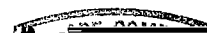


UNITED STATES OF AMERICA .



Assistant Director for the Division of Enforcement and See Karin Millard and Dolan

On February 17<sup>th</sup> 2005 upon realizing that certain information

marked as "Subject to Protective Order" had been inadvertently posted on the Federal Trade Commission's on-line docket, Complaint Counsel immediately requested removal of this

information. The pertinent information which consisted of certain exhibits to Complaint

certain electronic files in order to “determine who accessed their highly confidential

information.” *Dem’to Met. et al.* Depositions state they cannot act quickly to “protect all such

large number of IP addresses that are randomly assigned. In other words, a user may have different IP addresses assigned to them each time they log on. Complaint Counsel has also been advised that the Commission's files would not disclose whether the individual or entity visiting the URL address that corresponded with information marked as "Subject to Protective Order" controlled the information, downloaded it, copied it, shared it, or misused the information in

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

any fashion. As a result, the production of this information would not necessarily achieve

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

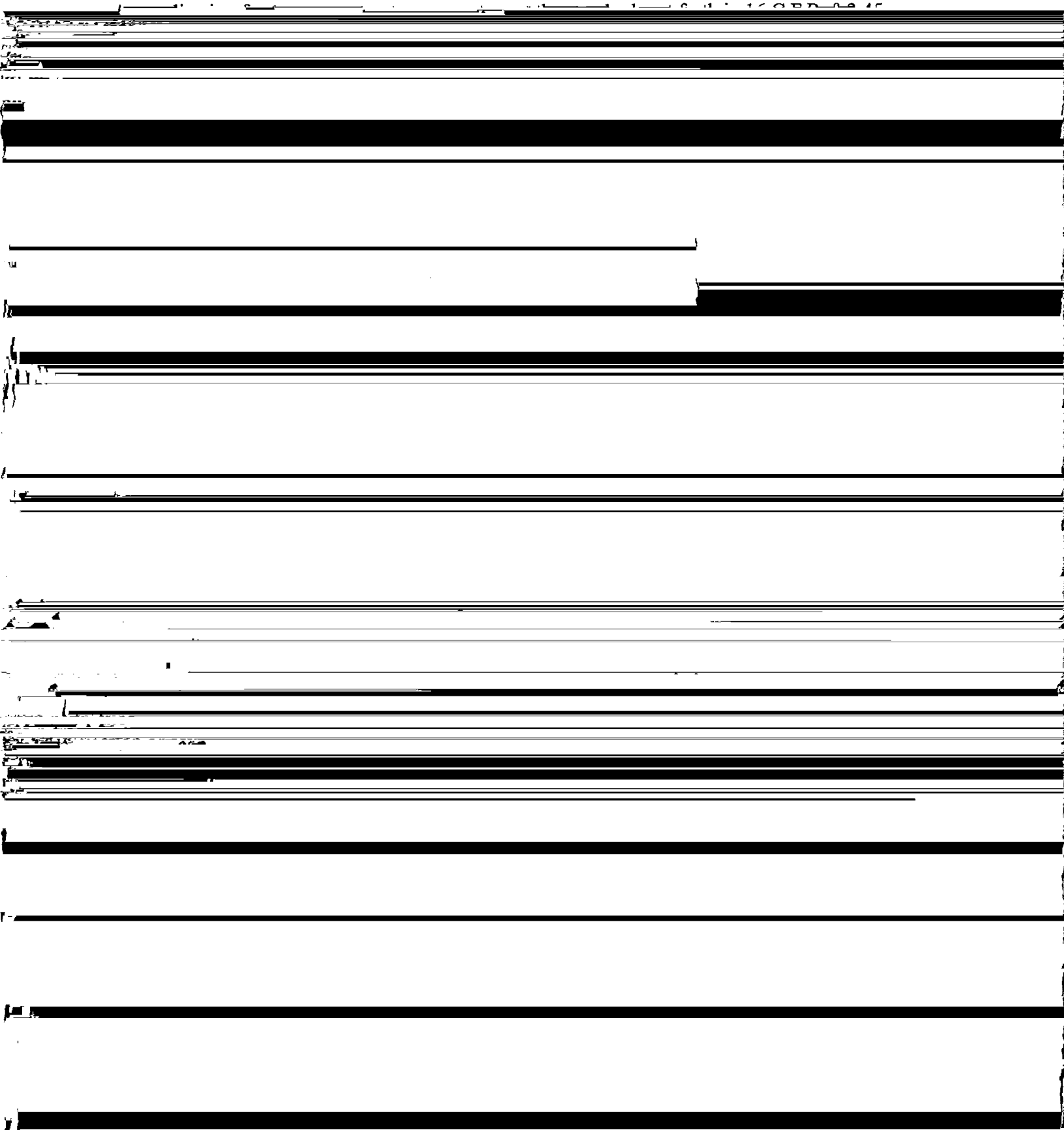
reflect Respondents' view of their information but the designation does not reflect a formal

determination on the confidentiality of the information at issue. It "does not constitute an *in camera* order as provided in Section 3.45 of the Commission's Rules of Practice. 16 C.F.R. §

posting of the information at issue was not "during the course of discovery," it was in connection

with Complainant's Motion for Partial Summary Decision

Party may move at any time for *in camera* treatment of any Confidential Discovery Material. . . .



that Respondents' designation is merely a preliminary determination until the time a party seeks formal *in camera* treatment. In fact, Complaint Counsel has indicated its frustration with the

undue designation of Confidential and Restricted Confidential to Respondents but chose to

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

# ATTACHMENT A



**DECLARATION OF LAUREN KAPIN**

I, LAUREN KAPIN, hereby declare:

for Partial Summary Decision.

8. Together, Mr. Dolan and I went to the office of Joshua Millard, intending to discuss this matter with him because he was responsible for serving and filing the non-public version

of Complainant Counsel's Motion for Partial Summary Decision

It is noted that Mr. MILLARD advised I learned that Mr. Millard himself had noticed that

That [redacted] in addition to making our required filings concerning our witness and exhibit

# EXHIBIT 1

REDACTED

A T T O R N E Y S A T L A W

MIAMI CENTER, 19<sup>TH</sup> FLOOR  
201 SOUTH BISCAYNE BOULEVARD  
MIAMI, FLORIDA 33131-4112  
TEL: 305.358.5001  
FAX: 305.358.1109

PROMENADE WEST, SUITE 115  
880 WEST FIRST STREET  
LOS ANGELES, CALIFORNIA 90012  
TEL: 213.625.5992  
FAX: 213.625.5993

[www.feldmangate.com](http://www.feldmangate.com)

REPLY TO: MIAMI OFFICE

E-MAIL: [JFeldman@FeldmanGate.com](mailto:JFeldman@FeldmanGate.com)

February 17, 2005

Copy via E-mail: [lkapin@ftc.gov](mailto:lkapin@ftc.gov);  
[jmillard@ftc.gov](mailto:jmillard@ftc.gov) [r-richardson@ftc.gov](mailto:r-richardson@ftc.gov)  
[lschneider@ftc.gov](mailto:lschneider@ftc.gov) [erodriguez@ftc.gov](mailto:erodriguez@ftc.gov)

Lauren Kapin, Esq.  
Division of Enforcement  
Bureau of Consumer Protection  
Federal Trade Commission

REDACTED

Laureen Kapin, Esq.  
Division of Enforcement  
Bureau of Consumer Protection  
Federal Trade Commission  
February 17, 2005

... do not want to act precipitously and deem it appropriate that we give the

Lauren Kapin, Esq.  
Division of Enforcement  
Bureau of Consumer Protection  
Federal Trade Commission  
February 17, 2005  
Page 3

...ing about my request for the referenced computer files and emphasized



**FEDERAL TRADE COMMISSION**  
FOR THE CONSUMER

Search:



AGENCY | COMMISSION | NEWSROOM | FORMAL | ANTITRUST | CONGRESSIONAL | ECONOMIC | I



- Answer of Respondent Daniel B. Mowrey [PDF 483K]
- Answer of Respondent Mitchell K. Friedlander [PDF 488K]
- Volume Two [PDF 31K]
- .. Response to Complaint Counsel's First Set of Interrogatories [PDF 1.23M]

In the Matter of Basic Research

Page 5 of 14

o Exhibit 1 - Nunberg Export Report [PDF 2.4M]

EXHIBIT 1 - NUNBERG EXPORT REPORT [PDF 2.4M]

EXHIBIT 1 - NUNBERG EXPORT REPORT [PDF 2.4M]

January 18, 2005

Dependants' Int'l Motinn for Extension of Time to File Motions for Summary Decision and Respc

January 8, 2005

Dependants' Int'l Motinn for Extension of Time to File Motions for Summary Decision and Respc

in the Matter of Basic Research

[REDACTED]

In the Matter of Basic Research

Page 9 of 14

Basic Research's Motion to Compel Proper Privilege Log [PDF 1.87M]

November 24, 2004

- Complaint Counsel's Opposition to Basic Research's Motion to Compel [PDF 1.88M]
- Complaint Counsel's Supplemental Response to Basic Research's First Request for Admissions [PDF 122K]

November 23, 2004

Complaint Counsel's Unopposed Motion for Extension of Time to Provide Expert Report of Daniel B. Mowrey, Ph.D., and for Com  
[Redacted] Matters Set Forth in the Expert Report

In the Matter of Basic Research

November 10, 2004

- Complaint Counsel's Motion for Extension of Time To File Responses to Respondent Dennis Gay's Discovery and To Respondent Basic Research's Motion to Compel [PDF 149K]

November 9, 2004

To Complete Counsel's Motion For Protective Order To Limit Respondents' Discover

November 8, 2004

- Order On Basic Research's Second Motion To Compel [PDF 118K]
- Complaint Counsel's Requests for Admissions [PDF 377K]
- Order On Counsel's Motion To Limit Respondents' Discovery Or, in the Alternative, to Clarify Scheduling

**Motion to Strike Defenses, and Opposed Motion for Extension of Time to Respond to the Rest of the Second Motion to Co**  
**[PDF 260K]**

**October 18, 2004.**

**File a Sur-reply and Ord**

In the Matter of Basic Research

September 16, 2004

CONFIDENTIAL OBJECTION TO READING MOTION TO

61



In the Matter of Basic Research

August 20, 2004

Additional Defenses" IPDF 1M1

**August 2 , 2004**

- Order on Prehearing Conference [PDF 38K]

**July 30, 2004**

- Answer of Respondent Dennis Gay [PDF 352K]

11/01/04 11:01 AM PDF 452K1

...for a More Definib

# FELDMANGALE

ATTORNEYS AT LAW

MIAMI CENTER, 19<sup>TH</sup> FLOOR  
201 SOUTH BISCAYNE BLVD.  
MIAMI, FLORIDA 33131-4332  
TEL. 305.358.5001

PROMENADE WEST, SUITE 315  
880 WEST FIRST STREET  
LOS ANGELES, CALIFORNIA 90012  
TEL: 213.625.5992  
FAX: 213.625.5993

E-MAIL: [CDemetriades@FeldmanGale.com](mailto:CDemetriades@FeldmanGale.com)

## EXHIBIT 2

LEGAL

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action matters

to our Webmaster.

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organizations. Once you access another site,

order, for example, to collect information  
cart" to keep track of items you wish to  
generally speaking, is the only computer that  
filters when they visit Web sites. If you want  
warn you when a Web site attempts to



Forms:

[Complaint Form](#)

[Input Form](#)

[Complaint Form](#)

[Registry Complaint Form](#)

[Registration Form](#)

[About FTC](#) | [Commissioners](#) | [File a Complaint](#) | [HSR](#) | [FOIA](#) | [IG Office](#) | [En Español](#) | [ECONOMIC](#) | [LEGAL](#)

# EXHIBIT 3



UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
WASHINGTON, D.C. 20580

Bureau of Consumer Protection  
Division of Enforcement

Laureen Kapin  
Senior Attorney

(202) 326-3237

February 18, 2005

Jeffrey D. Feldman  
FeldmanGale, P.A.  
Miami Center, 19<sup>th</sup> Floor  
201 South Biscayne Blvd.  
Miami, FL 33141-4322

VIA EMAIL

Re: *Basic Research LLC et al.*, Docket No. 9318

Dear Mr. Feldman:

Based on our inquiries, we have determined that the only non-public information posted on the

the 11/1/2008 Statement of Facts posted to the website were the public versions of

# ATTACHMENT B

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---

**ATTACHMENT R**

---

---

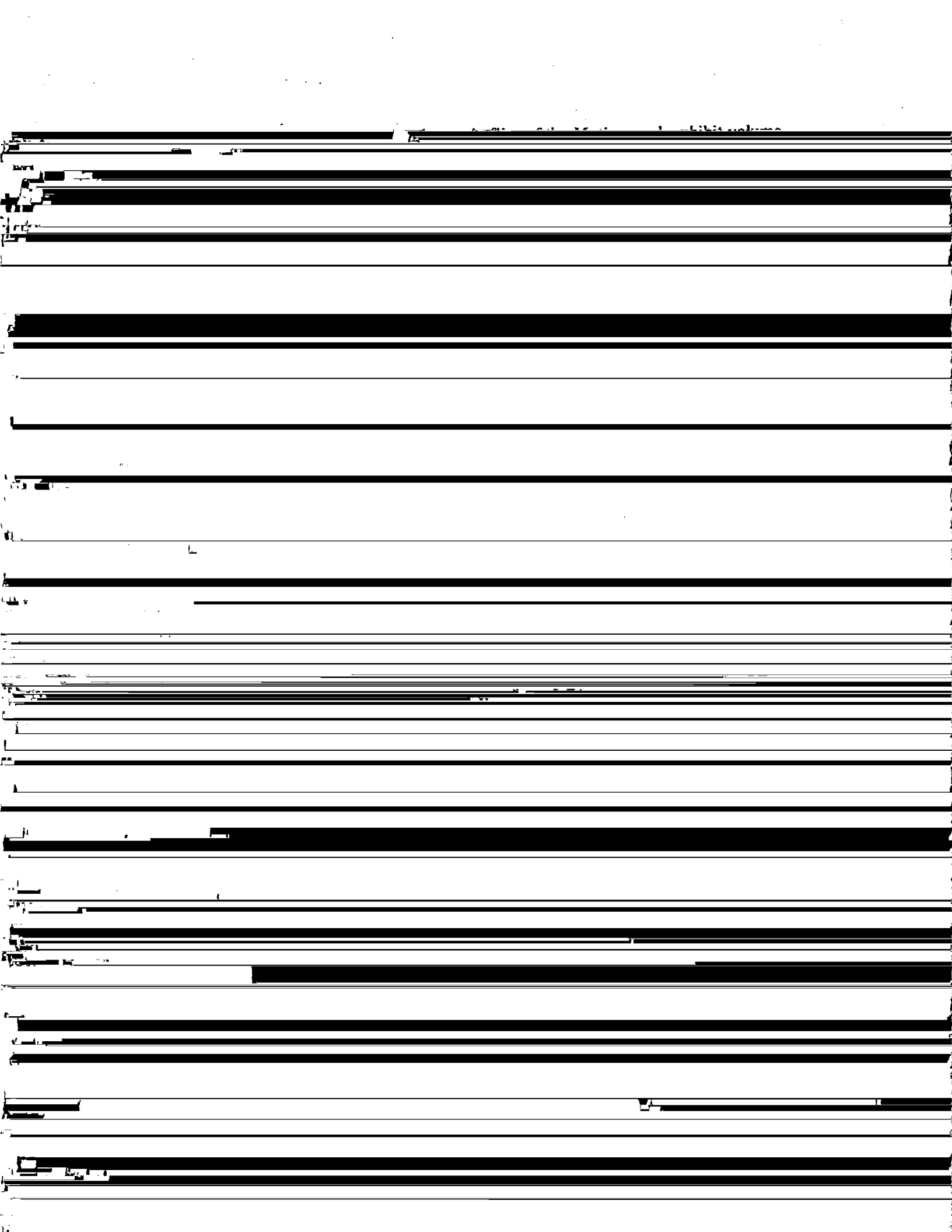
---

**DECLARATION OF JOSHUA S. MILLARD**

1. I am an Attorney in the Division of Enforcement, Bureau of Consumer Protection,

Washington, D.C. 20580. My business address is Federal Trade Commission, 600

Pennsylvania Avenue, N.W. NE 2122 Washington, D.C. 20580. I have worked at FTC for three





14. Respondents' counsel did not contact me, or to my knowledge, anyone else at the FTC, regarding the emailing of the *Motion* and its exhibits, and the *Statement*, to the Secretary. They have asked me, or anyone else to my knowledge, to retrieve the emails from the Secretary

To my knowledge, they have not moved for *in camera* treatment of *Motion* exhibits designated as "confidential" or "attorney eyes only" documents.

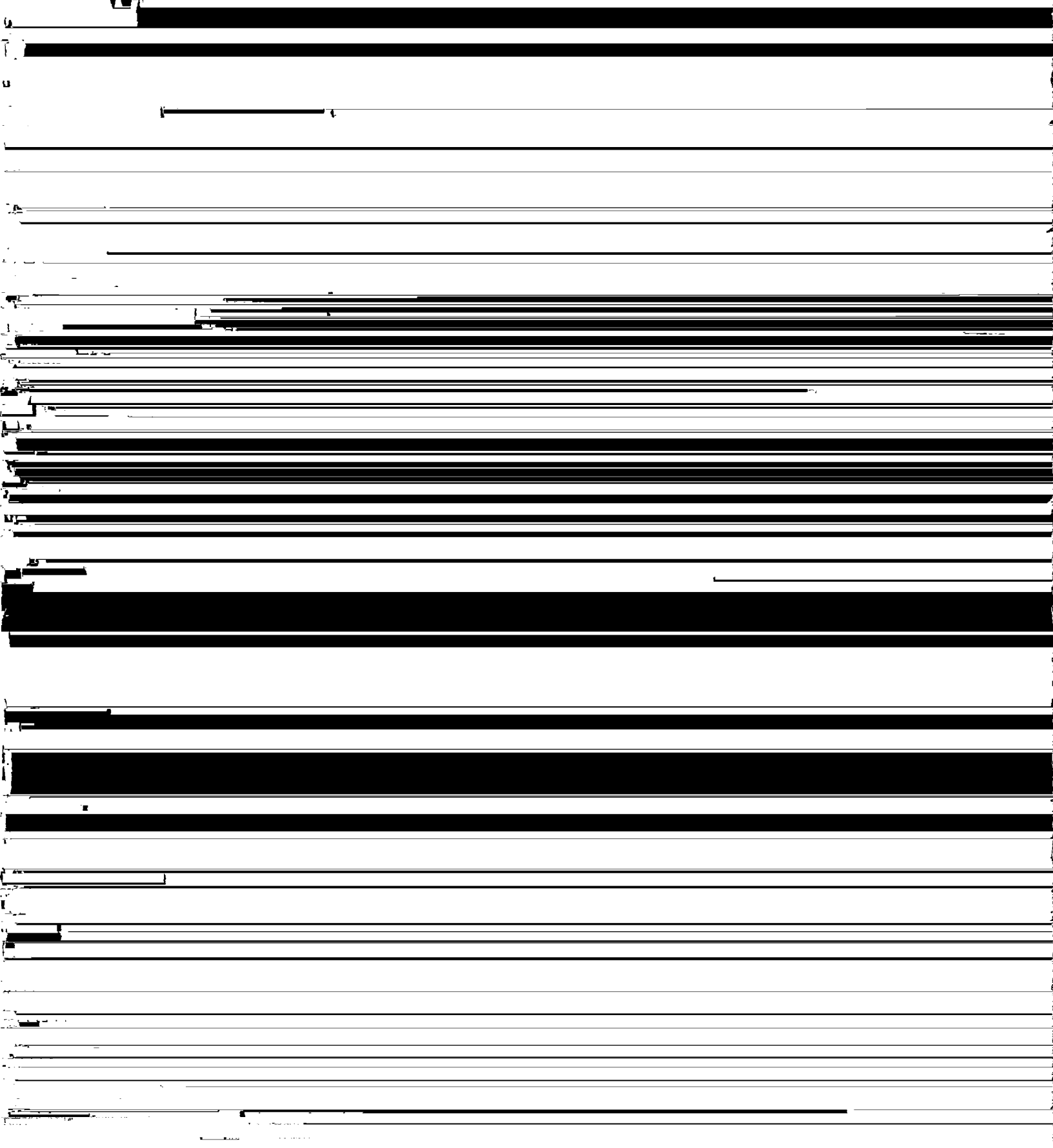
15. On February 7, 2005, five business days after the filing of Complaint Counsel's *Motion* and exhibits, and the *Statement*, each of which I had marked as "SUBJECT TO PROMPTLY ORDER" and Counsel Edwin Redinger had licensed the public version

19. Ten days later, on February 17, 2005, at approximately 2:45pm, I visited the online docket for *In re Basic Research LLC* at [ftc.gov](http://ftc.gov). I had not visited the docket earlier in the

*Motion* were identified by name. This raised the question in my mind of whether non-public

25. Mr. Dolan asked me to review the entire docket for *In re Basic Research LLC* and

30. We requested that Mr. Clark and Mr. Shapiro determine, if possible, the number of links to the online docket and specifically, if possible, to documents designated as non-public.



# **EXHIBIT 1**

**CERTIFICATE OF SERVICE**

I hereby certify that on this 31<sup>st</sup> day of January 2005, I caused *Complaint Counsel's Motion for Partial Summary Decision* to be served and filed:

(1) the original and seven copies and one CD ROM copy filed by hand delivery

**Donald S. Clark, Secretary**  
**Federal Trade Commission**

# **EXHIBIT 2**

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES.

In the Matter of )

BASIC RESEARCH, L.L.C., )  
A.G. WATERHOUSE, L.L.C., )  
KLEIN-BECKER USA, L.L.C., )  
NUTRASPORT, L.L.C., )

\_\_\_\_\_ )

BAN, L.L.C., )  
DENNIS GAY. )

SUBJECT TO )  
PROTECTIVE ORDER )

MITCHELL K. FRIEDLANDER, )

Respondents. )

\_\_\_\_\_ )  
COMPLAINT COUNSEL'S MOTION FOR PARTIAL SUMMARY DECISION



**UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION**

In the Matter of )  
)  
)

[REDACTED]

**A.G. WATERHOUSE, L.L.C.,** )

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**SOVAGE DERMALOGIC  
LABORATORIES, L.L.C.,  
BAN. L.L.C.**

)      **Docket No. 9318**

)      **SUBJECT TO**

)      \_\_\_\_\_

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of )  
)  
)  
)  
)  
)

BASIC RESEARCH, L.L.C.,  
A.G. WATERHOUSE, L.L.C.,  
) ) ) ) ) )



UNITED STATES OF AMERICA

FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of )  
)  
)

BASIC RESEARCH, L.L.C., )  
A.G. WATERHOUSE, L.L.C., )  
KLEIN-BECKER USA, L.L.C., )  
NUTRASPORT, L.L.C., )  
SOVAGE DERMALOGIC )  
LABORATORIES, L.L.C., )  
BAN, L.L.C., )

Docket No. 9318

SUBJECT TO

DANIEL B. MOWREY, and )  
MITCHELL K. FRIEDLANDER, )  
)

Respondents. )  
)

EXHIBITS TO COMPLAINT COUNSEL'S

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION

In the Matter of )  
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)

RASIC RESEARCH I I C )

A.G. WATERHOUSE, L.L.C., )  
KLEIN-BECKER USA, L.L.C., )  
NUTRASPORT, L.L.C., )  
SOVAGE DERMATOLOGIC )

Docket No. 9318

LABORATORIES, L.L.C., )  
BAN, L.L.C., )

SUBJECT TO

DANIEL B. MOWREY, and )  
MITCHELL K. FRIEDLANDER. )

UNITED STATES OF AMERICA

FEDERAL TRADE COMMISSION

OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of )

BASIC RESEARCH, L.L.C., )  
A.G. WATERHOUSE, L.L.C., )  
KLEIN-BECKER USA, L.L.C., )  
NUTRASPORT, L.L.C., )  
SOVAGE DERMALOGIC )  
LABORATORIES, L.L.C., )

Docket No. 9318

DENNIS GAY, )  
DANIEL B. MOWREY, and )  
MITCHELL K. FRIEDLANDER, )

PROTECTIVE ORDER

Respondents. )

EXHIBITS TO COMPLAINT COUNSEL'S  
MOTION FOR PARTIAL SUMMARY DECISION

Volume Five  
Excerpts of Deposition Transcripts

27. Meade Dep. (Dec. 10, 2004)
28. Mowrey Dep. (Jan. 13-14, 2005)
29. Sandberg Dep. (Dec. 28, 2004)

OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of )

BASIC RESEARCH, L.L.C.; )  
A.G. WATERHOUSE, L.L.C., )  
KLEIN-BECKER USA, L.L.C., )  
NUTRASPORT, L.L.C., )

LABORATORIES, L.L.C., )  
BAN, L.L.C., )  
DENNIS GAY, )  
DANIEL B. MOWREY, and )  
MITCHELL K. FRIEDLANDER, )  
Respondents. )

SUBJECT TO  
PROTECTIVE ORDER

# **EXHIBIT 3**



Millard, Joshua S.

Millard, Joshua S.

From:

Millard, Joshua S.

Millard, Joshua S.

Sent:

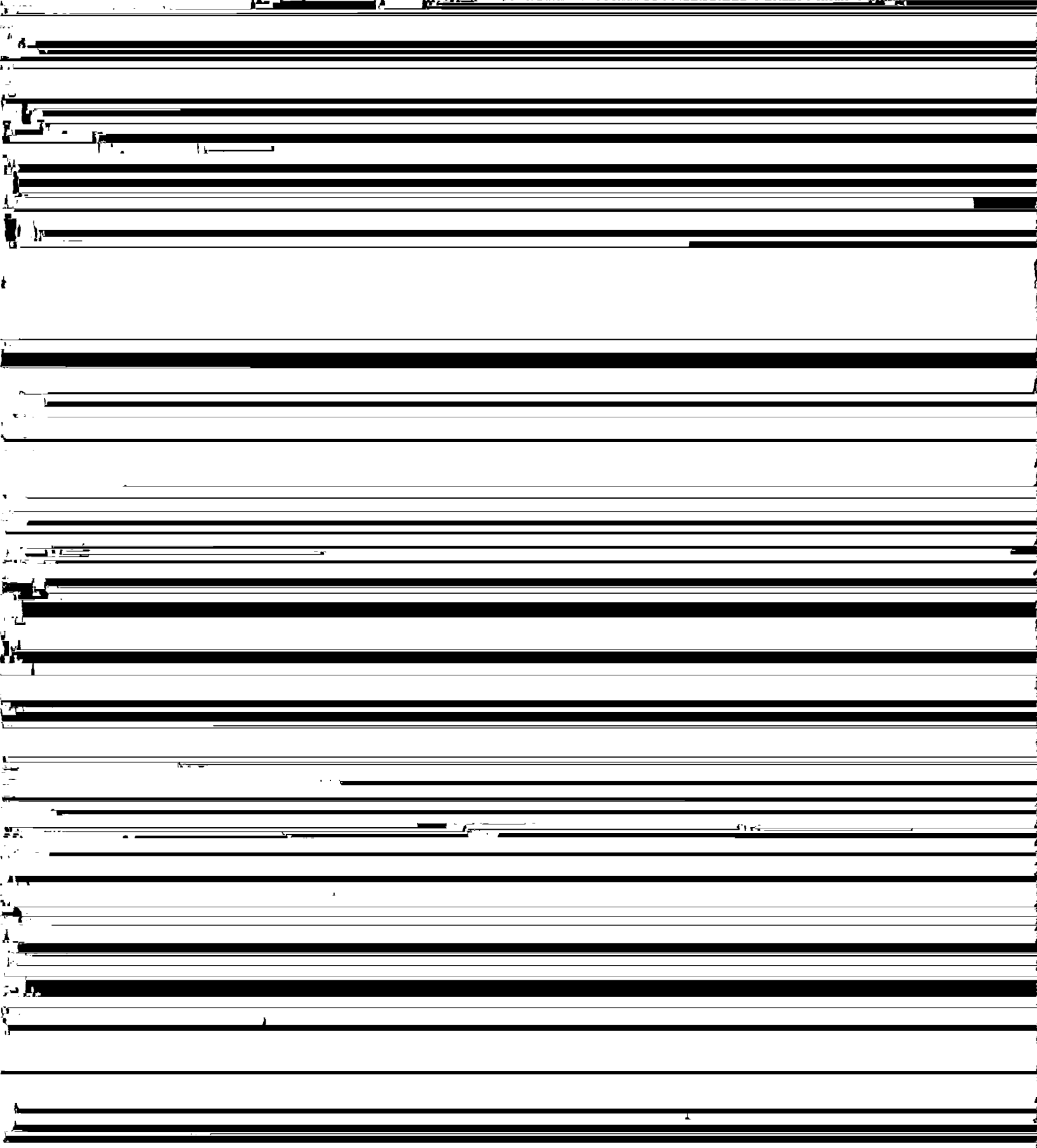
Monday, January 31, 2005 4:43 PM

From: Joshua S. Millard <jsmillard@hulidrop.com>

**Millard, Joshua S.**

---

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:43 PM  
**To:** 'snagin@ngf-law.com'; 'jfeldman@feldmangale.com'; 'rurbidge@rurbidgeandmitchell.com'; 'rfp@psplawyers.com'; 'mkf555@msn.com'; Secretary



Millard, Joshua S.

From:

Millard, Joshua S.

Monday, January 04, 2009 4:40 PM

Millard, Joshua S.

From:

Millard, Joshua S

Millard, Joshua S.

Sent:

Monday, January 31, 2005 4:43 PM

Millard, Joshua S. <josmillard@brkshd.com>

Millard, Joshua S.

From:  
Sent:

Millard, Joshua S.  
Monday, January 31, 2005 4:43 PM

mailto:jmiller@kublanandmitchell.com



**Millard, Joshua S.**

---

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:43 PM

[jmiller@hukidsandmitchell.com](mailto:jmiller@hukidsandmitchell.com)

**Millard, Joshua S.**

---

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:44 PM  
**To:** 'snagin@ngf-law.com'; 'jfeldman@feldmangale.com'; 'rurbidge@urbidgeandmitchell.com'; 'rfp@psplawyers.com'; 'mkf555@msn.com'; Secretary  
[Redacted]  
[Redacted]

**Millard, Joshua S.**

---

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:44 PM

Millard, Joshua S.

From:  
Sent:

Millard, Joshua S.  
Monday, January 31, 2005 4:44 PM

Millard, Joshua S.

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:44 PM  
**To:** 'snagin@ngf-law.com'; 'jfeldman@feldmangale.com'; 'rurbidge@rurbidgeandmitchell.com'; 'lfn@penlawyers.com'; 'mkf555@msn.com'; Secretary

**Millard, Joshua S.**

---

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:44 PM  
[mailto:Joshua.S.Millard@fidelity.com]; [mailto:jbmitchell@hurhidnaandmitchell.com]

**Millard, Joshua S.**

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:44 PM

Millard, Joshua S.

From: Millard, Joshua S.  
Sent: Monday, January 31, 2005 4:44 PM

Address: [redacted] Email: [redacted] Phone: [redacted] Website: [redacted]



Millard, Joshua S.

Sent:

Monday, January 31, 2005 4:44 PM

to: 'faldman@faldmanale.com'; 'burhidge@burhidgeandmitchell.com'

Millard, Joshua S

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:44 PM  
**To:** 'snagin@ngf-law.com'; 'jfeldman@feldmangale.com'; 'rurbidge@rurbidgeandmitchell.com'; 'rfp@psplawyers.com'; 'mkf555@msn.com'; Secretary  
**Cc:** Kapin, Laureen; Gross III, Walter; Richardson, Robin M.; Schneider, Laura; Lewis, Leslie; Rodriguez, Edwin; Shapiro, Howard  
In re: Basic Research, Docket No. 9318



Exhibit 35.pdf (4 MB)

Volume Six - Ex. 35

Microsoft Word Document with exhibits attached in

**Millard, Joshua S.**

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:44 PM

[jmiller@brubideandmitchell.com](mailto:jmiller@brubideandmitchell.com)

Millard, Joshua S.

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:44 PM  
jmillard@sef.law.com; 'feldman@feldmannale.com'; 'rhurhidne@burbidneandmitchell.com';

Millard, Joshua S.

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:44 PM  
**To:** 'snagin@ngf-law.com'; 'jfeldman@feldmangale.com'; 'rurbidge@rurbidgeandmitchell.com'; 'rtp@psplawyers.com'; 'mkf555@msn.com'; Secretary  
**Cc:** Kapin, Lauren; Gross III, Walter; Richardson, Robin M.; Schneider, Laura; Lewis, Leslie; Rodriguez, Edwin; Shapiro, Howard



Exhibit 40.pdf (20 KB)



Exhibit 41.pdf (12 MB)

Volume Six - Ex. 40 and 41

Re: [REDACTED] et al. v. [REDACTED], Campbell's Motion for Partial Summary Decision, with exhibits attached in

**Millard, Joshua S.**

---

**From:** Millard, Joshua S.  
**Sent:** Monday, January 31, 2005 4:44 PM  
**To:** 'snagin@ngf-law.com'; 'jfeldman@feldmangale.com'; 'rurbidge@rurbidgeandmitchell.com'; 'rfp@psplawyers.com'; 'mkf555@msn.com'; Secretary  
**Cc:** Kapin, Lauren; Gross III, Walter; Richardson, Robin M.; Schneider, Laura; Lewis, Leslie; Rodriguez, Edwin; Shapiro, Howard  
**Subject:** In re Basic Research, Docket No. 9318



Exhibit 42.pdf (10 MB)

Volume Six - Ex. 42

Please see the attached document, *Complaint Counsel's Motion for Partial Summary Decision*, with exhibits attached in

Millard, Joshua S.

Millard, Joshua S.

# **EXHIBIT 4**



[The remainder of the page is heavily obscured by horizontal black bars and noise, rendering the text illegible.]

Millard, Joshua S.

From: Jan Sears [jssears@burbidgeandmitchell.com]  
Sent: Monday, January 31, 2005 5:34 PM  
To: Millard, Joshua S.  
Re: [REDACTED] Case Research Docket No. 0318

ATT152585.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>; <rurbidge@burbidgeandmitchell.com>; <rfp@psplawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov> at 1/31/2005 2:43 PM

[REDACTED] has been displayed on the recipient's computer at 1/31/2005 3:33 PM

Millard, Joshua S

From: Jan Sears [jsears@burbidgeandmitche...ll.com]



ATT152585.txt  
(371 B)

This is a receipt for the mail you sent to <searsj@nrf-law.com> <feldman@feldmannale.com>

Millard, Joshua S.

From: ilan\_sears [isears@hurbridgeandmitchell.com]

Sent: Monday, January 31, 2005 5:34 PM  
To: Millard, Joshua S.  
Subject: Re: In re: Pacific Research, Docket No. 0319



ATT152586.txt  
(371 B)

This is a receipt for the mail you sent to <snadin@naf-law.com>: <ifeldman@feldmannale.com>

Millard, Joshua S.

Jan 2005 [redacted]

Monday, January 24, 2005 5:24 PM

**Subject:** Read: In re Basic Research, Docket No. 9318

ATT152586.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>;

Millard, Joshua S.

law@scottdixon.com

To: Millard, Joshua S.  
Subject: Read: In re Basic Research, Docket No. 9318



ATT152587.bt

**From:** Jan Sears [js@burbidgeandmitchell.com]  
**Sent:** Monday, January 31, 2005 5:35 PM  
**To:** Millard, Joshua S.



ATT152587.txt  
(371 B)

<r@burbidgeandmitchell.com>; <rfp@pslawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov>  
at 1/31/2005 2:43 PM

This receipt verifies that the message has been displayed on the recipient's computer at 1/31/2005 3:34 PM

**Millard, Joshua S.**

---

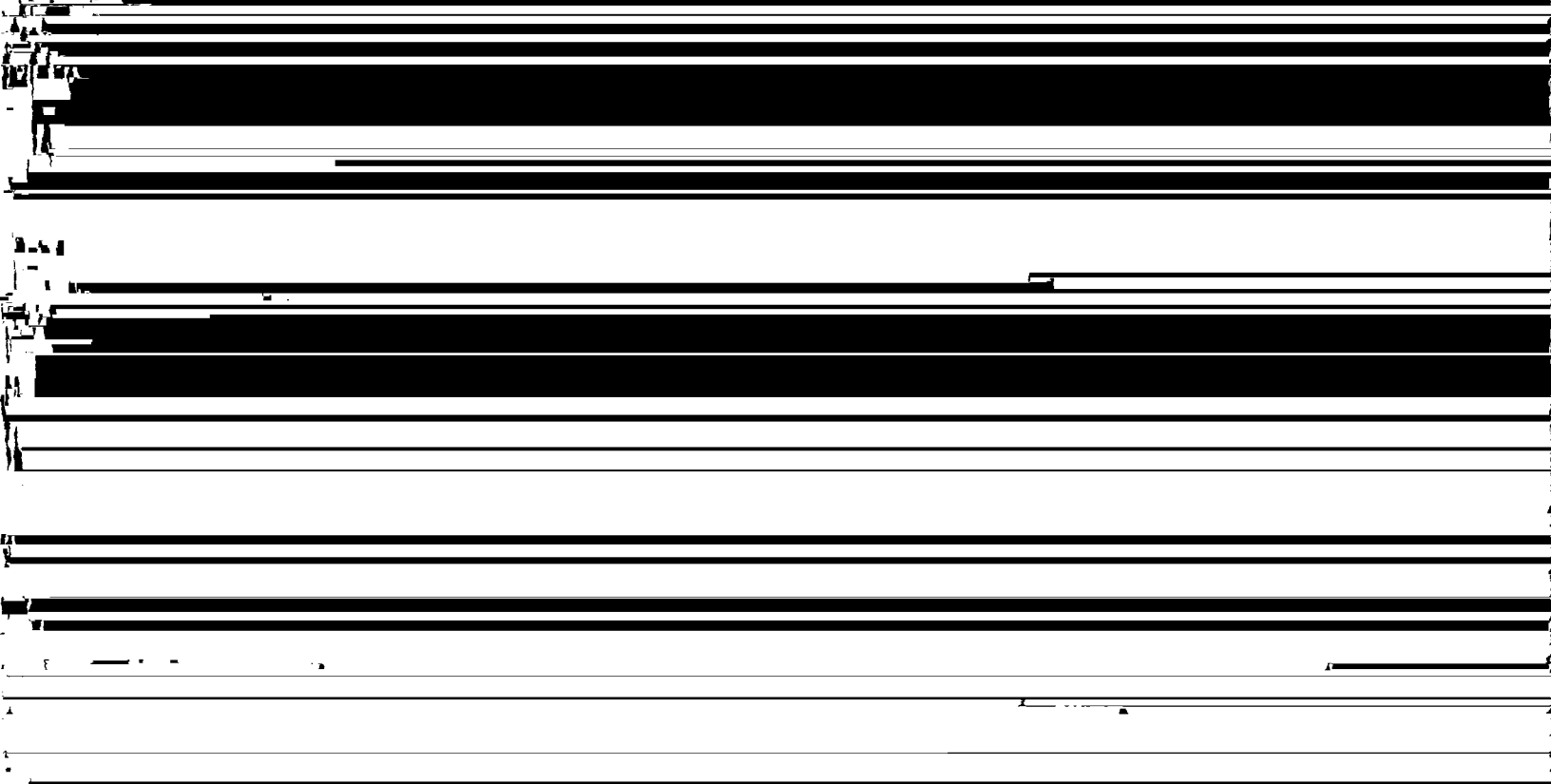
**From:** Jan Sears [jsears@burbidgeandmitchell.com]  
**Sent:** Monday, January 31, 2005 5:35 PM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT152587.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>; <rurbidge@burbidgeandmitchell.com>; <rfp@psplawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov> at 1/31/2005 2:43 PM

~~This receipt was generated by the system and is not intended to be used as evidence.~~





**From:** Jan Sears [jsears@burbridgeandmitchell.com]

**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT152588.btx  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>; <rburbridge@burbridgeandmitchell.com>; <rfp@psplawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov> at 1/31/2005 2:43 PM

Millard, Joshua S.

From: Jqn\_Sears [jssears@hurricaneandmitchell.com]

Sent: Monday, January 31, 2005 5:36 PM

ATT152588.txt

(371 B)

This is a receipt for the mail you sent to <snarin@nrf-law.com> <feldman@feldmannale.com>

Millard, Joshua S.

From: Jan Sears [jsears@burbidgeandmitchell.com]

To: Millard, Joshua S.  
Subject: Read: In re Basic Research, Docket No. 9318



ATT152588.txt  
(371 B)

This is a receipt for the mail you sent to [sears@burbidgeandmitchell.com](mailto:sears@burbidgeandmitchell.com) if [sears@burbidgeandmitchell.com](mailto:sears@burbidgeandmitchell.com)

Millard, Joshua S.

From: Jan Sears [jsears@burbidgeandmitchell.com]

To: Millard, Joshua S.  
Subject: Re: In re: Benis Research, Docket No. 0319



ATT152589.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>;

**Millard, Joshua S.**

---

**From:** Jan Sears [jsears@burbidgeandmitchell.com]  
**Sent:** Monday, January 31, 2005 5:37 PM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT152589.bxt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>;

<burbidge@burbidgeandmitchell.com>; <wfr@earthlink.net>; <mlf55@mac.com>; "Secretary" <Secretary@fda.gov>

at 1/31/2005 2:43 PM

**Millard, Joshua S.**

---

**From:** Jan Sears [jssears@burbidgeandmitchell.com]  
**Sent:** Monday, January 31, 2005 5:37 PM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT152589.txt  
(371 B)

This is a receipt for the mail you sent to [jssears@bur-law.com](mailto:jssears@bur-law.com); [dfeldman@feldmanpc.com](mailto:dfeldman@feldmanpc.com);

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Millard, Joshua S.

Law Office of Joseph P. ...

Sent: Monday, January 31, 2005 5:37 PM  
To: Millard, Joshua S.  
Subject: Re: In re: ... Research Docket No. 0310

**Millard, Joshua S.**

**From:** Jan Sears [jsears@burbidgeandmitchell.com]  
**Sent:** Monday, January 31, 2005 5:38 PM  
**To:** Millard, Joshua S.

ATT152590.txt  
(371 B)



**Millard, Joshua S.**

**From:** Jan Sears [jsears@burbidgeandmitchell.com]

**Subject:** Read: In re Basic Research, Docket No. 9318



ATT152590.txt  
(371 B)

This is a request for the original copy to be sent to: jsears@prof.law.com; jfaldman@faldmanpc.com;

Millard, Joshua S

**From:** Jan Sears [jsears@burbidgeandmitchell.com]  
**Sent:** Monday, January 31, 2005 5:39 PM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT152591.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>; <burbidge@burbidgeandmitchell.com>; <rpf@psplawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov>

This message has been displayed on the recipient's computer at 1/31/2005 9:39 PM

**Millard, Joshua S.**

---

**From:** Jan Sears [jsears@burbridgeandmitchell.com]  
**Sent:** Monday, January 31, 2005 5:39 PM  
**To:** Millard, Joshua S.

---

(371 B)

This is a reply to the mail you sent to jsears@burbridgeandmitchell.com.

Millard, Joshua S.

From: Jan Sears [jsears@burbidgeandmitchell.com]  
Sent: Monday, January 31, 2005 5:40 PM



ATT152591.txt  
(371 B)

Millard, Joshua S.

From:

Jan Seare [seare@burbidgeandmitchell.com]

Sent:

Monday, January 31, 2005 5:37 PM

Subject:

Read: In re Basic Research, Docket No. 9318

(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>; <rurbidge@rurbidgeandmitchell.com>; <rpf@psplawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov>

This receipt certifies that the message has been delivered on the recipient's computer at 1/31/2005 5:07 PM

From: Jan Sears [jsears@burbidgeandmitchell.com]  
Sent: Monday, January 31, 2005 5:38 PM  
To: Millard, Joshua S.  
Subject: [REDACTED]



ATT153290.txt  
(371 B)

This is a receipt for the e-mail you sent to [rossein@waf-law.com](mailto:rossein@waf-law.com) & [jfeldman@feldmansala.com](mailto:jfeldman@feldmansala.com).

[REDACTED]

[REDACTED]

[REDACTED]

Millard, Joshua S.

From: [REDACTED] [mailto:john@hybridconnectball.com]

Sent: Monday, January 31, 2005 5:38 PM  
To: Millard, Joshua S.  
Subject: Re: In re Basic Research Docket No. 9318



ATT153290.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>;

[REDACTED] [mailto:john@hybridconnectball.com]; [REDACTED] [mailto:john@hybridconnectball.com]; [REDACTED] [mailto:john@hybridconnectball.com]; "Secretary" [mailto:Secretary@fto.gov]

at 1/31/2005 2:44 PM

This receipt verifies that the message has been displayed on the recipient's computer at 1/31/2005 3:37 PM

**Millard, Joshua S.**

**From:** Jeffrey D. Feldman [jfeldman@FeldmanGale.com]  
**Sent:** Wednesday, February 02, 2005 9:12 AM

**To:** Millard, Joshua S.  
**Subject:** RE: In re Basic Research, Docket No. 9318

Josh:

I did not get your emails until well after 5:00 pm. I do not know if service is complete at the time you press the button or at the time we receive. I am just letting you know, I did not get some of your emails until after 9 pm.

JDF

-----Original Message-----

Sent: Wednesday, February 02, 2005 9:01 AM  
To: Jeffrey D. Feldman  
Cc: Kapin, Laureen

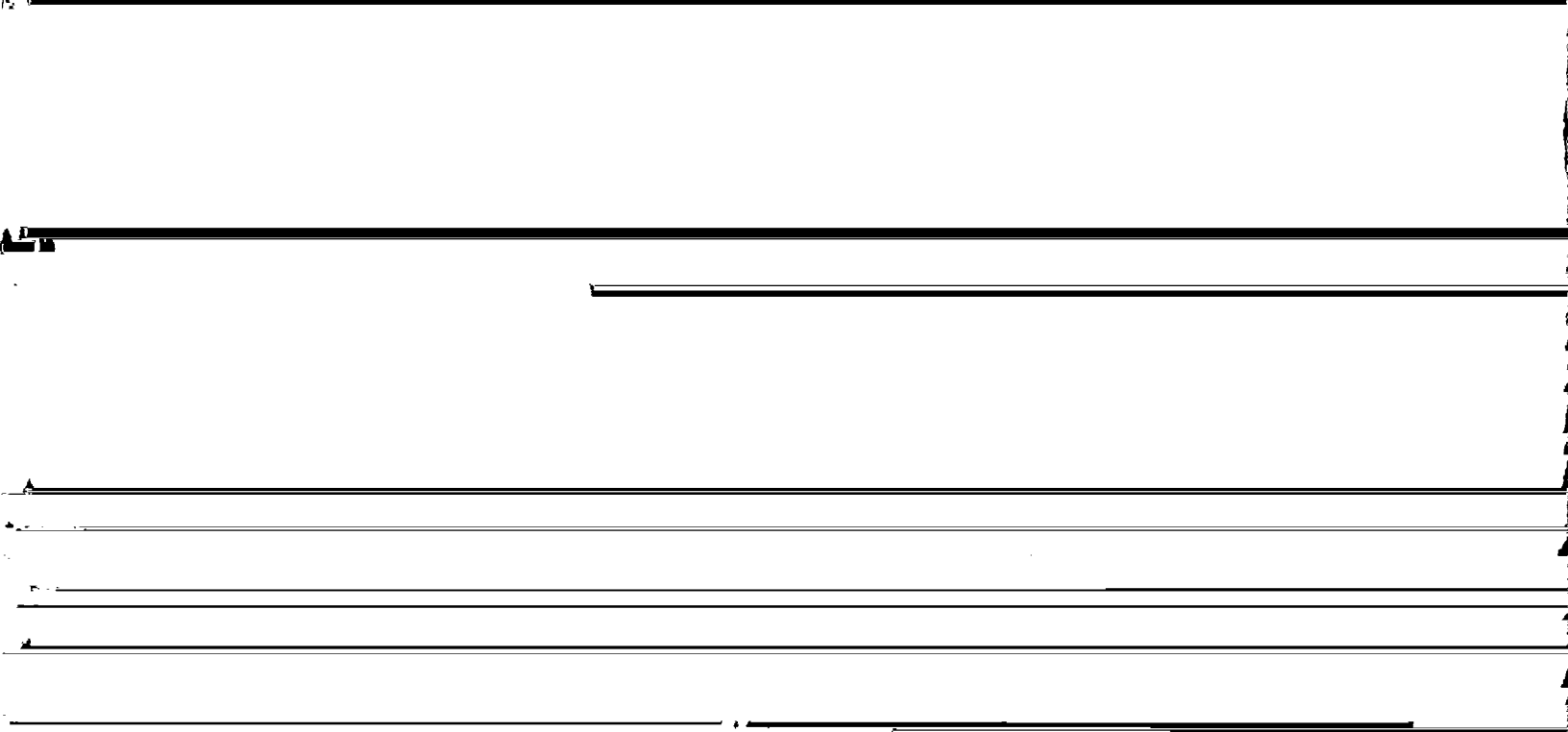
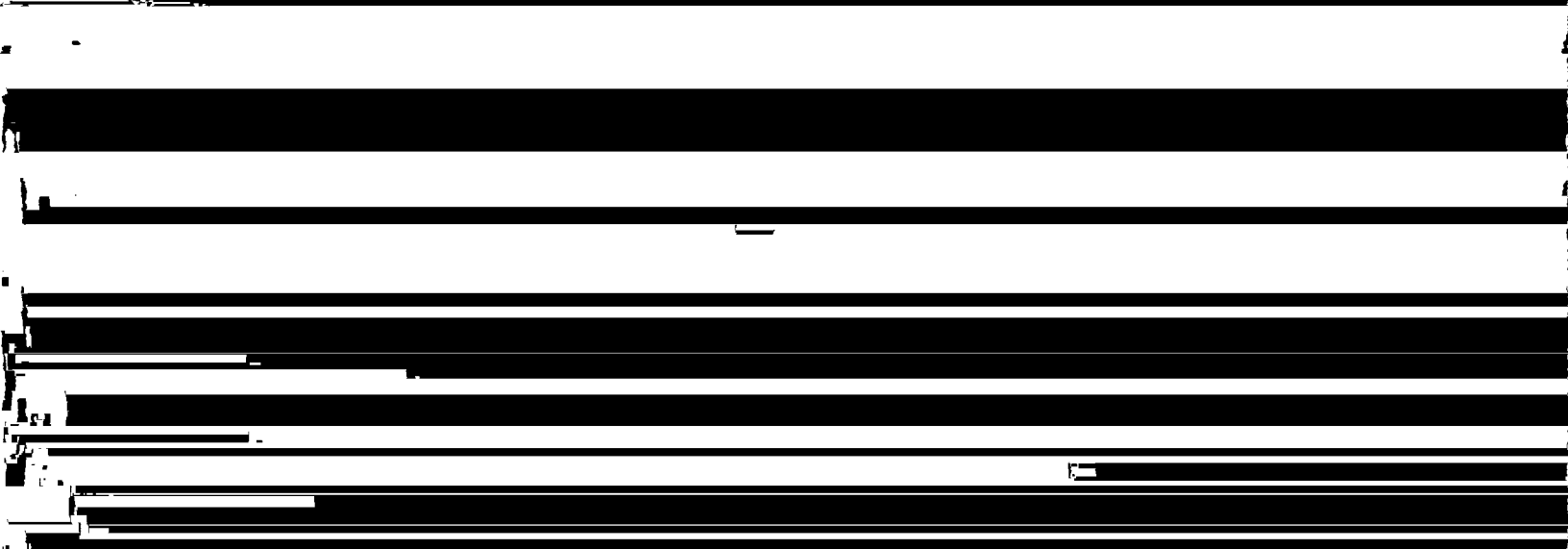
Jeff:

Our service was not late. We emailed our MSD—including all exhibits—before 5pm EST.



Please see the attached document, Complaint Counsel's Motion for Partial Summary Decision, with exhibits attached in separate electronic files, submitted today for filing in In re Basic Research LLC, et al., Docket No. 9318. I certify that the electronic copy sent to the Secretary of the Commission is a true and correct copy of the paper original, and that a paper

~~original signature is being filed with the Secretary of the Commission on the same day by other means~~



**Millard, Joshua S.**

---

**From:** MKF555 [mkf555@msn.com]  
**Sent:** Tuesday, February 01, 2005 2:05 PM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT165737.txt  
(371 B)

This is a receipt for the mail you sent to [annacin@caf.law.com](mailto:annacin@caf.law.com) ; [jifeldman@foldmoneale.com](mailto:jifeldman@foldmoneale.com) ;

Millard, Joshua S.

MKE555 Jm4555@men.com

Sent: Tuesday, February 01, 2005 1:57 PM  
To: Millard, Joshua S.  
Subject: Re: In re Basic Research Docket No. 0318



ATT165736.txt  
(371 B)

This is a point for the mail...@prof.law.com; Millard@foldmanale.com

**Millard, Joshua S.**

---

**From:** MKF555 [mkf555@msn.com]  
**Sent:** Tuesday, February 01, 2005 8:02 AM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT161329.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ndf-law.com>: <ifeldman@feldmandale.com>

at 1/31/2005 2:43 PM

This receipt verifies that the message has been displayed on the recipient's computer at 2/1/2005 6:02 AM

**From:** MKF555 [mkf555@msn.com]  
**Sent:** Tuesday, February 01, 2005 8:01 AM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT161325.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>; <rurbidge@rurbidgeandmitchell.com>; <rpf@psplawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov> at 1/31/2005 2:44 PM

**Millard, Joshua S.**

---

**From:** MKF555 [mkf555@msn.com]  
**Sent:** Tuesday, February 01, 2005 8:02 AM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT161328.txt  
(371 B)

This is a receipt for the mail you sent to <snarin@nrf-law.com> <dfeldman@feldmannale.com>

**Millard, Joshua S.**

**From:** MKF555 [mkf555@msn.com]  
**Sent:** Tuesday, February 01, 2005 8:01 AM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT161324.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>;

at 1/31/2005 2:43 PM

This receipt verifies that the message has been displayed on the recipient's computer at 2/1/2005 6:01 AM

**Millard, Joshua S.**

---

**From:** MKF555 [mkf555@msn.com]  
**Sent:** Tuesday, February 01, 2005 8:02 AM  
**To:** Millard, Joshua S.

---



ATT161327.bt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>; <rurbidge@rurbidgeandmitchell.com>; <rpf@psplawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov> at 1/31/2005 2:44 PM

This receipt verifies that the message has been displayed on the recipient's computer at 2/1/2005 6:01 AM



Millard, Joshua S.

**From:** MKF555 [mkf555@msn.com]

**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT161325.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>; <rurbidge@rurbidgeandmitchell.com>; <rfp@psplawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov> at 1/31/2005 2:43 PM

This receipt verifies that the message has been displayed on the recipient's computer at 2/1/2005 6:01 AM

Millard, Joshua S.

**From:** MKF555 [mkf555@msn.com]  
**Sent:** Tuesday, February 01, 2005 8:01 AM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT161327.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>;

at 1/31/2005 2:43 PM

This receipt verifies that the message has been displayed on the recipient's computer at 2/1/2005 6:01 AM

Millard, Joshua S.

145555 1-145555@-... 2001

**Sent:** Tuesday, February 01, 2005 8:01 AM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT161324.txt  
(371 B)

What is needed for the... to... of... : fald...@fald...@...

Millard, Joshua S.

From: MKF555 [mkf555@msn.com]

ATT161328.txt  
(371 B)

This is a receipt for the mail you sent to: [caspar@caf-law.com](mailto:caspar@caf-law.com); [jifaldman@feldmans.com](mailto:jifaldman@feldmans.com);

Millard, Joshua S.

From: MKF555 [mkf555@msn.com]  
Sent: Tuesday, February 01, 2005 8:01 AM  
To: Millard, Joshua S.  
Subject: Re: In re Basic Research Docket No. 0218



ATT161326.txt  
(371 B)

This is a receipt for the mail you sent to [ross@faldman.com](mailto:ross@faldman.com) & [jfaldman@faldmanpa.com](mailto:jfaldman@faldmanpa.com).

**From:** MKF555 [mkf555@msn.com]  
**Sent:** Tuesday, February 01, 2005 8:01 AM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT161322.txt  
(371 B)

Millard, Joshua S.

To: Millard, Joshua S.



ATT161323.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>; <rurbidge@rurbidgeandmitchell.com>; <rfp@psplawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov>

**Millard, Joshua S.**

---

**From:** MKF555 [mkf555@msn.com]

---

**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT161322.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>;

<mkf555@msn.com>; <mkf555@msn.com>; <mkf555@msn.com>; "Secretary"; Secretary@ts.com





Millard, Joshua S.

---

From: MKF555 [mkf555@msn.com]  
Sent: Tuesday, February 01, 2005 7:59 AM  
To: Millard, Joshua S.  
Subject: Read: In re Basic Research, Docket No. 9318



(371 B)

This is a receipt for the mail you sent to: [redacted]@[redacted].com; [redacted]@[redacted].com;

[redacted]@[redacted].com; [redacted]@[redacted].com; [redacted]@[redacted].com; [redacted]@[redacted].com;

Millard, Joshua S.

From: MKF555 [mkf555@msn.com]  
Sent: Tuesday, February 01, 2005 7:59 AM  
To: Millard, Joshua S.



ATT161319.txt  
(371 B)

This is a placeholder for the mail you sent to: [redacted]@nsnlaw.com; [redacted]@fdm.com

Millard, Joshua S.

From: MKF555 [mkf555@msn.com]

P 1/31/2005 5:50 AM



ATT161319.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>; <rurbidge@rurbidgeandmitchell.com>; <rfr@psplawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov> at 1/31/2005 2:43 PM

This receipt verifies that the message has been displayed on the recipient's computer at 2/1/2005 5:50 AM

**Millard, Joshua S.**

---

**From:** MKF555 [mkf555@msn.com]  
**Sent:** Tuesday, February 01, 2005 7:59 AM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT161321.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>;



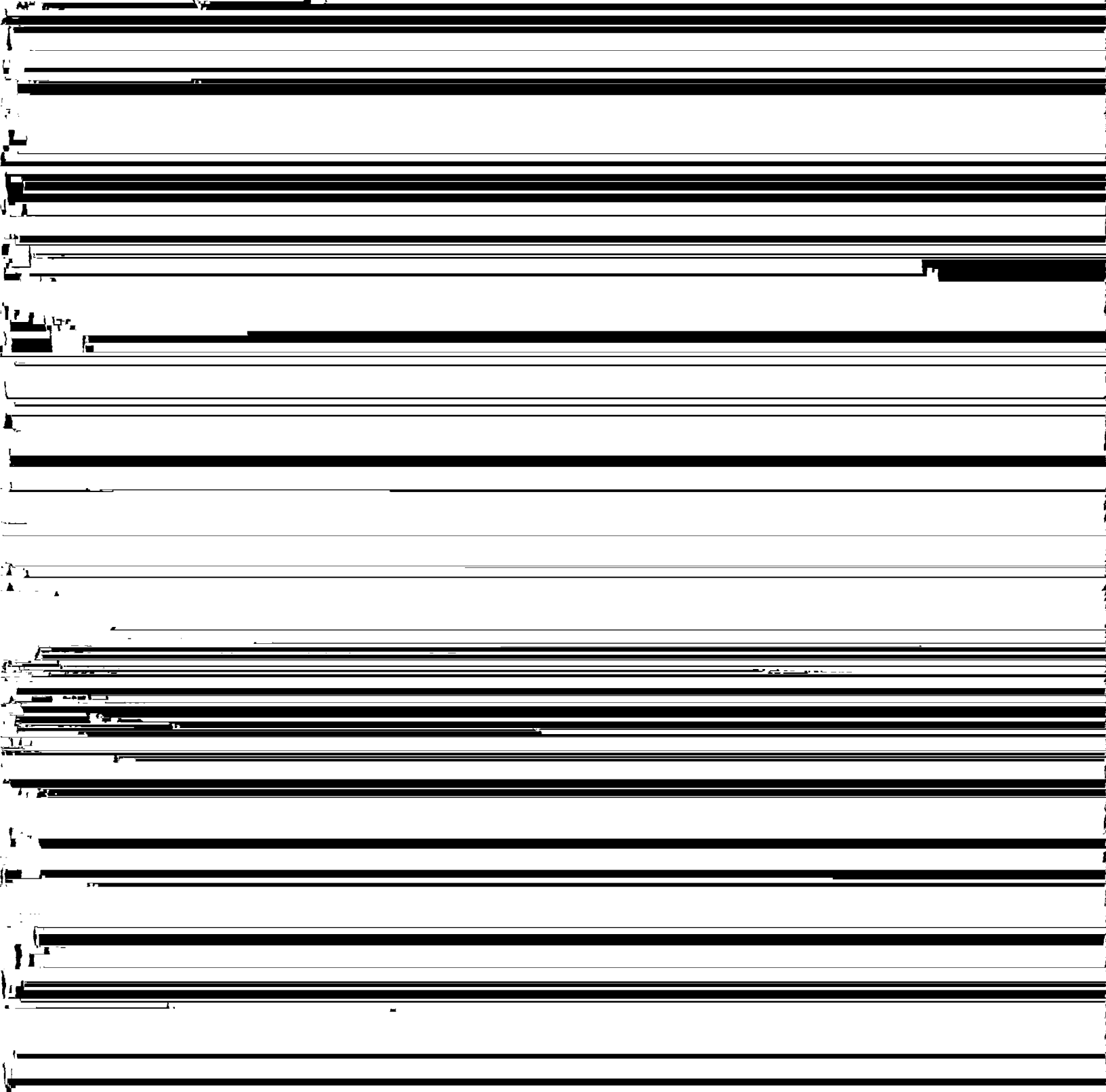
**Millard, Joshua S.**

---

**From:** MKF555 [mkf555@msn.com]  
**Sent:** Tuesday, February 01, 2005 7:59 AM  
**To:** Millard, Joshua S.  
**Subject:** Read: In re Basic Research, Docket No. 9318



ATT161317.txt  
(371 B)



Millard, Joshua S.

---

From: MKF555 [mkf555@msn.com]  
Sent: Tuesday, February 01, 2005 7:59 AM

---

Subject: Read: In re Basic Research, Docket No. 9318



ATT161318.txt  
(371 B)

This is a receipt for the mail you sent to <snagin@ngf-law.com>; <jfeldman@feldmangale.com>; <rurbidge@rurbidgeandmitchell.com>; <rjp@psplawyers.com>; <mkf555@msn.com>; "Secretary" <Secretary@ftc.gov> at 1/31/2005 2:43 PM

This receipt verifies that the message has been displayed on the recipient's computer at 2/1/2005 5:59 AM



# **EXHIBIT 5**

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of )  
)  
)

BASIC RESEARCH, L.L.C., )  
A.G. WATERHOUSE, L.L.C., )  
KLEIN-BECKER USA, L.L.C., )

MITCHELL K. FRIEDLANDER )

SOVAGE DERMALOGIC )  
LABORATORIES, L.L.C., )  
BAN, L.L.C., )  
DENNIS GAY, )  
DANIEL B. MOWREY, and )  
MITCHELL K. FRIEDLANDER, )

Respondents. )  
)

Docket No. 9318

PUBLIC VERSION

**EXHIBITS TO COMPLAINT COUNSEL'S  
MOTION FOR PARTIAL SUMMARY DECISION**

Volume One

*Complaint and Answers*

1. Complaint (June 15, 2004)

Answers, Basic Research, L.L.C. (July 20, 2004)

FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of

BASIC RESEARCH, L.L.C.,  
A G WAREHOUSE, L.L.C.

KLEIN BECKER JISA, L.L.C.

NUTRASPORT, L.L.C.,

SOVAGE DERMALOGIC  
LABORATORIES, L.L.C.,  
BAN, L.L.C.,  
DENNIS GAY,  
DANIEL B. MOWREY, and  
MITCHELL K. FRIEDLANDER,

Respondents.

Docket No. 9318

PUBLIC VERSION

EXHIBITS TO COMPLAINT COUNSEL'S  
MOTION FOR PARTIAL SUMMARY DECISION

Volume Two

Dispositive Responses

- 11. Resp. to Compl. Counsel's First Set of Interrogs.,  
Corporate Resp'ts (Aug. 16, 2004)

Resp. to Compl. Counsel's First Set of Interrogs.

FEDERAL TRADE COMMISSION

OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of

A.G. WATERHOUSE, L.L.C.,  
KLEIN-BECKER USA, L.L.C.,  
NUTRASPORT, L.L.C.,  
SOVAGE DERMALOGIC  
LABORATORIES, L.L.C.,  
BAN, L.L.C.,  
DENNIS GAY,  
DANIEL B. MOWREY, and  
MITCHELL K. FRIEDLANDER,

Respondents.

Docket No. 9318

PUBLIC VERSION

EXHIBITS TO COMPLAINT COUNSEL'S

RECOMMENDATION FOR A FINAL SUMMARY DECISION

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of )  
)  
)

BASIC RESEARCH, L.L.C., )  
A.G. WATERHOUSE, L.L.C., )  
KLEIN RECYCLED USA, L.L.C. )

NUTRASPORT, L.L.C., )  
SOVAGE DERMALOGIC )  
LABORATORIES, L.L.C., )  
BAN, L.L.C., )  
DENNIS GAY, )  
DANIEL B. MOWREY, and )  
MITCHELL K. FRIEDLANDER, )

Respondents. )  
)

Docket No. 9318

PUBLIC VERSION

EXHIBITS TO COMPLY WITH COMMISSION'S

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LITIGATION AND CONSUMER

In the Matter of )  
)  
)

BASIC RESEARCH, L.L.C., )  
A.G. WATERHOUSE, L.L.C., )  
KLEIN-BECKER USA, L.L.C., )  
NUTRASPORT, L.L.C., )  
ROYAL FLORIDIAN LOGIC )

LABORATORIES, L.L.C., )  
BAN, L.L.C., )  
DENNIS GAY, )  
DANIEL B. MOWREY, and )  
MITCHELL K. FRIEDLANDER, )

Respondents. )  
)

PUBLIC VERSION

EXHIBITS TO COMPLAINT COUNSEL'S  
MOTION FOR PARTIAL SUMMARY DECISION

Volume Four

UNITED STATES OF AMERICA

FEDERAL TRADE COMMISSION  
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of )  
)  
)

BASIC RESEARCH, L.L.C., )  
A.G. WATERHOUSE, L.L.C., )  
KLEIN-BECKER USA, L.L.C., )  
NITRASPORT, L.L.C., )

LABORATORIES, L.L.C., )  
BAN, L.L.C., )  
DENNIS GAY, )  
DANIEL B. MOWREY, and )  
MITCHELL K. FRIEDLANDER, )

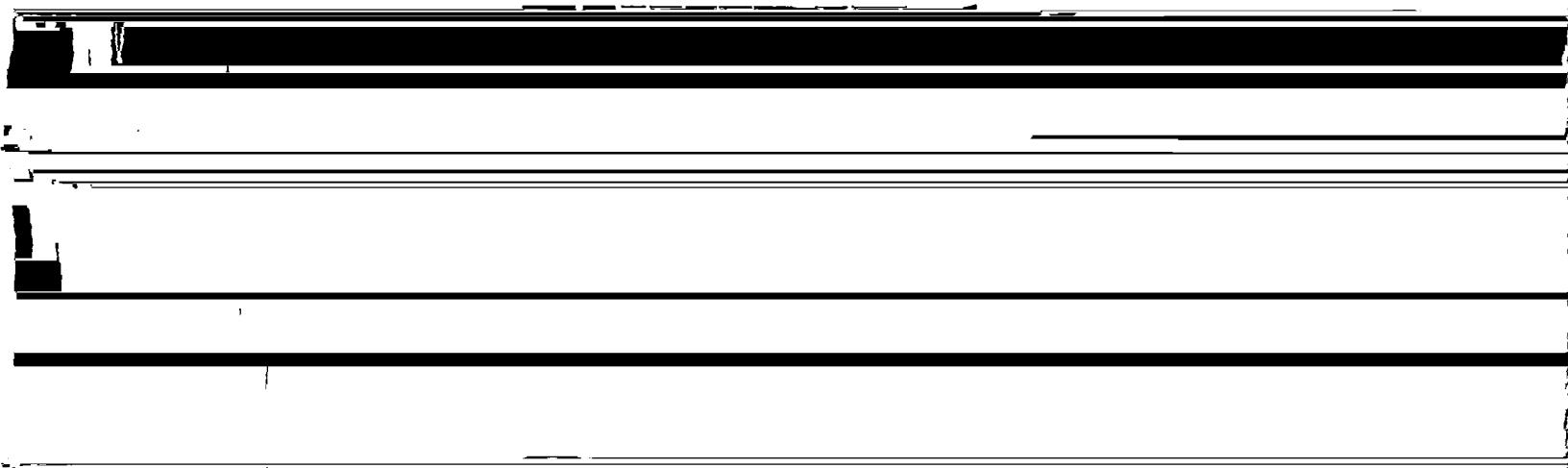
Respondents. )  
)

PUBLIC VERSION

EXHIBITS TO COMPLAINT COUNSEL'S  
MOTION FOR PARTIAL SUMMARY DECISION

Additional Documents<sup>1</sup>

32. Promotional materials for Dermalin





Millard, Joshua S.

From: Millard, Joshua S.  
Sent: Monday, February 07, 2005 4:35 PM

'rfp@psplawyers.com'; 'mkf555@msn.com'; Secretary

Millard, Joshua S.

**From:** Millard, Joshua S.  
**Sent:** Monday, February 07, 2005 4:35 PM  
**To:** 'pagan@psf.com'; 'faldman@feldmansale.com'; 'burhidge@burhidgeandmitchell.com';

Millard, Joshua S.

From: Millard, Joshua S.  
Sent: Monday, February 07, 2005 4:35 PM

'rjp@psplawyers.com'; 'mkf555@msn.com'; Secretary

**Millard, Joshua S.**

**From:** Millard, Joshua S.  
**Sent:** Monday, February 07, 2005 4:35 PM  
**To:** 'snagin@ngf-law.com'; 'jfeldman@feldmangale.com'; 'rurbidge@rurbidgeandmitchell.com';  
~~l@...; ...~~

**Cc:** Kapin, Laureen; Gross III, Walter; Richardson, Robin M.; Schneider, Laura; Lewis, Leslie; Rodriguez, Edwin; Shapiro, Howard  
**Subject:** In re Basic Research, Docket No. 9318

PDF

PDF

PDF

PDF

Exhibit 32.pdf (4 MB) Exhibit 33.pdf (2 MB) Exhibit 34.pdf (963 KB) Exhibit 35.pdf (4 MB)

volume 6 - Exs. 32 thru 35

Please see the attached document, the Public Version of Complaint Counsel's Motion for Partial Summary Decision, with exhibits attached in separate electronic files, submitted today for filing in In re Basic Research LLC, et al., Docket No.



From: Millard, Joshua S.  
Monday, February 07, 2005 4:04 PM

'rjp@pslawyers.com'; 'mkf555@msn.com'; Secretary

Karin Lawson, Cass III, Walter Richardson, Robb M. Schneider, Laura Lewis, Leola

**Millard, Joshua S.**

---

**From:** Millard, Joshua S.  
**Sent:** Monday, February 07, 2005 4:34 PM  
**To:** 'snagin@ngf-law.com'; 'jfeldman@feldmangale.com'; 'rurbidge@burbidgeandmitchell.com';

Millard, Joshua S.

From: Millard, Joshua S.





**From:** Millard, Joshua S.  
**Sent:** Monday, February 07, 2005 4:34 PM  
**To:** 'snagin@naf-law.com'; 'feldman@feldmandale.com'; 'rurbidae@hurbidneandmitchell.com':

**Cc:** Kapin, Lauren; Gross III, Walter; Richardson, Robin M.; Schneider, Laura; Lewis, Leslie; Rodriguez, Edwin; Shapiro, Howard



ex11 Corporate



ex12 D. Gav's Resp



ex13 D. Mowrey's



ex14 M.



Exhibits to

Millard, Joshua S.

From: Millard, Joshua S.

**From:** Millard, Joshua S.  
**Sent:** Monday, February 07, 2005 4:34 PM  
**To:** 'snagin@ngf-law.com'; 'jfeldman@feldmangale.com'; 'rurbidge@rurbidgeandmitchell.com'; 'rfp@psplawyers.com'; 'mkf555@msn.com'; Secretary  
**Cc:** Kapin, Laureen; Gross III, Walter; Richardson, Robin M.; Schneider, Laura; Lewis, Leslie; Rodriguez, Edwin; Shapiro, Howard  
**Subject:** In re Basic Research, Docket No. 9318



# **EXHIBIT 7**

Search:

MAL | ANTITRUST | CONGRESSIONAL | ECONOMIC | LEGAL  
e a Complaint | HSR | FOIA | IG Office | En Español

## Basic Research

Docket No. 9318

Lists, Witness Lists, Deposition Designations, and to File Motions

Oppositions to Pending Motions for Summary Decision [PDF

217K]

Set of Interrogatories [PDF 507K]

Respondents' First Set of Interrogatories [PDF 151K]

Plaintiff's First Request for Admissions [PDF 2.18M]

Plaintiff's First Request for Admissions [PDF 717K]

Plaintiff's First Set of Interrogatories [PDF 1016K]

Plaintiff's First Request for Admissions [PDF 403K]

Plaintiff's First Request for Admissions [PDF 1.52M]

Plaintiff's First Request for Admissions [PDF 7.17M]

Partial Summary Decision and Separate Statement of Undisputed

Issues [PDF 81K]

K

137K

- 427K  
of Interrogatories [PDF 450K]  
It's First Set of Interrogatories

279K

sted

IC (Registered Dec. 27, 2002) [PDF

r Partial Summary Decision Adverse

fair Acts or Practices (With

ly Implied By the Advertisements at

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# ATTACHMENT C

Declaration of James Reilly Dolan

I, JAMES REILLY DOLAN, hereby declare:

Assistant Director in the Enforcement Division, Bureau of Consumer Protection

Federal Trade Commission, Mchisano address in Federal Trade Commission, 600

Pennsylvania Avenue N W NI-2221, Washington, D.C. 20580.



8. While still in Mr. Millard's office, Mr. Millard and I called Don Clark back to tell him  
[REDACTED] with Mr. Chanine about removing specified documents



**CERTIFICATE OF SERVICE**

I hereby certify that on this 25th day of February, 2005, I caused *Complaint Counsel's*

*Provide Respondents with Electronic Files*" to be filed and served as follows:

- (1) the original, two (2) paper copies filed by hand delivery

