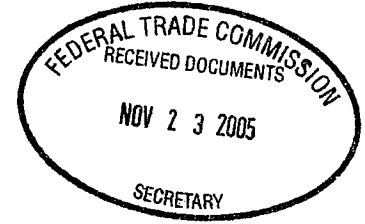


UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES
WASHINGTON, D.C.

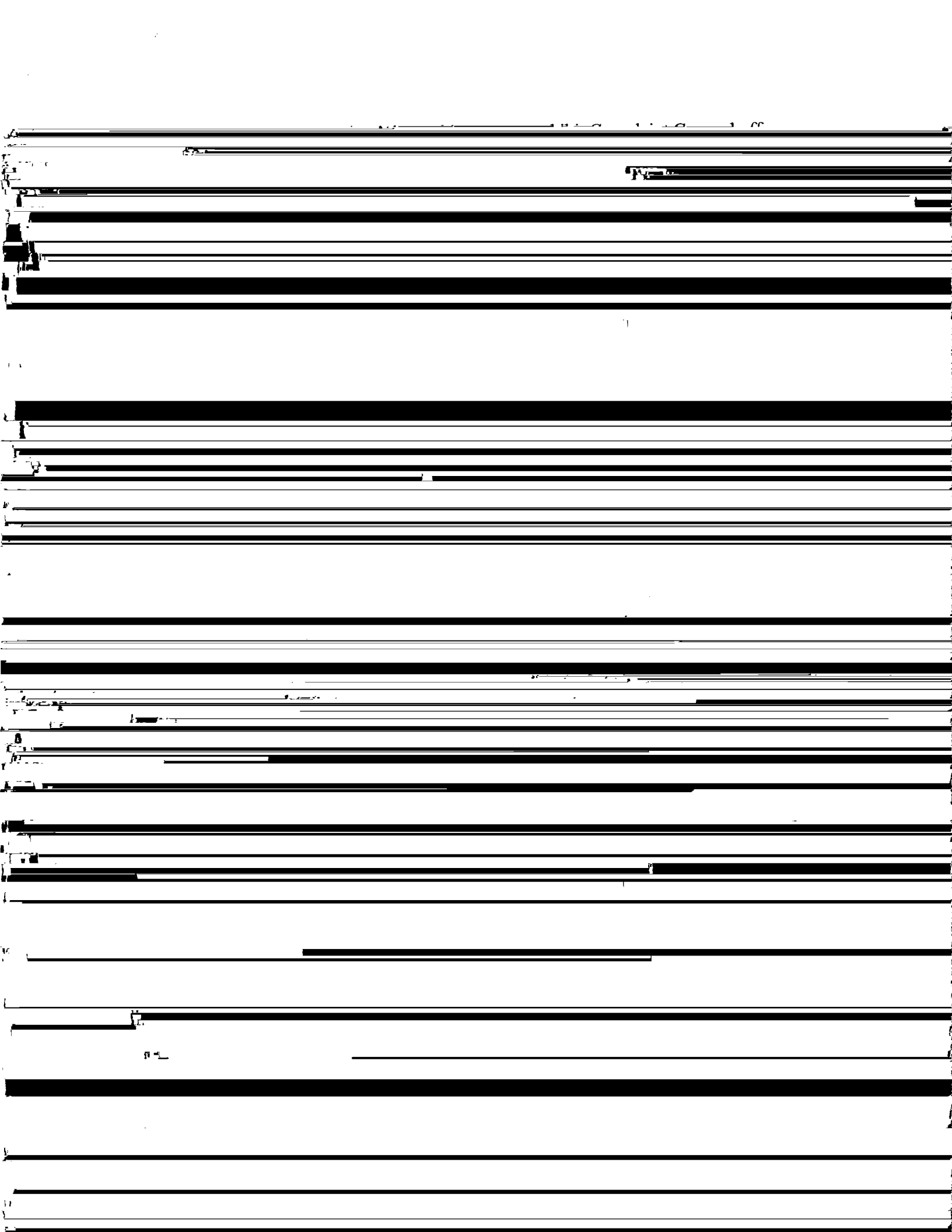


In the Matter of

BASIC RESEARCH, LLC
A.G. WATERHOUSE, LLC
KLEIN-BECKER USA, LLC
NUTRASPORT, LLC
SOVAGE DERMALOGIC LABORATORIES, LLC
BAN LLC d/b/a BASIC RESEARCH LLC
OLD BASIC RESEARCH, LLC
BASIC RESEARCH & A.G. WATERHOUSE

PUBLIC

Docket No. 0210



[Redacted]

exception. It is being offered as proof of the matters stated therein. The author however is available to testify and

[Redacted]

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[Redacted]

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[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

		exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents also object to this exhibit on the grounds of lacking a foundation.
CX-105	R0032801 R0032802	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents also object to this exhibit on the grounds of lacking a foundation.
CX-106	R0032803	7

[REDACTED] [REDACTED] therein. The author, however, is available to testify and should be called to testify at hearing. Respondents also object to this exhibit on the grounds of lack of foundation.

R0034052

are not material to the causes of action identified in the Complaint or any defenses in the Answer. Respondents object to this exhibit as hearsay, lacking any exception. It is being

testify and should be called to testify at hearing.

		foundation.
CX-174	R0034416	Respondents object to this exhibit as hearsay lacking any

	1000007	
	1000008	
	1000009	
CX-188	1000012	Respondents object to this exhibit as hearsay looking out

CY-244

B0034257

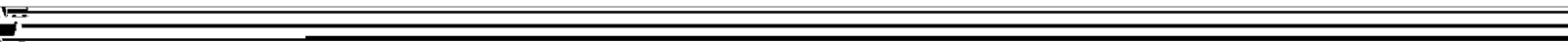
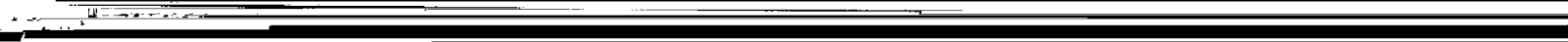
Respondents object to this exhibit as being inadmissible.

	5038467	extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
	5038468	
	5038469	
	5038470	
	5038471	
	5038472	
	5038473	
CY-265	ET000020	Respondents object to the introduction of this evidence.



should be called to testify at hearing. Moreover, Respondents

also should be called to testify at hearing. Moreover, Respondents



		exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-329	LMS01040	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated

R0006691

offered as proof of the matters stated therein. The author

lv

		Complaint or any defenses in the Answer. To the extent that the exhibit contains advertising and promotional material, it improperly includes products that are not at issue in this case.
CX-377	R0008965	Respondents object to this exhibit as irrelevant. Its contents

		exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-390	R0006781	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-391	R0006801	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-392	R0006808	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.

		causes of action identified in the Complaint or any defenses in the Answer. To the extent that the exhibit contains advertising and promotional material, it improperly includes products that are not at issue in this case.
CX-409	R0012289	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated

therein. The author, however, is available to testify and should be called to testify at hearing. Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer. To the extent that the exhibit contains advertising and promotional material, it is not material to the causes of action identified in the Complaint or any defenses in the Answer.

		are not at issue in this case.
CX-421	CYT 0660	Respondents object to this exhibit as hearsay, lacking any

		exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-428	R0000281	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.

		therein. The author, however, is available to testify and should be called to testify at hearing.
CX-438	T0012334- R0012346	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing.
CX-439	R006551	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and

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the Answer. To the extent that the exhibit contains advertising
and promotional material it is hereby submitted.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

	R0000167 R0000168	
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	5050141	
	5050142	
CY 623	ETC 5672	Dependents object to this exhibit as they are not related to the

	5050144 5050145 5050146	a foundation.
CX-632	R0015260 R0015261 R0015262 R0015263 R0015264 R0015265	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-633	PL003131- PL003187	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-634	PL003067- PL003082	Respondents object to this exhibit on the grounds that it lacks a foundation.
CX-635	PL003083 PL003084 PL003085 PL003086	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and should be called to testify at hearing. Respondents also object

CX-644

R0033896

R0033897

R0033898

Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. The author however is available to testify.

		that it lacks a foundation.
CX-676	R0032944 R0032945	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CY-677	R0034533	Respondents object to this exhibit because it lacks

CX-699

T0035145

Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated

		therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-711	R0035121	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated

CX-724	R0035109	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-726	R0034370	Respondents object to this exhibit as hearsay, lacking any

		that it lacks a foundation.
CX-739	T0034495 T0033487	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated

R0033867

exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation

therein. Respondents also object to this exhibit on the grounds

CX-796	R0041188 R0041189	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-797	R0041187	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.

CX-820	R0040631 R0040632 R0040633 R0040634	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-821	SDT00160	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein. Respondents also object to this exhibit on the grounds that it lacks a foundation.
CX-825	CYT 0571 CYT 0572 CYT 0573	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The document was called to testify that it was in

	5037736 5037737	
CX-829	5037698 5037699 5037700	Respondents object to this exhibit as hearsay, lacking any exception. It is being offered as proof of the matters stated therein

[Redacted]

[Redacted]

exception. It is being offered as proof of the matters stated therein. The author, however, is available to testify and

[Redacted]

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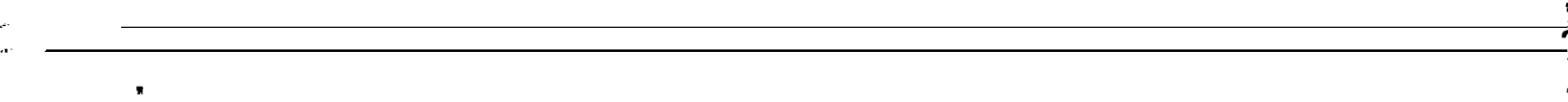
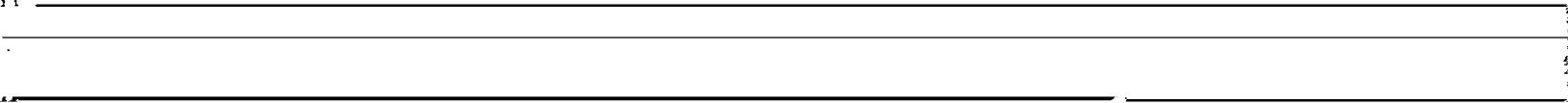
CX-854

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9000012

Respondents object to this exhibit as irrelevant. Its contents are not material to the causes of action identified in the Complaint or any defenses in the Answer.



	FTC 4852 FTC 4853 FTC 4854	are not material to the causes of action identified in the Complaint or any defenses in the Answer. The FTC form is dated May 2004 and not relevant to the time period at issue in this case when the products at issue were being sold. Moreover, its introduction lacks a foundation.
CX-887	N/A	Respondents object to this exhibit as irrelevant. Its contents, to the extent that they do not concern the substantiation for the advertising of the challenged products at issue, are not material to the causes of action identified in the Complaint or any defenses in the Answer. It is hearsay, lacking any exception. It is a newspaper article offered as proof of the matters stated therein. The individuals are available --

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parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the

		testify and should be called to offer testimony at hearing.
CX-899	5007539- 5007567	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. Available witnesses may be called to testify. Moreover, this exhibit is a series of excerpted pages of a

advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.

		did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.
CY 911	5037367	Respondents object to the introduction of this exhibit.

5033207

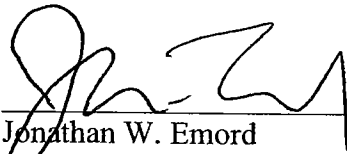
evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant.

		proof of the matters stated therein. Witnesses are available to testify and should be called to offer testimony at hearing.
CX-930	5009128- 5009133	Respondents object to the introduction of this exhibit as evidence. It is a pleading in a civil action between private parties. To the extent that any advertising was at issue in that case, it did not concern the substantiation of any of the challenged products under the Federal Trade Commission Act. Thus, it is not relevant. Moreover, it is hearsay, offered as proof of the matters stated therein. Witnesses are available to testify and should be called to offer testimony at hearing.
CX-932	5003164- 5033207	Respondents object to the introduction of this exhibit as evidence. It is hearsay, offered as proof of the matters stated therein. The deponent may be called to testify. It was taken in

substantiation of any of the challenged products.

	R0054840	scientist not affiliated with the defendants giving an overview on 2/14/2004 of how you conduct a weight loss study.
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Respectfully submitted,



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Sovage Dermalogic Laboratories,
LLC, BAN, LLC**

~~State of Florida~~

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Mowrey

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Salt Lake City, Utah 84111,

Pro se.

Date submitted: November 23, 2005

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES
WASHINGTON, D.C.

In the Matter of

BASIC RESEARCH, LLC
A.G. WATERHOUSE, LLC
KLEIN-BECKER USA, LLC
NUTRASPORT, LLC
SOVAGE DERMALOGIC LABORATORIES, LLC
PAN LLC, LLC, BASIC RESEARCH, LLC

2) two paper copies delivered by hand delivery to:

The Hon. Stephen J. McGuire

Chief of Administrative Law Section

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Washington, D.C. 20580

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