare additional documents for use in Gordon/Omni deposition	2.50	DL
Jan-11-07	NO CHARGE -- Review rough Gordon deposition transcript, identify and classify useful material; Review rough Gordon deposition transcript, identify and classify useful material	4.00	DL
Jan-12-07	Prepare materials to provide to expert	2.50	DL
Jan-15-07	NO CHARGE -- Review rough Gordon deposition transcript, identify and classify useful material;	8.25	DL
Jan-15-07	NO CHARGE -- Meet with S. Christopher Winter to discuss Motion for Summary Judgment.	0.50	DL
Jan-17-07	Meet with Derek Newman, Roger Townsend and S. Christopher Winter to prepare outline for Summary Judgment; Prepare excerpts from Gordon deposition for Summary Judgment; Prepare summary of court's Order regarding Defendants' Motion to Dismiss	7.25	DL
Jan-18-07	NO CHARGE -- Update Gordon deposition excerpts and cites based on final transcript; Support S. christopher Witner re Motion for Summary Judgment	7.25	DL
Jan-19-07	Ghost write letter to expert for Derek Newman; Identify changes to Gordon/Omni deposition cites in expert's report based on final deposition transcripts	6.25	DL
Jan-20-07	Support S. Christopher Winter re Motion for Summary Judgment	5.25	DL
Jan-21-07	NO CHARGE -- Support S. Chrisopher Winter re Motion for Summary Judgment	17.00	DL
Jan-22-07	Update all Gordon deposition cites in Summary Judgment with references to final transcript; Support finalizing and filing of Motion for Summary Judgment and prepare materials for Court's courtesy copy.	15.75	DL

Date	Description	Hours	Category
Jan-23-07	Reveiw Defendants' Motion to Seal Reply in Support of Motion for Undertaking and Motion to Compel Further Terstimony of James Gordon to determine whether either contains confidential information	1.50	DL
Jan-31-07	Update log of Gordon/Omni deposition with cites to final transcript.	1.50	DL
Apr-02-07	NO CHARGE -- Advised Mike Geroe re [REDACTED]	0.40	DN
Apr-04-07	Resnick deposition preparation	1.90	RT
Apr-06-07	NO CHARGE -- Begin drafting audit letter to Grant Thornton regarding litigation matters	0.80	RM
	Resnick deposition preparation	3.80	RT
Apr-09-07	NO CHARGE -- Review opposing expert declaration and Plaintiffs' Opposition to Summary Judgment. Prepare list of suggested inquiry topics for Roger Townsend for Pete Resnick deposition.	1.75	DL
	Continue drafting audit letter to Grant Thornton regarding litigation matters	1.80	RM
	Travel to and prepare for Resnick deposition (e.g., review RFCS, review all summary judgment pleadings re: Gordon's theories, review Resnick publications, review of Resnick delcaration and Kraewitz decl. that it rebuts, etc.)	10.00	RT
Apr-10-07	Travel to and take Resnick deposition	8.00	RT
Apr-11-07	Telephone conference with Collectibles Today counsel, Gloria Hong, re protective order or motion to seal to keep her client's name out of the public record	0.40	DN
	NO CHARGE -- Travel from Resnick deposition	4.00	RT
Apr-12-07	Advised Mike Geroe re [REDACTED] [REDACTED] Drafted letter to McKinley re reason for paying Resnick his standard rate as opposed to 2x his rate; Further conferences with Mike Geroe re [REDACTED]	1.50	DN
	Correspondence to oppoisng counsel re: gouging for Resnick's time; draft summary of Resnick deposition for clients	2.20	RT
Apr-13-07	Reviewed motion to seal and advised Mike Geroe re [REDACTED]	0.40	DN



Apr-16-07	NO CHARGE -- Received and reviewed McKinley's response to letter advising that Resnick would not be paid further, and conferred with Mike Geroe re [REDACTED]	0.30	DN
Apr-30-07	Advised Mike Geroe re [REDACTED]	0.40	DN
May-02-07	Correspondence and analysis related to stipulation to stay	0.40	RT
Total Fees For This Matter Only:		Hours	183.80
		Fees	\$16,213.75

**MATTER:** 1261-0005  
**RE:** Adknowledge/Collectibles today/DISP

DATE	DESCRIPTION	HOURS	LAWYER
Apr-25-07	Review and revise agreement with C.T. re: confidentiality, telephone conference with counsel for C.T. regarding same; correspondence with counsel regarding same	1.10	RT
Apr-30-07	Review and revise redlines to CT agreement; correspondence related to the same	0.70	RT
Total Fees For This Matter Only:		Hours	1.80
		Fees	\$450.00

<b>Total Fees For All Matters</b>	Total Hours	185.60
	Total Fees	\$16,663.75

**FEE SUMMARY:**

Lawyer	Hours	Standard Rate	Effective Rate (After Discounts)
Derek A. Newman	3.40	\$300.00	\$238.24
Derek Linke	147.50	\$115.00	\$57.11
Randall Moeller	2.60	\$225.00	\$155.77
Roger Townsend	32.10	\$250.00	\$218.85

**DISBURSEMENTS**

**MATTER:** 1261-0004  
**RE:** Adknowledge/Gordon/DISP

	Photocopies at \$.15 per copy	160.35
	Lexis/Westlaw	30.26
Mar-02-07	Courier Expense	16.70
Mar-31-07	Public Access to Court Electronic Records	10.48
	Public Access to Court Electronic Records	5.57
Apr-06-07	Peter Resnick - expert witness fee	750.00
Apr-10-07	Roger Townsend - travel expenses to Chicago for meetings	1,196.49
Apr-12-07	Peter Resnick - expert witness fee	600.00
	<b>Total Disbursements For This Matter Only:</b>	<b>\$2,769.85</b>

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	Total Disbursements For All Matters	<u>\$2,769.85</u>
	<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$19,433.60</b>
	Previous Balance	\$11,992.53
	Previous Payments	<u>\$11,992.53</u>
	<b>Balance Due</b>	<b>\$19,433.60</b>

TAX ID Number 91-1979158

**PAYMENT DETAILS**

May-02-07	Receive Payment	\$11,992.53
	<b>Total Payments</b>	<b>\$11,992.53</b>

**TERMS:** Payment due upon receipt of this invoice.

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May 31, 2007

505 Fifth Avenue South  
 Suite 610  
 Seattle, Washington  
 98104

Adknowledge, Inc.  
 Attn: Michael R. Geroe, General Counsel  
 4600 Madison Avenue, 5th Floor  
 Kansas City, MO 64112

Client #: 1261  
 Inv #: 7179

ph 206-274-2800  
 fax 206-274-2801

Previous Balance	\$19,433.60
Total Payments Received - Thank You!	\$19,433.60
<u>Total Fees and Disbursements This Invoice</u>	\$9,816.84
<b>TOTAL NOW DUE</b>	<b>\$9,816.84</b>

**PROFESSIONAL SERVICES**

**MATTER:** 1261-0004

**RE:** Adknowledge/Gordon/DISP

DATE	DESCRIPTION	HOURS	LAWYER
May-07-07	Advised Mike Geroe re [REDACTED] Telephone conference with opposing counsel re continuing deadlines; Conference call with court clerk re deadlines and that decision would be issued 'very soon', and advised Mike Geroe re [REDACTED]	0.80	DN
	Review Plaintiffs' trial brief; conference with Mike Geroe regarding [REDACTED] research regarding standards for extension of time	1.40	RT
May-10-07	NO CHARGE – Call to Grant Thornton regarding litigation audit letter	0.20	RM
May-14-07	Drafting and research regarding Pretrial Statement	1.60	RT
May-15-07	Meeting re trial preparation, trial brief, jury instructions, pre-trial statement and related issues; Received and reviewed winning decision granting summary judgment in favor of Adknowledge and Virtumundo!; Telephone conferences with Mike Geroe re [REDACTED]	3.20	DN
	Drafting and research regarding Pretrial Statement; review summary	2.10	RT

judgment order; conference with client regarding same; begin research regarding recovery of attorneys' fees

May-16-07	NO CHARGE -- Conference call among Bob Siegel and Doug McKinley, counsel for Gordon/Omni, re attorneys fee issue and appeal	0.60	DN
	Conference with Siegel and McKinley regarding next steps; advise client regarding [REDACTED] ongoing research and writing regarding motion for attorneys' fees; analyze appeal issues and settlement prospects, outcomes	1.00	RT
May-17-07	Correspondence and teleconference with Mike Geroe regarding [REDACTED] conference with opposing counsel regarding settlement	1.60	RT
May-18-07	Discussions with Plaintiffs counsel regarding settlement terms; emails with Geroe regarding same	0.40	RT
May-25-07	Conference with opposing counsel regarding settlement; [REDACTED] to Geroe	0.50	RT
May-29-07	Telephone conference with Mike Geroe re [REDACTED]	0.50	DN
May-31-07	Reviewed correspondence re settlement; Advised Mike Geroe re [REDACTED]	0.40	DN

Total Fees For This Matter Only:	Hours	14.30
	Fees	\$3,957.50

<b>Total Fees For All Matters</b>	<b>Total Hours</b>	<b>14.30</b>
	<b>Total Fees</b>	<b>\$3,957.50</b>

**FEE SUMMARY:**

<b>Lawyer</b>	<b>Hours</b>	<b>Standard Rate</b>	<b>Effective Rate (After Discounts)</b>
Derek A. Newman	5.50	\$325.00	\$289.55
Randall Moeller	0.20	\$235.00	\$0.00
Roger Townsend	8.60	\$275.00	\$275.00

**DISBURSEMENTS**

**MATTER:** 1261-0004  
**RE:** Adknowledge/Gordon/DISP

	Photocopies at \$.15 per copy	49.95
	Priority Shipping	7.14
Feb-05-07	Buell Realtime Reporting - Deposition of James Gordon, Jr. Vol I	2,197.35
Feb-08-07	Buell Realtime Reporting - Videotaped deposition of James S. Gordon	1,567.00
	Buell Realtime Reporting - Videotaped deposition of James S. Gordon - Vol 2	1,540.00
May-14-07	LA Reporting & Videoconferencing - original transcript of Peter W. Resnick	497.90
	<b>Total Disbursements For This Matter Only:</b>	<b>\$5,859.34</b>

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	Total Disbursements For All Matters	<u>\$5,859.34</u>
	<b>Total Fees &amp; Disbursements This Invoice</b>	<b>\$9,816.84</b>
	Previous Balance	\$19,433.60
	Previous Payments	<u>\$19,433.60</u>
	<b>Balance Due</b>	<b>\$9,816.84</b>

TAX ID Number 91-1979158

**PAYMENT DETAILS**

May-24-07	Receive Payment	\$19,433.60
	<b>Total Payments</b>	<u><b>\$19,433.60</b></u>

**TERMS:** Payment due upon receipt of this invoice.

Invoices not paid within 30 days of invoice date are charged interest at 1.5% monthly.