

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



In the Matter of)
)
)
LabMD, Inc.,)
a corporation,)
Respondent.)
)
)
_____)

PUBLIC

Docket No. 9357

ORIGINAL

COMPLAINT COUNSEL'S WITNESS AND EXHIBIT INDICES

Alain Sheer
Laura Riposo VanDruff
Ryan Mehm
Megan Cox
Jarad Brown

Federal Trade Commission
Bureau of Consumer Protection
Division of Privacy and Identity Protection
600 Pennsylvania Ave., N.W.
CC-8232
Washington, DC 20580
Telephone: (202) 326-2999
Facsimile: (202) 326-3062

Complaint Counsel

Index of Witnesses Offered by Complaint Counsel

PUBLIC

WITNESS NAME	DESCRIPTION	DATE	CITATION	IN CAMERA
Testimony during Evidentiary Hearing				
Raquel Hill, Ph.D.	Associate Professor, Indiana University School of Informatics and Computing. Complaint Counsel's expert in data security, data privacy, and networking systems.	5/20/2014-5/21/2014	Tr. 81-325	
Kevin Wilmer	Investigator, Federal Trade Commission Bureau of Consumer Protection, Division of Privacy and Identity Protection	5/21/2014	Tr. 331-369	Ruling, Tr. 337 <i>In camera</i> , Tr. 338-374
Rick Kam, CIPP/US	Co-Founder and President of ID Experts. Complaint Counsel's first expert on consumer injury.	5/21/2014-5/22/2014	Tr. 377-568	Ruling, Tr. 467 <i>In camera</i> , Tr. 468-505
James Van Dyke	Founder and President of Javelin Strategy & Research. Complaint Counsel's second expert on consumer injury.	5/22/2014-5/23/2014	Tr. 574-740	Ruling, Tr. 700 <i>In camera</i> , Tr. 701-715
Clay Shields, Ph.D.	Professor, Georgetown University Computer Science Department. Complaint Counsel's rebuttal expert on peer-to-peer networks	5/23/2014	Tr. 809-927	
Deposition and Investigational Hearing Testimony				
Robert Boback	CEO, Tiversa Holding Corp.	11/21/2013	CX0703	
John Boyle	Former LabMD, Inc. ("LabMD") Vice President of Operations, in his individual capacity	1/28/2014	CX0704	<i>In camera</i> , May 27 2014 Order Granting In Camera Treatment for Docs. Related to Former LabMD Employee ("May 27, 2014 Order")
	Corporate Designee of LabMD	2/5/2013	CX0733 (IHT)	
Brandon Bradley	Former LabMD IT employee	2/14/2014	CX0705	<i>In camera</i> , July 15, 2015 Order Granting Resp't's Mot. for <i>In Camera</i> Treatment of Exs. Containing Sensitive Personal Information ("July 15, 2015 <i>In Camera</i> Order")
Sandra Brown	Former LabMD finance or billing employee	1/11/2014	CX0706	
Matt Bureau	Former LabMD IT employee	1/10/2014	CX0707	
Lou Carmichael	Former LabMD consultant	2/17/2014	CX0708	
Michael Daugherty	LabMD President and CEO, in his individual capacity	2/10/2014	CX0709	
	Rule 3.33 Corporate Designee of LabMD	2/6/2013	CX0736 (IHT)	
Jeremy Dooley	Former LabMD Communications Coordinator and IT employee	3/4/2014	CX0710	<i>In camera</i> , May 27, 2014 Order; July 15, 2015 <i>In Camera</i> Order
Erick Garcia	Person who plead no contest to charges of identity theft in connection with documents, including LabMD Day Sheets and copied checks, found in Sacramento, California house	12/2/2013	CX0711	
Kim Gardner	Former LabMD Executive Assistant	2/13/2014	CX0712	
		2/14/2014	CX0713	<i>In camera</i> , July 15, 2015 <i>In Camera</i> Order

Index of Witnesses Offered by Complaint Counsel

PUBLIC

WITNESS NAME	DESCRIPTION	DATE	CITATION	IN CAMERA
[REDACTED]	Former LabMD finance or billing employee	1/25/2014	CX0714	<i>In camera</i> , May 6, 2014 Order Granting Joint Mots. for <i>In Camera</i> Treatment of Certain Exs. Containing Sensitive Personal Information ("May 6, 2014 Order")
Patricia Gilbreth	Former LabMD finance or billing employee	2/7/2014	CX0715	<i>In camera</i> , May 27, 2014 Order
Nicotra Harris	Former LabMD finance or billing employee	2/21/2014	CX0716	
Patrick Howard	Former LabMD IT employee	1/24/2014	CX0717	
Lawrence Hudson	Former LabMD sales employee	1/13/2014	CX0718	
Robert Hyer	Former LabMD IT Manager and former LabMD contractor	12/13/2013	CX0719	
Karina Jestes	Sacramento, California Police Department Detective who investigated LabMD documents found in house in Sacramento	12/17/2013	CX0720	
M. Eric Johnson	Dean of Owen Graduate School of Management, Vanderbilt University; former Dartmouth Professor; and author of "Data Hemorrhages in the Health-Care Sector"	2/18/2014	CX0721	
Curt Kaloustian	Former LabMD IT employee	5/3/2013	CX0735 (IHT)	
Eric Knox	Former LabMD sales employee	1/9/2014	CX0722	
David Lapides	Sandy Springs, Georgia Police Department Detective who investigated theft of LabMD documents	1/8/2014	CX0723	<i>In camera</i> , May 6, 2014 Order
Christopher Maire	Former LabMD IT employee	1/9/2014	CX0724	
Jeff Martin	Former LabMD IT employee and former LabMD contractor	2/6/2014	CX0725	<i>In camera</i> , July 15, 2015 <i>In Camera</i> Order
Randall Jerry Maxey	Southeast Urology Network (physician-client of LabMD) employee, Rule 3.33 Corporate Designee	1/17/2014	CX0726	
Jennifer Parr	Former LabMD IT employee	2/11/2014	CX0727	<i>In camera</i> , July 15, 2015 <i>In Camera</i> Order
Letonya Randolph	Midtown Urology, P.C. (physician-client of LabMD) employee, Rule 3.33 Corporate Designee	2/4/2014	CX0728	
Peter Sandrev	Broadvox employee, Cypress Communications, LLC (LabMD Service Provider), Rule 3.33 Corporate Designee	1/31/2014	CX0729	
Alison Simmons	Former LabMD IT employee	2/5/2014	CX0730	
		5/2/2013	CX0734 (IHT)	
Allen Truett	Former CEO of Automated PC Technologies, Inc., former LabMD service provider	2/27/2014	CX0731	
Kevin Wilmer	Investigator, Federal Trade Commission Bureau of Consumer Protection, Division of Privacy and Identity Protection	2/25/2014	CX0732	<i>In camera</i> , May 6, 2014 Order

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0001	LabMD Employee Handbook Rev. June 2004	6/2004	FTC-LABMD-003531	FTC-LABMD-003553	Tr. 6 (admitting JX0002) ("JX0002")			(CX0706 (Brown, Dep. at 86-88); CX0708 (Carmichael, Dep. at 31-34); CX0711 (Dooley, Dep. at 142-47, 190-96); CX0715 (Gilbreth, Dep. at 81); CX0716 (Harris, Dep. at 47-51); CX0718 (Hudson, Dep. at 64-69); CX0722 (Knox, Dep. at 36-40); CX0724 (Maire, Dep. at 35-43))
CX0002	LabMD Employee Handbook Rev. Mar. 2008	3/2008	FTC-LABMD-003554	FTC-LABMD-003575	JX0002	CX0694		(Hill, Tr. 297-302, 313; CX0706 (Brown, Dep. at 102-05); CX0707 (Bureau, Dep. at 24-28); CX0710 (Daugherty, LabMD Designee, Dep. at 120-25); CX0714 (Former LabMD Employee, Dep. at 88-92); CX0715 (Gilbreth, Dep. at 81-84); CX0716 (Harris, Dep. at 51-55); CX0719 (Hyer, Dep. at 162-63); CX0725 (Martin, Dep. at 166-69))
CX0003	New Team Member Checklist		FTC-LABMD-000366	FTC-LABMD-000366	JX0002	RX062 CX0691		(CX0706 (Brown, Dep. at 90-102); CX0716 (Harris, Dep. at 45-47); CX0724 (Maire, Dep. at 32-34))
CX0004	IT Walk Around Checklist		FTC-LABMD-003164	FTC-LABMD-003164	JX0002	RX173		(CX0707 (Bureau, Dep. at 89-94); CX0716 (Harris, Dep. at 94-96); CX0724 (Maire, Dep. at 58-59))
CX0005	LabMD Compliance Program effective Jan. 2003	1/2003	FTC-LABMD-003493	FTC-LABMD-003502	JX0002	RX070 RX309 CX0695		(Kam, Tr. 470-71; CX0706 (Brown, Dep. at 105-07); CX0708 (Carmichael, Dep. at 29-31, 52-54, 61-64); CX0711 (Dooley, Dep. at 147-48, 196-99); CX0715 (Gilbreth, Dep. at 84-85); CX0716 (Harris, Dep. at 59-64); CX0718 (Hudson, Dep. at 69-75); CX0722 (Knox, Dep. at 40-43, 46); CX0724 (Maire, Dep. at 43-44))

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0006	LabMD Policy Manual		FTC-LABMD-003141	FTC-LABMD-003162	JX0002	RX172 CX0688		(Hill, Tr. 117; 130-31; CX0706 (Brown, Dep. at 84-88, 93); CX0707 (Bureau, Dep. at 23, 28-37); CX0714 (Former LabMD Employee, Dep. at 92-98); CX0715 (Gilbreth, Dep. at 85-86); CX0716 (Harris, Dep. at 76-77); CX0717 (Howard, Dep. at 17-19); CX0719 (Hyer, Dep. at 68-73, 153-54); CX0724 (Maire, Dep. at 19-25, 35, 126-27))
CX0007	LabMD Computer Hardware, Software and Data Usage and Security Policy Manual		FTC-LABMD-003590	FTC-LABMD-003621	JX0002	CX0689		(Hill, Tr. 131; CX0727 (Parr, Dep. at 150-59); CX0706 (Brown, Dep. at 88-89); CX0707 (Bureau, Dep. at 37-42); CX0716 (Harris, Dep. at 77-84); CX0719 (Hyer, Dep. at 64-68, 73-88, 100-03, 153-54); CX0724 (Maire, Dep. at 25-29, 35, 126-27); CX0725 (Martin, Dep. at 161-66))
CX0008	Tiversa Holding Corp. ("Tiversa") Insurance Aging File 1 - [173.16.83.112]insuranceaging_6.05.071		TIVERSA- FTC_RESPONSE- 000001	TIVERSA- FTC_RESPONSE- 001719	JX0002		<i>In camera</i> , May 6, 2014 Order Granting Joint Mots. for <i>In Camera</i> Treatment of Certain Exs. Containing Sensitive Personal Information ("May 6, 2014 Order")	(CX0703 (Boback, Dep. at 42-48, 69, 164-65); CX0706 (Brown, Dep. at 51-60, 145-52); CX0709 (Daugherty, Dep. at 39-40); CX0710 (Daugherty, LabMD Designee, Dep. at 43-49, 200))
CX0009	Tiversa Insurance Aging File 2 - [201.194.118.82]insuranceaging_6.05.071		TIVERSA- FTC_RESPONSE- 001720	TIVERSA- FTC_RESPONSE- 003438	JX0002		<i>In camera</i> , May 6, 2014 Order	(CX0703 (Boback, Dep. at 49-56, 69, 164-65))
CX0010	Tiversa Insurance Aging File 3 - [68.107.85.250]insuranceaging_6.05.071		TIVERSA- FTC_RESPONSE- 003439	TIVERSA- FTC_RESPONSE- 005157	JX0002		<i>In camera</i> , May 6, 2014 Order	(Kam, Tr. 414-15, 468-74; CX0703 (Boback, Dep. at 23-40, 44, 47, 57, 69, 87, 94-95, 164-65))
CX0011	Tiversa Insurance Aging File 4 - [90.215.200.56]insuranceaging_6.05.071		TIVERSA- FTC_RESPONSE- 005158	TIVERSA- FTC_RESPONSE- 006876	JX0002		<i>In camera</i> , May 6, 2014 Order	(CX0703 (Boback, Dep. at 56-59, 69, 164-65))
CX0012 - CX0017	INTENTIONALLY NOT USED							
CX0018	LabMD Daily Credit Card Transactions		TIVERSA- FTC_RESPONSE- 006904	TIVERSA- FTC_RESPONSE- 006904	JX0002			(CX0703 (Boback, Dep. at 65-70, 118-20, 155-56); CX0706 (Brown, Dep. at 37-42))
CX0019	Tiversa: List of 4 IP Addresses where Insurance Aging File found		TIVERSA- FTC_RESPONSE- 006882	TIVERSA- FTC_RESPONSE- 006882	JX0002			(CX0703 (Boback, Dep. at 49-56, 60-65, 111-14, 119, 159-60, 164))
CX0020	Tiversa: Properties of Insurance Aging File found		TIVERSA- FTC_RESPONSE- 006877	TIVERSA- FTC_RESPONSE- 006878	JX0002			(CX0703 (Boback, Dep. at 39-42, 74, 81-86, 114-17))

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0021	Tiversa Incident Response Services Agreement	2008	TIVERSA-FTC_RESPONSE-006889	TIVERSA-FTC_RESPONSE-006896	JX0002			(CX0703 (Boback, Dep. at 18-24, 70, 90-93, 120-22))
CX0022	INTENTIONALLY NOT USED							
CX0023	Email J. Boyle to R. Boback Subject: Re: follow-up	5/13/2008	TIVERSA-FTC_RESPONSE-006886	TIVERSA-FTC_RESPONSE-006886	JX0002			(CX0703 (Boback, Dep. at 76-79))
CX0024	INTENTIONALLY NOT USED							
CX0025	Email J. Boyle to R. Boback Subject: Re: Tiversa/LabMD	5/22/2008	TIVERSA-FTC_RESPONSE-006900	TIVERSA-FTC_RESPONSE-006900	JX0002			(CX0703 (Boback, Dep. at 86-90, 156-59))
CX0026	Email R. Boback to J. Boyle Subject RE: Tiversa/LabMD, attaching Standard Incident Resp. Case SOW.pdf	5/23/2008	TIVERSA-FTC_RESPONSE-006897	TIVERSA-FTC_RESPONSE-006899	JX0002			(CX0703 (Boback, Dep. at 92-93, 160-64))
CX0027 - CX0028	INTENTIONALLY NOT USED							
CX0029	Subpoena <i>ad test.</i> to Tiversa	11/1/2013			JX0002			(CX0703 (Boback, Dep. at 6))
CX0030 - CX0033	INTENTIONALLY NOT USED							
CX0034	Network Diagrams - Perimeter Center West Location & Powers Ferry Road Location		FTC-LABMD-000002	FTC-LABMD-000003	JX0002			(CX0711 (Dooley, Dep. at 200-05))
CX0035	Automated PC Technologies, Inc. ("APT") Service Invoice		FTC-LABMD-003475	FTC-LABMD-003482	JX0002	RX307		(Hill, Tr. 145-48; CX0731 (Truett, Dep. at 61-66, 75-77, 81-85, 87-89, 91, 93-98, 133-37, 144); CX0710 (Daugherty, LabMD Designee, Dep. at 178-82); CX0711 (Dooley, Dep. at 78-93, 151, 178-90, 208-10))
CX0036 - CX0038	INTENTIONALLY NOT USED							
CX0039	Network Diagram - Powers Ferry Road Location Apr. 2009	4/2009	FTC-LABMD-003646	FTC-LABMD-003646	JX0002	RX318		
CX0040	Network Diagram - Powers Ferry Road Location Sept. 2010	9/2010	FTC-LABMD-003647	FTC-LABMD-003647	JX0002	RX319		
CX0041	Network Diagram - Powers Ferry Road Location 2011	2011	FTC-LABMD-003648	FTC-LABMD-003648	JX0002	RX320		
CX0042	Email H. Davidson to M. Daugherty Subject RE: Providyn Follow Up, attaching LabMD External Vulnerability Scan.pdf, Auth. To Perform External Network Scan.doc	5/18/2010	FTC-PVD-000020	FTC-PVD-000027	JX0002	RX010 - RX012		(CX0704 (Boyle, Dep. at 42-49, 138-41); CX0719 (Hyer, Dep. at 103-07, 117))
CX0043	Robert Hyer Resume		FTC-LABMD-003588	FTC-LABMD-003589	JX0002			(CX0719 (Hyer, Dep. at 19-21))
CX0044	Providyn Service Solutions Proposal for LabMD, executed by M. Daugherty	5/18/2010	FTC-LABMD-003732	FTC-LABMD-003736	JX0002			
CX0045	INTENTIONALLY NOT USED							
CX0046	Managed Data Solutions ("MDS") Statement of Work for LabMD re: penetration testing		FTC-LABMD-003636	FTC-LABMD-003645	JX0002	RX317		
CX0047	Providyn Service Solutions Proposal for LabMD, unexecuted	2010	FTC-PVD-000015	FTC-PVD-000017	JX0002	RX009		
CX0048	Providyn Invoice 2172	5/25/2013	FTC-PVD-000038	FTC-PVD-000038	JX0002	RX013		

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0049	Providyn Invoice 2236	7/19/2010	FTC-PVD-000039	FTC-PVD-000039	JX0002	RX014		
CX0050	Providyn Invoice 2300	9/6/2010	FTC-PVD-000040	FTC-PVD-000040	JX0002	RX015		
CX0051	Providyn Service Solutions Proposal for LabMD, executed by M. Daugherty	5/18/2010	FTC-PVD-000049	FTC-PVD-000053	JX0002	RX021		(Hill, Tr. 192)
CX0052	Final Page of Providyn Service Solutions Proposal for LabMD, executed by M. Daugherty and H. Davidson	5/18/2010	FTC-PVD-000054	FTC-PVD-000054	JX0002			
CX0053	Spreadsheet of Trend Micro LabMD Invoices 2006-2013		FTC-TRM-000455	FTC-TRM-000455	JX0002			
CX0054	Providyn Network Security Scan - Mapper	7/18/2010	FTC-PVD-000055	FTC-PVD-000093	JX0002	CX0486		
CX0055	Providyn Network Security Scan - Demographics	7/18/2010	FTC-PVD-000094	FTC-PVD-000120	JX0002	RX022		
CX0056	Providyn Network Security Scan - Host 73.32.42.25	7/22/2010	FTC-PVD-000121	FTC-PVD-000173	JX0002			
CX0057	Providyn Network Security Scan - Firewall	9/3/2010	FTC-PVD-000241	FTC-PVD-000265	JX0002	RX024 CX0509		
CX0058	Providyn Network Security Scan - LabNet	9/3/2010	FTC-PVD-000266	FTC-PVD-000314	JX0002	CX0510		
CX0059	Providyn Network Security Scan - Mail	9/3/2010	FTC-PVD-000315	FTC-PVD-000387	JX0002	RX025 CX0511		
CX0060	Providyn Network Security Scan - Router to/from internal network	9/3/2010	FTC-PVD-000388	FTC-PVD-000415	JX0002	CX0512		
CX0061	Providyn Network Security Scan - Mapper	9/3/2010	FTC-PVD-000416	FTC-PVD-000442	JX0002	RX026 CX0504		
CX0062	Providyn Network Security Scan - Demographics	9/3/2010	FTC-PVD-000443	FTC-PVD-000466	JX0002	RX027 CX0505		
CX0063	Providyn Network Security Scan - Specialty VPN	9/3/2010	FTC-PVD-000467	FTC-PVD-000490	JX0002	RX028 CX0506		
CX0064	Providyn Network Security Scan - Network Printer	9/3/2010	FTC-PVD-000491	FTC-PVD-000514	JX0002	RX029 CX0507		
CX0065	Providyn Network Security Scan - LabCorp VPN	9/3/2010	FTC-PVD-000515	FTC-PVD-000539	JX0002	RX030 CX0508		
CX0066	Providyn Network Security Scan - Firewall	5/21/2010	FTC-PVD-000840	FTC-PVD-000864	JX0002	RX037		
CX0067	Providyn Network Security Scan - LabNet	5/21/2010	FTC-PVD-000865	FTC-PVD-000934	JX0002			(Hill, Tr. 191-94; 198)
CX0068	Providyn Network Security Scan - Mail	5/21/2010	FTC-PVD-000935	FTC-PVD-001012	JX0002			
CX0069	Providyn Network Security Scan - Router to/from internal network	5/21/2010	FTC-PVD-001013	FTC-PVD-001037	JX0002			
CX0070	Providyn Network Security Scan - Mapper	5/21/2010	FTC-PVD-001038	FTC-PVD-001079	JX0002			(Complaint Counsel Opening Statement, Tr. 24-36; Hill, Tr. 157-59, 191; CX0727 (Parr, Dep. at 159-67); CX0704 (Boyle, Dep. at 35-42, 127-29, 135-41); CX0710 (Daugherty, LabMD Designee, Dep. at 165-78, 239); (CX0719 (Hyer, Dep. at 107-17, 141-43, 163-76))
CX0071	Providyn Network Security Scan - Demographics	5/21/2010	FTC-PVD-001080	FTC-PVD-001137	JX0002			
CX0072	Providyn Network Security Scan - Specialty VPN	5/21/2010	FTC-PVD-001138	FTC-PVD-001161	JX0002	RX038		
CX0073	Providyn Network Security Scan - Network Printer	5/21/2010	FTC-PVD-001162	FTC-PVD-001185	JX0002	RX039		

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0074	Providyn Network Security Scan - LabCorp VPN	5/21/2010	FTC-PVD-001186	FTC-PVD-001210	JX0002	RX040		
CX0075	Providyn Service Solutions Proposal for LabMD	5/18/2010	FTC-LABMD-002716	FTC-LABMD-002720	JX0002			
CX0076	Providyn Network Security Scan - Redacted Public IP Address	5/21/2010	FTC-LABMD-002722	FTC-LABMD-002747	JX0002			
CX0077	Providyn Network Security Scan - LabNet	5/21/2010	FTC-LABMD-002748	FTC-LABMD-002818	JX0002			
CX0078	Providyn Network Security Scan - Specialty VPN	5/21/2010	FTC-LABMD-002819	FTC-LABMD-002843	JX0002			
CX0079	Providyn Network Security Scan - Mapper	5/21/2010	FTC-LABMD-002844	FTC-LABMD-002886	JX0002			
CX0080	Providyn Network Security Scan - Network Printer	5/21/2010	FTC-LABMD-002887	FTC-LABMD-002911	JX0002			
CX0081	Providyn Network Security Scan - LabCorp VPN	5/21/2010	FTC-LABMD-002912	FTC-LABMD-002937	JX0002			
CX0082	Providyn Network Security Scan - Router to/from internal network	5/21/2010	FTC-LABMD-002938	FTC-LABMD-002963	JX0002			
CX0083	Providyn Network Security Scan - Specialty VPN	5/21/2010	FTC-LABMD-002964	FTC-LABMD-002988	JX0002			
CX0084	Providyn Network Security Scan - Mail	5/21/2010	FTC-LABMD-002989	FTC-LABMD-003067	JX0002			
CX0085	LabMD Day Sheets and Copied Checks		FTC-SAC-000001	FTC-SAC-000044	JX0002		<i>In camera</i> , May 6, 2014 Order	(Wilmer, Tr. 338-70; Kam, Tr. 415, 474-81; CX0732 (Wilmer, Dep. at 144-64); CX0718 (Hudson, Dep. at 200-02); CX0720 (Jestes, Dep. at 28-30, 46-47))
CX0086	Sacramento Police Department ("SPD") Certification of Records of Regularly Conducted Activity (2nd Production)	11/20/2013	FTC-SAC-000143	FTC-SAC-000144	JX0002			(CX0720 (Jestes, Dep. at 32-33))
CX0087	LabMD Day Sheets		FTC-SAC-000233	FTC-SAC-000272	JX0002		<i>In camera</i> , May 6, 2014 Order	(CX0730 (Simmons, Dep. at 79-80, 91); CX0709 (Daugherty, Dep. at 40-48); CX0710 (Daugherty, LabMD Designee, Dep. at 56-63, 68, 70-72); CX0712 (Garcia, Dep. at 25-28); CX0714 (Former LabMD Employee, Dep. at 63-69, 105-12); CX0715 (Gilbreth, Dep. at 45-49, 54, 91-96); CX0720 (Jestes, Dep. at 30-31, 33-35, 46-47))
CX0088	LabMD Copied Checks		FTC-SAC-000273	FTC-SAC-000282	JX0002		<i>In camera</i> , May 6, 2014 Order	(CX0710 (Daugherty, LabMD Designee, Dep. at 74-75); CX0712 (Garcia, Dep. at 28-29); CX0714 (Former LabMD Employee, Dep. at 74-80); CX0715 (Gilbreth, Dep. at 52-54); CX0720 (Jestes, Dep. at 31-32, 35-38, 46-47))
CX0089	SPD Certification of Records of Regularly Conducted Activity (1st Production)	11/5/2013	FTC-SAC-000047	FTC-SAC-000048	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0090	SPD Suspect Statement	10/5/2012	FTC-SAC-000059	FTC-SAC-000059	JX0002		<i>In camera</i> , May 6, 2014 Order	(CX0712 (Garcia, Dep. at 28); CX0720 (Jestes, Dep. at 23-24))
CX0091	SPD Suspect Statement	10/5/2012	FTC-SAC-000060	FTC-SAC-000060	JX0002		<i>In camera</i> , May 6, 2014 Order	(CX0720 (Jestes, Dep. at 24-25))
CX0092	SPD Detective Supplement-Observations - Jestes, Karina	10/25/2012	FTC-SAC-000061	FTC-SAC-000064	JX0002		<i>In camera</i> , May 6, 2014 Order	(CX0712 (Garcia, Dep. at 32); CX0720 (Jestes, Dep. at 21-23, 26-28))
CX0093	INTENTIONALLY NOT USED							
CX0094	SPD Observations: Wilhite, Kurt	10/5/2012	FTC-SAC-000069	FTC-SAC-000072	JX0002		<i>In camera</i> , May 6, 2014 Order	(CX0720 (Jestes, Dep. at 16-20))
CX0095 - CX0096	INTENTIONALLY NOT USED							
CX0097	SPD Detective Supplement-Observations- Jestes, Karina	10/18/2012	FTC-SAC-000118	FTC-SAC-000118	JX0002			(CX0720 (Jestes, Dep. at 20-21, 25-26))
CX0098	SPD Victim Statement	10/4/2012	FTC-SAC-000139	FTC-SAC-000139	JX0002			
CX0099	SPD Observations - Barretto, G. re Victim Statement	10/4/2012	FTC-SAC-000140	FTC-SAC-000140	JX0002			
CX0100	SPD ECU Narrative Report		FTC-SAC-000636	FTC-SAC-000643	JX0002			(CX0720 (Jestes, Dep. at 38-41))
CX0101	SPD NetAnalysis Report		FTC-SAC-000679	FTC-SAC-000682	JX0002	RX331		(CX0720 (Jestes, Dep. at 41-45))
CX0102 - CX0103	INTENTIONALLY NOT USED							
CX0104	SPD Production (1 of 3)		FTC-SAC-000045	FTC-SAC-000110	JX0002		<i>In camera</i> , May 6, 2014 Order	
CX0105	SPD Production (2 of 3)		FTC-SAC-000111	FTC-SAC-000130	JX0002		<i>In camera</i> , May 6, 2014 Order	
CX0106	SPD Production (3 of 3)		FTC-SAC-000131	FTC-SAC-000142	JX0002		<i>In camera</i> , May 6, 2014 Order	
CX0107	Sup. Ct. of Cal.: Erick Garcia Minute Order re Plea		FTC-000657	FTC-000658	JX0002			
CX0108	Sup. Ct. of Cal.: Josie Martinez Maldonado Minute Order re Plea		FTC-000659	FTC-000660	JX0002			
CX0109 - CX0118	INTENTIONALLY NOT USED							
CX0119	Monthly Status of Pending Tasks (1/2007)	1/2007	FTC-LABMD-000460	FTC-LABMD-000462	JX0002	RX066		(CX0716 (Harris, Dep. at 16-33))
CX0120	Monthly Status of Pending Tasks (3/2007)	3/2007	FTC-LABMD-000314	FTC-LABMD-000316	JX0002			
CX0121	Monthly Status of Pending Tasks (5/2007)	5/2007	FTC-LABMD-000317	FTC-LABMD-000319	JX0002			
CX0122	Monthly Status of Pending Tasks (8/2007)	8/2007	FTC-LABMD-000349	FTC-LABMD-000351	JX0002			
CX0123	Monthly Status of Pending Tasks (8/2007)	8/2007	FTC-LABMD-000485	FTC-LABMD-000487	JX0002			
CX0124	Monthly Status of Pending Tasks (9/2006)	9/2006	FTC-LABMD-000398	FTC-LABMD-000400	JX0002			(CX0706 (Brown, Dep. at 43-51); CX0722 (Knox, Dep. at 103-04))
CX0125	Server Updates (incl. Sales Reports) - 4/2010 to 5/2010	2010	FTC-LABMD-003272	FTC-LABMD-003273	JX0002			
CX0126	Server Updates (incl. Sales Reports)	6/2010	FTC-LABMD-003274	FTC-LABMD-003275	JX0002	RX266- RX267		

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0127	Compliance Training PowerPoint Slides		FTC-LABMD-003503	FTC-LABMD-003530	JX0002	RX310 CX0536 CX0696		(CX0706 (Brown, Dep. at 107-10); CX0708 (Carmichael, Dep. at 26-29, 55-61, 64))
CX0128	Information Managers are supposed to Communicate to Employees		FTC-LABMD-003139	FTC-LABMD-003139	JX0002	CX0692		(CX0706 (Brown, Dep. at 90-128))
CX0129	LabMD Compliance Program - effective Jan. 2003, signature pages	2004-2006	FTC-LABMD-003763	FTC-LABMD-003776	JX0002	RX334		(CX0722 (Knox, Dep. at 43-47))
CX0130	LabMD Employee Handbook Rev. Oct. 2007 - signature pages	10/2007	FTC-LABMD-003819	FTC-LABMD-003865	JX0002	RX336		(CX0707 (Bureau, Dep. at 25); CX0724 (Maire, Dep. at 37-38))
CX0131	INTENTIONALLY NOT USED							
CX0132	LabMD List of Referring Physicians and Sales Reps by State		FTC-LABMD-000569	FTC-LABMD-000585	JX0002			
CX0133	INTENTIONALLY NOT USED							
CX0134	LabMD Clients with Remote Access		FTC-LABMD-000567	FTC-LABMD-000567	JX0002	RX067		(CX0728 (Randolph, Midtown Urology Designee, Dep. at 62-63); CX0718 (Hudson, Dep. at 186-88); CX0722 (Knox, Dep. at 87-89); CX0726 (Maxey, Dep. at 68-70, 88-89))
CX0135	Rapid SSL software documents		FTC-LABMD-000166	FTC-LABMD-000171	JX0002	RX042		
CX0136	LabMD Referring Physican Analysis	1/5/2006	FTC-LABMD-000380	FTC-LABMD-000382	JX0002			(CX0722 (Knox, Dep. at 104-06))
CX0137	Web Access lists		FTC-LABMD-003576	FTC-LABMD-003581	JX0002			(CX0706 (Brown, Dep. at 120-21); CX0714 (Former LabMD Employee, Dep. at 42-44))
CX0138	Web Access for Insurance Companies		FTC-LABMD-000447	FTC-LABMD-000447	JX0002			
CX0139	Secure FX software documents		FTC-LABMD-000149	FTC-LABMD-000151	JX0002			
CX0140	Van Dyke software document		FTC-LABMD-000140	FTC-LABMD-000140	JX0002			
CX0141	Vshell software documents		FTC-LABMD-000141	FTC-LABMD-000148	JX0002			
CX0142	INTENTIONALLY NOT USED							
CX0143	LabMD Notification Letter to Consumers - Unaddressed		FTC-LABMD-003910	FTC-LABMD-003911	JX0002			(CX0728 (Randolph, Midtown Urology Designee, Dep. at 74-75); CX0710 (Daugherty, LabMD Designee, Dep. at 82-92))
CX0144 - CX0148	INTENTIONALLY NOT USED							
CX0149	Screenshot: LabMD - Tiversa.zip WINRAR - insuranceaging_6.05.071.pdf		FTC-LABMD-003752	FTC-LABMD-003752	JX0002	RX327 at 1		(CX0730 (Simmons, Dep. at 20, 110, 152, 162-63); CX0704 (Boyle, Dep. At 73-76))
CX0150	Screenshot: C:\		FTC-LABMD-003753	FTC-LABMD-003753	JX0002	RX327 at 2		(Shields, Tr. 859; CX0730 (Simmons, Dep. at 21-23, 110-12, 145-47, 152); CX0704 (Boyle, Dep. at 74-75))

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0151	Screenshot: C:\Program Files\LimeWire		FTC-LABMD-003754	FTC-LABMD-003754	JX0002	RX327 at 3		(Shields, Tr. 859; CX0730 (Simmons, Dep. at 23-25, 152); CX0704 (Boyle, Dep. at 75-76))
CX0152	Screenshot: LimeWire: My Shared Files		FTC-LABMD-003755	FTC-LABMD-003755	JX0002	RX327 at 4 CX0690		(Shields, Tr. 862-75; CX0730 (Simmons, Dep. at 36-42, 45-46, 114-16, 149-52); CX0704 (Boyle, Dep. At 76-80); CX0710 (Daugherty, LabMD Designee, Dep. at 200-02, 206-07); CX0714 (Former LabMD Employee, Dep. at 98-105); CX0715 (Gilbreth, Dep. at 39-45))
CX0153	Screenshot: LabMD - Tiversa.zip WinRAR - LabMD folder		FTC-LABMD-003757	FTC-LABMD-003757	JX0002	RX328		(CX0730 (Simmons, Dep. at 19, 152))
CX0154	Screenshot: LimeWire Get Started		FTC-LABMD-003758	FTC-LABMD-003758	JX0002	RX329 at 1		(Shields, Tr. 860; CX0730 (Simmons, Dep. at 27-31, 152); CX0704 (Boyle, Dep. at 80-82))
CX0155	Screenshot: Start Menu: LimeWire		FTC-LABMD-003759	FTC-LABMD-003759	JX0002	RX329 at 2		(CX0730 (Simmons, Dep. at 42-43, 112, 152); CX0704 (Boyle, Dep. at 82-86); CX0710 (Daugherty, LabMD Designee, Dep. at 202-06))
CX0156	Screenshot: LimeWire: Options: Shared Folders		FTC-LABMD-003760	FTC-LABMD-003760	JX0002	RX329 at 3		(Shields, Tr. 860-62; CX0730 (Simmons, Dep. at 31-35, 116-18, 152); CX0704 (Boyle, Dep. at 86-88))
CX0157	Screenshot: insuranceaging_6.05.071.pdf Properties		FTC-LABMD-003761	FTC-LABMD-003761	JX0002	RX330		(CX0730 (Simmons, Dep. at 25-27, 152); CX0704 (Boyle, Dep. at 88))
CX0158	LabMD Insurance Verification Specialist Duties		FTC-LABMD-000308	FTC-LABMD-000308	JX0002			(CX0706 (Brown, Dep. at 31-37))
CX0159	LabMD Payment Posting Specialist Duties		FTC-LABMD-000309	FTC-LABMD-000309	JX0002	CX0685		(CX0706 (Brown, Dep. at 24-27, 138-39); CX0714 (Former LabMD Employee, Dep. at 58-63); CX0715 (Gilbreth, Dep. at 41-45))
CX0160 - CX0161	INTENTIONALLY NOT USED							
CX0162	Mail Batch Instructions		FTC-LABMD-000312	FTC-LABMD-000313	JX0002	RX060 CX0686		(CX0706 (Brown, Dep. at 27-31, 138-39); CX0714 (Former LabMD Employee, Dep. at 69-74); CX0715 (Gilbreth, Dep. at 49-52))
CX0163	Process for Working Aging Reports		FTC-LABMD-000377	FTC-LABMD-000377	JX0002	RX063		(CX0706 (Brown, Dep. at 19-24); CX0714 (Former LabMD Employee, Dep. at 48-56); CX0715 (Gilbreth, Dep. at 27-39))

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0164	Web Access for Insurance Companies		FTC-LABMD-000654	FTC-LABMD-000654	JX0002			(CX0706 (Brown, Dep. at 69-84, 115))
CX0165	LabMD Insurance Aging Report (Cover Page)	6/5/2007	FTC-LABMD-000718	FTC-LABMD-000718	JX0002	RX069		(CX0714 (Former LabMD Employee, Dep. at 56-57); CX0716 (Harris, Dep. at 35))
CX0166	Insurance Aging Report - Page 1 Excerpt	6/5/2007	FTC-LABMD-000777	FTC-LABMD-000777	JX0002	RX072		(CX0714 (Former LabMD Employee, Dep. at 56-58); CX0716 (Harris, Dep. at 35-44))
CX0167	PC Tracking (John) Spreadsheet		FTC-LABMD-003131	FTC-LABMD-003131	JX0002			(Hill, Tr. 180; CX0730 (Simmons, Dep. at 84-87); CX0705 (Bradley, Dep. at 122-30, 139-44))
CX0168	INTENTIONALLY NOT USED							
CX0169	IT Tools/Checks-handwritten - Administrators Old Computer		FTC-LABMD-003344	FTC-LABMD-003344	JX0002	RX273		(CX0705 (Bradley, Dep. at 67-88, 98, 120); CX0713 (Gardner, Dep. At 99-100))
CX0170	Email S. Brown to J. Boyle Subject: Limewire Issue	8/12/2010	FTC-LABMD-003587	FTC-LABMD-003587	JX0002	RX312		
CX0171 - CX0173	INTENTIONALLY NOT USED							
CX0174	Email Subject: Daily IT rounds	10/1/2007	FTC-LABMD-003192	FTC-LABMD-003192	JX0002			(CX0709 (Daugherty, Dep. at 118))
CX0175	Email Subject: Daily IT rounds	10/22/2007	FTC-LABMD-003200	FTC-LABMD-003200	JX0002			(CX0724 (Maire, Dep. at 59-61, 123-26))
CX0176	Email Subject: Daily IT rounds	12/19/2007	FTC-LABMD-003222	FTC-LABMD-003222	JX0002			(CX0724 (Maire, Dep. at 61-63, 123-26))
CX0177	Mapper - Server Ports & Firewall threat summary	6/21/2010	FTC-LABMD-002615	FTC-LABMD-002615	JX0002			
CX0178	Mapper - Server Ports & Firewall threat summary	6/18/2010	FTC-LABMD-002616	FTC-LABMD-002616	JX0002	RX096		(CX0705 (Bradley, Dep. at 99-102, 106))
CX0179	LabNet - Server Ports & Firewall threat summary	7/15/2010	FTC-LABMD-002624	FTC-LABMD-002624	JX0002			
CX0180	Mail - Server Ports & Firewall threat summary	6/21/2010	FTC-LABMD-002625	FTC-LABMD-002625	JX0002			
CX0181	Router - Server Ports & Firewall threat summary	6/21/2010	FTC-LABMD-002626	FTC-LABMD-002626	JX0002			
CX0182	Trend Micro Daily Virus Report	7/6/2010	FTC-LABMD-003069	FTC-LABMD-003073	JX0002			(CX0727 (Parr, Dep. at 77-84); CX0704 (Boyle, Dep. at 50-54))
CX0183	Trend Micro Daily Virus Report	7/7/2010	FTC-LABMD-003074	FTC-LABMD-003078	JX0002			
CX0184	Trend Micro Daily Virus Report	7/8/2010	FTC-LABMD-003079	FTC-LABMD-003083	JX0002			
CX0185	Trend Micro Daily Virus Report	7/9/2010	FTC-LABMD-003084	FTC-LABMD-003088	JX0002	RX170		(CX0727 (Parr, Dep. at 88-90); CX0704 (Boyle, Dep. at 54-56, 125-27); CX0705 (Bradley, Dep. at 107-11))
CX0186	Trend Micro Daily Virus Report	7/10/2010	FTC-LABMD-003089	FTC-LABMD-003093	JX0002			
CX0187	Trend Micro Daily Virus Report	7/11/2010	FTC-LABMD-003094	FTC-LABMD-003098	JX0002			
CX0188	Trend Micro Daily Virus Report	7/12/2010	FTC-LABMD-003099	FTC-LABMD-003103	JX0002			
CX0189	Trend Micro Daily Virus Report	7/13/2010	FTC-LABMD-003104	FTC-LABMD-003108	JX0002			
CX0190	Trend Micro Daily Virus Report	7/14/2010	FTC-LABMD-003109	FTC-LABMD-003113	JX0002			
CX0191	Trend Micro Daily Virus Report	7/15/2010	FTC-LABMD-003114	FTC-LABMD-003123	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0192	Spyware/Grayware Results - July 2010	7/2010	FTC-LABMD-003347	FTC-LABMD-003349	JX0002			(CX0727 (Parr, Dep. at 84-86, 134, 147-50))
CX0193	Virus/Malware Results - July 2010	7/2011	FTC-LABMD-003350	FTC-LABMD-003358	JX0002	RX274		
CX0194	MDS Project Proposal - Websense	4/11/2011	FTC-LABMD-003738	FTC-LABMD-003739	JX0002	RX325		(CX0725 (Martin, Dep. at 73-78, 145-47))
CX0195	MDS Project Proposal - Websense Time Portion	4/11/2011	FTC-LABMD-003740	FTC-LABMD-003740	JX0002	RX326		(CX0725 (Martin, Dep. at 73-78))
CX0196 - CX0198	INTENTIONALLY NOT USED							
CX0199	Email Subject: Daily IT rounds	11/21/2007	FTC-LABMD-003213	FTC-LABMD-003213	JX0002	RX212		
CX0200	Tiversa Certification of Records of Regularly Conducted Activity	11/21/2013			JX0002			(CX0703 (Boback, Dep. at 95-97))
CX0201	INTENTIONALLY NOT USED							
CX0202	Network Diagram--Drawn by Jeremy Dooley at Deposition	12/2/2013			JX0002			(CX0711 (Dooley, Dep. at 22-30, 172-73))
CX0203	Christopher Maire Resume		FTC-LABMD-003488	FTC-LABMD-003489	JX0002	RX308		(CX0724 (Maire, Dep. at 7-9))
CX0204 - CX0206	INTENTIONALLY NOT USED							
CX0207	LabSoft Interfaces and Setup information		FTC-LABMD-000008	FTC-LABMD-000019	JX0002			
CX0208	LabSoft Utilities and Configuration Information		FTC-LABMD-000081	FTC-LABMD-000137	JX0002			
CX0209	Background Documents produced by Sandy Springs Police Dept.		FTC-SPD-000001	FTC-SPD-000082	JX0002		<i>In camera</i> , May 6, 2014 Order	(CX0723 (Lapides, Dep. at 24-27))
CX0210	Sandy Springs Police Department Incident/Investigation Report & Case Supplement Report	12/12/2013	FTC-SPD-000083	FTC-SPD-000086	JX0002		<i>In camera</i> , May 6, 2014 Order	(CX0723 (Lapides, Dep. at 13-24, 30-31, 34))
CX0211 - CX0217	INTENTIONALLY NOT USED							
CX0218	Sandy Springs Police Department Certification of Records of Regularly Conducted Activity	12/12/2013	FTC-SPD-000136	FTC-SPD-000136	JX0002			(CX0723 (Lapides, Dep. at 33-34))
CX0219 - CX0220	INTENTIONALLY NOT USED							
CX0221	Subpoena <i>ad test.</i> to Southeast Urology Network, P.C.	12/9/2013			JX0002			(CX0726 (Maxey, Dep. at 9-10))
CX0222 - CX0224	INTENTIONALLY NOT USED							
CX0225	Letter from Southeast Urology Network	11/25/2013	FTC-SUN-000001	FTC-SUN-000003	JX0002	RX332		(CX0726 (Maxey, Dep. at 12-13, 22-25, 112-13))
CX0226	INTENTIONALLY NOT USED							
CX0227	LabMD Letter to Consumers re: Sacramento Incident, unaddressed	3/27/2013	FTC-LABMD-003914	FTC-LABMD-003915	JX0002			(CX0728 (Randolph, Midtown Urology Designee, Dep. at 69-70); CX0710 (Daugherty, LabMD Designee, Dep. at 55-56, 63-64, 73-82); CX0726 (Maxey, Dep. at 81-82))
CX0228 - CX0232	INTENTIONALLY NOT USED							

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0233	Daily Credit Card Transactions		FTC-LABMD-000339	FTC-LABMD-000339	JX0002	RX061		(CX0714 (Former LabMD Employee, Dep. at 80-82))
CX0234	Staff Info		FTC-LABMD-000403	FTC-LABMD-000403	JX0002	RX065		(CX0714 (Former LabMD Employee, Dep. at 22-32))
CX0235	INTENTIONALLY NOT USED							
CX0236	Email Subject: Daily IT rounds	8/22/2007	FTC-LABMD-003175	FTC-LABMD-003175	JX0002	RX182		
CX0237	Performance Appraisal - Karalyn Garrett	2008	FTC-LABMD-000477	FTC-LABMD-000480	JX0002	CX0804		
CX0238 - CX0240	INTENTIONALLY NOT USED							
CX0241	Patient Locator Project	11/2007	FTC-LABMD-000376	FTC-LABMD-000376	JX0002			
CX0242 - CX0247	INTENTIONALLY NOT USED							
CX0248	Email M. Bureau to J. Boyle Subject: Walk Arounds 8/14/09, with Attachments	8/14/2009	FTC-LABMD-004323	FTC-LABMD-004329	JX0002			
CX0249 - CX0252	INTENTIONALLY NOT USED							
CX0253	Cypress C4 IP Services Order Form	2/12/2009	FTC-LABMD-000246	FTC-LABMD-000249	JX0002	RX045		
CX0254	Mapper scan		FTC-LABMD-002617	FTC-LABMD-002617	JX0002			
CX0255	Advanced Port Scanner Scan		FTC-LABMD-002618	FTC-LABMD-002618	JX0002			
CX0256	Demographics scan		FTC-LABMD-002620	FTC-LABMD-002620	JX0002			
CX0257	ZyXEL Firewall Rules		FTC-LABMD-003268	FTC-LABMD-003268	JX0002	RX265		
CX0258 - CX0263	INTENTIONALLY NOT USED							
CX0264	MDS Invoice	4/10/2009	FTC-LABMD-000255	FTC-LABMD-000255	JX0002	RX046		(CX0725 (Martin, Dep. at 53-55))
CX0265	John Boyle Resume		FTC-LABMD-003490	FTC-LABMD-003492	JX0002			(CX0704 (Boyle, Dep. at 7-8))
CX0266	INTENTIONALLY NOT USED							
CX0267	Email J. Boyle to M. Daugherty Subject: Fw: SMB OEM, attaching SMB OEM.msg	12/23/2008	FTC-LABMD-004356	FTC-LABMD-004357	JX0002			
CX0268	mbam log	7/15/2010	FTC-LABMD-003284	FTC-LABMD-003286	JX0002	RX268		
CX0269	Veritas Jobs Summary	7/2010	FTC-LABMD-002628	FTC-LABMD-002634	JX0002			
CX0270	IT Tools/Checks-handwritten - Computer Name redacted		FTC-LABMD-003283	FTC-LABMD-003283	JX0002			
CX0271 - CX0273	INTENTIONALLY NOT USED							
CX0274	Responses by Cypress Communication		FTC-CYP-0000001	FTC-CYP-0000001	JX0002			(CX0729 (Sandrev, Cypress Communications Designee, Dep. at 18-28, 50-57, 60-65))

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0275	Cypress Communications C4 IP Services Order Form		FTC-CYP-0000002	FTC-CYP-0000002	JX0002			
CX0276 - CX0277	INTENTIONALLY NOT USED							
CX0278	Cypress Communications Special Stipulations Addendum No. 1 to C4 Service Order Form Executed 2009.02.19 and 2009.01.30	2009	FTC-CYP-0000007	FTC-CYP-0000009	JX0002			
CX0279	Cypress Communications C4 IP Services Order Form	3/14/2009	FTC-CYP-0000010	FTC-CYP-0000014	JX0002			
CX0280 - CX0281	INTENTIONALLY NOT USED							
CX0282	Subpoena <i>ad test.</i> to Cypress Communications	1/10/2014			JX0002			(CX0729 (Sandrev, Cypress Communications Designee, Dep. at 10-11))
CX0283 - CX0285	INTENTIONALLY NOT USED							
CX0286	Subpoena <i>ad test.</i> to Midtown Urology	1/10/2014			JX0002			(CX0728 (Randolph, Midtown Urology Designee, Dep. at 9-10, 12, 91-92))
CX0287 - CX0288	INTENTIONALLY NOT USED							
CX0289	Midtown Urology Certification of Records of Regularly Conducted Activity	1/7/2014	FTC-MID-000001	FTC-MID-000001	JX0002			
CX0290	Midtown Urology Unofficial Protocol of Patient Information Transmittal		FTC-MID-000010	FTC-MID-000010	JX0002	RX356 at 2		(CX0728 (Randolph, Midtown Urology Designee, Dep. at 12-13))
CX0291	LabMD Letter to Physicians Offices re: Closing	1/6/2014	FTC-MID-000012	FTC-MID-000012	JX0002	RX357 at 2		(CX0728 (Randolph, Midtown Urology Designee, Dep. at 77-82, 86-87, 104-05, 109-12); CX0709 (Daugherty, Dep. at 48-54))
CX0292	Email B. Goldsmith to S. Hammond Subject: FW: LabMD notification letter to patients, with attached LabMD Notification Letter to Patients	1/7/2014	FTC-MID-000013	FTC-MID-000015	JX0002			(CX0728 (Randolph, Midtown Urology Designee, Dep. at 70-74, 104-08, 122-23, 125))
CX0293 - CX0300	INTENTIONALLY NOT USED							
CX0301	SPD Certification of Records of Regularly Conducted Activity (Forensic Disc)	12/17/2013			JX0002			(CX0720 (Jestes, Dep. at 48-50))
CX0302	INTENTIONALLY NOT USED							
CX0303	MDS Project Proposal	4/10/2009	FTC-LABMD-000254	FTC-LABMD-000254	JX0002			
CX0304	MDS Cost Estimate	4/14/2009	FTC-LABMD-000256	FTC-LABMD-000256	JX0002			
CX0305	INTENTIONALLY NOT USED							
CX0306	Activity History for SR# 1-1-600949972	11/18/2013	FTC-TRM-000016	FTC-TRM-000325	JX0002			
CX0307	Privacy Institute Spreadsheet with IP Address		FTC-PRI-001720	FTC-PRI-001724	JX0002			
CX0308 - CX0309	INTENTIONALLY NOT USED							
CX0310	LabMD IT Project Outline--Network, Hardware, Software changes		FTC-LABMD-004385	FTC-LABMD-004385	JX0002			(CX0725 (Martin, Dep. At 78-87))

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0311	Email J. Boyle to M. Daugherty Subject: Fw: New domain login, attaching New domain login.msg	11/2/2010	FTC-LABMD-004386	FTC-LABMD-004387	JX0002			(CX0727 (Parr, Dep. at 102-12, 114, 136))
CX0312	INTENTIONALLY NOT USED							
CX0313	LabMD IT Project Outline - Network, Hardware, Software changes		FTC-LABMD-004394	FTC-LABMD-004395	JX0002	RX362		(CX0725 (Martin, Dep. at 78, 87-96, 155-58))
CX0314 - CX0318	INTENTIONALLY NOT USED							
CX0319	Notice of Deposition of LabMD	1/16/2014			JX0002			(CX0710 (Daugherty, LabMD Designee, Dep. at 24-32))
CX0320	Brandon Bradley Resume		FTC-LABMD-003657	FTC-LABMD-003658	JX0002	RX322		(CX0705 (Bradley, Dep. at 13-14))
CX0321	Jennifer Parr Resume		FTC-LABMD-003660	FTC-LABMD-003662	JX0002			(CX0727 (Parr, Dep. at 18-19))
CX0322 - CX0335	INTENTIONALLY NOT USED							
CX0336	Trend Micro Activity History for SR#1-1-542741161		FTC-TRM-000001	FTC-TRM-000015	JX0002			
CX0337	Trend Micro Activity History for SR#1-1-731188002		FTC-TRM-000326	FTC-TRM-000392	JX0002			
CX0338	Trend Micro Activity History for SR#1-1-743909492		FTC-TRM-000393	FTC-TRM-000413	JX0002			
CX0339	Trend Micro Activity History for SR#1-1-779414842		FTC-TRM-000414	FTC-TRM-000433	JX0002			
CX0340	Trend Micro Activity History for SR#1-1-823583422		FTC-TRM-000434	FTC-TRM-000453	JX0002			
CX0341	Trend Micro Certifications of Records of Regularly Conducted Activity	12/4/2013	FTC-TRM-000456	FTC-TRM-000458	JX0002			
CX0342 - CX0351	INTENTIONALLY NOT USED							
CX0352	Trend Micro Certifications of Records of Regularly Conducted Activity	1/30/2014	FTC-TRM-000633	FTC-TRM-000634	JX0002			
CX0353	Monthly Network Inspection Report April 2011	4/2011	FTC-LABMD-003668	FTC-LABMD-003731	JX0002			(CX0727 (Parr, Dep. at 90-102, 122, 134-35))
CX0354	Gold Line Credit Services Inc Proof of Service on Erick Garcia	1/20/2014			JX0002			
CX0355 - CX0358	INTENTIONALLY NOT USED							
CX0359	Performance Appraisal - Nikki Harris	2008	FTC-LABMD-000367	FTC-LABMD-000370	JX0002			
CX0360 - CX0362	INTENTIONALLY NOT USED							
CX0363	Job Instructions (unspecified position)		FTC-LABMD-000405	FTC-LABMD-000406	JX0002			
CX0364	Correspondence Instructions		FTC-LABMD-000472	FTC-LABMD-000472	JX0002			
CX0365	LabMD Billing Specialist Duties		FTC-LABMD-000473	FTC-LABMD-000473	JX0002			
CX0366	Helpful Tips for Better Audit Results	11/10/2005	FTC-LABMD-000500	FTC-LABMD-000500	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0367 - CX0371	INTENTIONALLY NOT USED							
CX0372	Billing Office Employee Schedule		FTC-LABMD-000603	FTC-LABMD-000603	JX0002			
CX0373 - CX0381	INTENTIONALLY NOT USED							
CX0382	Article: Data Hemorrhages in the Health-Care Sector	2/22/2009	Eric Johnson - 000003	Eric Johnson - 000021		RX403 at 3-21		(Johnson, Tr. 755-70, 775-83, 793-801; CX0721 (Johnson, Dep. at 93-122))
CX0383 - CX0394	INTENTIONALLY NOT USED							
CX0395	New APT service agreement	2/23/2006	FTC-LABMD-003471	FTC-LABMD-003474	JX0002	RX306		(CX0731 (Truett, Dep. at 29-33); CX0710 (Daugherty, LabMD Designee, Dep. at 129-34))
CX0396	INTENTIONALLY NOT USED							
CX0397	RecordInvent	12/22/2013	FTC-ALT-0000001	FTC-ALT-0000003	JX0002	RX344		(CX0731 (Truett, Dep. at 89-90,129-31))
CX0398	APT Service Invoice	2006-2007	FTC-ALT-0000004	FTC-ALT-0000011	JX0002	RX345		(CX0731 (Truett, Dep. at 86-89,129-31))
CX0399	Allen Truett Certification of Records of Regularly Conducted Activity	1/15/2014	FTC-ALT-0000012	FTC-ALT-0000012	JX0002			(CX0731 (Truett, Dep. at 127-31))
CX0400	NIST Special Publication 800-30 dated July 2002	7/2002			JX0002			
CX0401	Declaration of Michael Daugherty in support of Opp'n to Complaint Counsel's Motion for Sanctions	2/20/2014			JX0002			
CX0402	Consumer Sentinel Complaint by Peter Cuttino	3/28/2013	FTC-000661	FTC-000667	JX0002	RX006	<i>In camera</i> , May 6, 2014 Order	(CX0710 (Daugherty, LabMD Designee, Dep. at 71-73))
CX0403	HIPAA Security Series 2 - Security Standards-Administrative Safeguards				JX0002			
CX0404	INTENTIONALLY NOT USED							
CX0405	HIPAA Security Series 6 - Basics of Risk Analysis and Risk Management				JX0002			
CX0406	INTENTIONALLY NOT USED							
CX0407	Mail Merge List of Persons for LabMD Notification Letter		FTC-LABMD-003866	FTC-LABMD-003908	JX0002		<i>In camera</i> , May 6, 2014 Order	(CX0710 (Daugherty, LabMD Designee, Dep. at 64-70, 73, 77-80, 84-85))
CX0408 - CX0411	INTENTIONALLY NOT USED							
CX0412	The 7 Best Practices for Network Security in 2007				JX0002			
CX0413	Computerworld: The best practices for network security in 2007	1/23/2007			JX0002			
CX0414	MDS Review of LabMD's network security practices		FTC-LABMD-004576	FTC-LABMD-004593	JX0002			(CX0710 (Daugherty, LabMD Designee, Dep. at 99-119, 125-28, 137-39, 239-43))
CX0415	INTENTIONALLY NOT USED							
CX0416	MDS quote	8/7/2010	FTC-LABMD-010654	FTC-LABMD-010656	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0417	MDS quote with modifications	8/7/2010	FTC-LABMD-010657	FTC-LABMD-010659	JX0002			
CX0418	Monthly Computer Inspection Report [Nicole Elliot]	10/11/2010	FTC-LABMD-015414	FTC-LABMD-015417	JX0002			
CX0419	MDS Review of LabMD's network security practices - 2nd version		FTC-LABMD-015542	FTC-LABMD-015561	JX0002			
CX0420	Trend Micro Daily Virus Report	7/26/2010	FTC-LABMD-004832	FTC-LABMD-004851	JX0002			
CX0421	Table of Scan Results and Action Taken		FTC-LABMD-004937	FTC-LABMD-004940	JX0002			
CX0422	MDS Project List - week of 2010.08.23	8/23/2010	FTC-LABMD-005686	FTC-LABMD-005686	JX0002			
CX0423	MDS Project List - week of 2010.08.23	8/23/2010	FTC-LABMD-005689	FTC-LABMD-005689	JX0002			
CX0424	INTENTIONALLY NOT USED							
CX0425	LabMD IT Project Outline, with network diagram		FTC-LABMD-006545	FTC-LABMD-006546	JX0002			
CX0426	LabMD IT Project Outline - subsequent version		FTC-LABMD-006549	FTC-LABMD-006549	JX0002			
CX0427	MDS Statement of Work for LabMD re: penetration testing	4/19/2011	FTC-LABMD-007492	FTC-LABMD-007501	JX0002			
CX0428	MDS Server Assessment	7/22/2010	FTC-LABMD-004594	FTC-LABMD-004677	JX0002			
CX0429	INTENTIONALLY NOT USED							
CX0430	Heartland Payroll Report 2010	12/27/2010	FTC-LABMD-015970	FTC-LABMD-015977	JX0002			
CX0431	Heartland Payroll Report 2008	12/29/2008	FTC-LABMD-015978	FTC-LABMD-015983	JX0002			
CX0432	Heartland Payroll Report 2009	12/29/2009	FTC-LABMD-015984	FTC-LABMD-015989	JX0002			
CX0433 - CX0436	INTENTIONALLY NOT USED							
CX0437	Employee Handbook Rev. June 2013	6/2013	FTC-LABMD-004514	FTC-LABMD-004536	JX0002			
CX0438 - CX0439	INTENTIONALLY NOT USED							
CX0440	LabMD Breach Notice Letter to Peter Cuttino	3/27/2013	FTC-000676	FTC-000679	JX0002		<i>In camera</i> , May 6, 2014 Order	
CX0441	Letter J. Hayes to R. Yodaiken attaching LabMD Breach Notice Letter	4/24/2013	FTC-000680	FTC-000684	JX0002	RX007	<i>In camera</i> , May 6, 2014 Order	
CX0442	Consumer Sentinel Complaint by Juanita Norris	4/25/2013	FTC-000668	FTC-000675	JX0002		<i>In camera</i> , May 6, 2014 Order	
CX0443	LabMD Access Letter Response by Philippa Ellis	2/24/2010	FTC-LABMD-002505	FTC-LABMD-002520	JX0002			
CX0444	LabMD Access Letter Response by Philippa Ellis	6/4/2010	FTC-LABMD-002523	FTC-LABMD-002524	JX0002			
CX0445	LabMD Access Letter Response by Philippa Ellis	7/16/2010	FTC-LABMD-002495	FTC-LABMD-002503	JX0002			
CX0446	LabMD Access Letter Response by Philippa Ellis	8/30/2010	FTC-LABMD-003132	FTC-LABMD-003137	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0447	LabMD Access Letter Response by Dana Rosenfeld	5/16/2011	FTC-LABMD-003445	FTC-LABMD-003452	JX0002			
CX0448	LabMD Access Letter Response by Dana Rosenfeld	5/31/2011	FTC-LABMD-003629	FTC-LABMD-003634	JX0002			
CX0449	Email D. Rosenfeld to A. Sheer Subject: LabMD Responses to FTC Questions	7/12/2011	FTC-LABMD-003749	FTC-LABMD-003750	JX0002			
CX0450	INTENTIONALLY NOT USED							
CX0451	Sacramentoresults7.xlsx Native File		FTC-010907	FTC-010907	Not Admitted, Proffered		In camera , May 6, 2014 Order	(Wilmer, Tr. 345-73; Kam, Tr. 480-81, 489-97; CX0732 (Wilmer, Dep. at 69-77, 84-87, 89-94, 120-22, 144-62))
CX0452 - CX0454	INTENTIONALLY NOT USED							
CX0455	Dell Equipment Records		FTC-LABMD-004099	FTC-LABMD-004188	JX0002			
CX0456 - CX0460	INTENTIONALLY NOT USED							
CX0461	LINKTools Manual		FTC-LABMD-004202	FTC-LABMD-004299	JX0002			
CX0462 - CX0463	INTENTIONALLY NOT USED							
CX0464	Tiversa Incident Response Services Agreement		FTC-LABMD-004314	FTC-LABMD-004321	JX0002			
CX0465 - CX0467	INTENTIONALLY NOT USED							
CX0468	Email A. Simmons to J. Boyle Subject: Accessioning improvement	3/9/2007	FTC-LABMD-004350	FTC-LABMD-004350	JX0002			
CX0469	Email C. Kaloustian to J. Boyle Subject: SMB OEM	12/23/2008	FTC-LABMD-004358	FTC-LABMD-004358	JX0002			
CX0470	Providyn Certification of Records of Regularly Conducted Activity	11/4/2013	FTC-PVD-000002	FTC-PVD-000002	JX0002			
CX0471	Trend Micro Daily Virus Report	7/30/2010	FTC-LABMD-004782	FTC-LABMD-004851	JX0002			
CX0472	Trend Micro Daily Virus Report	7/19/2010	FTC-LABMD-004882	FTC-LABMD-004886	JX0002			
CX0473	Trend Micro Daily Virus Report	7/20/2010	FTC-LABMD-004887	FTC-LABMD-004891	JX0002			
CX0474	Trend Micro Daily Virus Report	7/23/2010	FTC-LABMD-004897	FTC-LABMD-004901	JX0002			
CX0475	Trend Micro Daily Virus Report	7/24/2010	FTC-LABMD-004902	FTC-LABMD-004906	JX0002			
CX0476	Trend Micro Daily Virus Report	7/28/2010	FTC-LABMD-004922	FTC-LABMD-004926	JX0002			
CX0477	Trend Micro Daily Virus Report	7/29/2010	FTC-LABMD-004927	FTC-LABMD-004931	JX0002			
CX0478	Trend Micro Daily Virus Report (Short)	7/30/2010	FTC-LABMD-004932	FTC-LABMD-004936	JX0002			
CX0479	MDS Server Assessment	7/29/2010	FTC-LABMD-005690	FTC-LABMD-005817	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0480	Mapper Spyware-Grayware detected		FTC-LABMD-004941	FTC-LABMD-004950	JX0002			
CX0481	Emails C. Maire to J. Boyle Subject: Daily IT rounds		FTC-LABMD-004975	FTC-LABMD-005075	JX0002			
CX0482	IT Dept Walkaround Checklist		FTC-LABMD-005076	FTC-LABMD-005076	JX0002			
CX0483	Emails M. Bureau to J. Boyle Subject: Walkarounds		FTC-LABMD-005077	FTC-LABMD-005129	JX0002			
CX0484	June 2010 Server Ports & Firewall - Mapper	6/2010	FTC-LABMD-005160	FTC-LABMD-005171	JX0002			
CX0485	Threats of Virus, Trojan, other Malicious Software Logs and Reports		FTC-LABMD-005172	FTC-LABMD-005182	JX0002			
CX0486	Providyn Network Security Scan - Mapper	7/18/2010	FTC-LABMD-005183	FTC-LABMD-005221	JX0002	CX0054		
CX0487	Providyn 2010 Service Solutions Proposal	5/2010	FTC-LABMD-005250	FTC-LABMD-005253	JX0002			
CX0488	Providyn 2010 Signed Service Solutions Proposal	5/18/2010	FTC-LABMD-005254	FTC-LABMD-005258	JX0002			
CX0489	Monthly Computer Inspection Report	8/25/2010	FTC-LABMD-005259	FTC-LABMD-005310	JX0002			
CX0490	Monthly Computer Inspection Report	8/20/2010	FTC-LABMD-005644	FTC-LABMD-005651	JX0002			
CX0491	Providyn Authorization to Perform External Network Testing	5/18/2010	FTC-PVD-000001	FTC-PVD-000001	JX0002	RX008		
CX0492	Martin - MDS - Project List	8/23/2010	FTC-LABMD-005687	FTC-LABMD-005687	JX0002			
CX0493	Martin - MDS - Project List - subsequent version	8/23/2010	FTC-LABMD-005688	FTC-LABMD-005688	JX0002			
CX0494 - CX0495	INTENTIONALLY NOT USED							
CX0496	August 2010 Network Administrator Daily Scans Performed	8/2010	FTC-LABMD-005818	FTC-LABMD-005823	JX0002			
CX0497	August 2010 Network Administrator TrendMicro Logs - Spyware	8/2010	FTC-LABMD-005824	FTC-LABMD-005848	JX0002			
CX0498	August 2010 Network Administrator TrendMicro Logs - AntiVirus	8/2010	FTC-LABMD-005849	FTC-LABMD-005894	JX0002			
CX0499	Network Administrator Malware Logs Malwarebytes		FTC-LABMD-005895	FTC-LABMD-005914	JX0002			
CX0500	Petition for Discharge of Defendant				JX0002		In camera , May 6, 2014 Order	
CX0501	LabMD v. Savera Verified Complaint April 2010	4/12/2010			JX0002			(CX0709 (Daugherty, Dep. at 60-75, 134-40); CX0710 (Daugherty, LabMD Designee, Dep. at 185-99))
CX0502	INTENTIONALLY NOT USED							
CX0503	Network Administrator Malware Logs Spybot		FTC-LABMD-005915	FTC-LABMD-005946	JX0002			
CX0504	Providyn Network Security Scan - Mapper	9/3/2010	FTC-LABMD-005947	FTC-LABMD-005973	JX0002	CX0061		

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0505	Providyn Network Security Scan - Demographics	9/3/2010	FTC-LABMD-005974	FTC-LABMD-005997	JX0002	CX0062		
CX0506	Providyn Network Security Scan - Specialty VPN	9/3/2010	FTC-LABMD-005998	FTC-LABMD-006021	JX0002	CX0063		
CX0507	Providyn Network Security Scan - Network Printer	9/3/2010	FTC-LABMD-006022	FTC-LABMD-006045	JX0002	CX0064		
CX0508	Providyn Network Security Scan - LabCorp VPN	9/3/2010	FTC-LABMD-006046	FTC-LABMD-006070	JX0002	CX0065		
CX0509	Providyn Network Security Scan - Firewall	9/3/2010	FTC-LABMD-006071	FTC-LABMD-006095	JX0002	CX0057		
CX0510	Providyn Network Security Scan - LabNet	9/3/2010	FTC-LABMD-006096	FTC-LABMD-006144	JX0002	CX0058		
CX0511	Providyn Network Security Scan - Mail	9/3/2010	FTC-LABMD-006145	FTC-LABMD-006217	JX0002	CX0059		
CX0512	Providyn Network Security Scan - Router to/from internal network	9/3/2010	FTC-LABMD-006218	FTC-LABMD-006245	JX0002	CX0060		
CX0513 - CX0521	INTENTIONALLY NOT USED							
CX0522	Curt Kaloustian Resume		FTC-LABMD-003483	FTC-LABMD-003485	JX0002			
CX0523	LabMD IT Project Outline		FTC-LABMD-006547	FTC-LABMD-006547	JX0002			
CX0524	LabMD IT Project Outline - Network, Hardware, Software Changes		FTC-LABMD-006548	FTC-LABMD-006548	JX0002			
CX0525	Alison Simmons Resume		FTC-LABMD-003486	FTC-LABMD-003487	JX0002			
CX0526	INTENTIONALLY NOT USED							
CX0527	Monthly Network Inspection Report	9/2010	FTC-LABMD-006551	FTC-LABMD-006637	JX0002			
CX0528	INTENTIONALLY NOT USED							
CX0529	Monthly Computer Inspection Report [Boyle]	9/28/2010	FTC-LABMD-006828	FTC-LABMD-006835	JX0002			
CX0530	Monthly Computer Inspection Report [Fusco]	9/14/2010	FTC-LABMD-007128	FTC-LABMD-007132	JX0002			
CX0531	Monthly Network Inspection Report	9/2010	FTC-LABMD-007212	FTC-LABMD-007240	JX0002			
CX0532	Providyn Network Security Scan - LabNet, with Notes	9/3/2010	FTC-LABMD-007241	FTC-LABMD-007274	JX0002			
CX0533	Windows IIS SSL Restrict Weak Ciphers - Braindump		FTC-LABMD-007275	FTC-LABMD-007290	JX0002			
CX0534	Monthly Server Inspection Report - Visnetic	10/1/2010	FTC-LABMD-007291	FTC-LABMD-007342	JX0002			
CX0535	Traincor Report Analysis	4/18/2011	FTC-LABMD-007463	FTC-LABMD-007463	JX0002			
CX0536	Compliance Training Powerpoint Slides		FTC-LABMD-007464	FTC-LABMD-007491	JX0002	CX0127 CX0696		
CX0537	List of Hosts - Scans		FTC-LABMD-010513	FTC-LABMD-010615	JX0002			
CX0538	INTENTIONALLY NOT USED							

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0539	Monthly Computer Inspection Report [Hyer]	5/10/2011	FTC-LABMD-007619	FTC-LABMD-007623	JX0002			
CX0540 - CX0543	INTENTIONALLY NOT USED							
CX0544	Monthly Computer Inspection Report [Gardner]	7/10/2011	FTC-LABMD-008026	FTC-LABMD-008036	JX0002			
CX0545 - CX0546	INTENTIONALLY NOT USED							
CX0547	Traincor Report Analysis (subsequent scan)	4/19/2011	FTC-LABMD-009955	FTC-LABMD-009958	JX0002			
CX0548	Traincor Report Analysis	4/19/2011	FTC-LABMD-009960	FTC-LABMD-009960	JX0002			
CX0549	List of Hosts - Scans		FTC-LABMD-009961	FTC-LABMD-010060	JX0002			
CX0550	Calculations based on CX0551 by M. Daugherty at Deposition of LabMD	3/4/2014			JX0002			(CX0710 (Daugherty, LabMD Designee, Dep. at 225-29))
CX0551	Spreadsheet of IT Expenditures 2005-2013				JX0002			(CX0710 (Daugherty, LabMD Designee, Dep. at 225-38))
CX0552	Network Diagram Hand-drawn at Simmons IH	6/24/2013	FTC-000512	FTC-000512	JX0002			
CX0553	MDS Juniper Proposal	8/18/2010	FTC-LABMD-010660	FTC-LABMD-010660	JX0002			
CX0554 - CX0570	INTENTIONALLY NOT USED							
CX0571	Monthly Computer Inspection Report [LabMD Lab]	12/2/2010	FTC-LABMD-014704	FTC-LABMD-014711	JX0002			
CX0572 - CX0579	INTENTIONALLY NOT USED							
CX0580	Monthly Computer Inspection Report [Steven Fusco]	11/30/2010	FTC-LABMD-015050	FTC-LABMD-015054	JX0002			
CX0581 - CX0582	INTENTIONALLY NOT USED							
CX0583	Monthly Computer Inspection Report [Billing Spare PC]	10/11/2010	FTC-LABMD-015242	FTC-LABMD-015245	JX0002			
CX0584	Network Diagram Hand-drawn at Kaloustian IH	5/15/2013	FTC-000656	FTC-000656	JX0002			
CX0585	INTENTIONALLY NOT USED							
CX0586	Monthly Computer Inspection Report [Sherry PC]	10/18/2010	FTC-LABMD-015457	FTC-LABMD-015477	JX0002			
CX0587	Monthly Computer Inspection Report [Tonisha Robinson PC]	10/18/2010	FTC-LABMD-015491	FTC-LABMD-015525	JX0002			
CX0588	SPD Certification of Records of Regularly Conducted Activity (Forensic Disc)	12/17/2013	FTC-SAC-001093	FTC-SAC-001093	JX0002			
CX0589	Traincor Report Analysis	6/30/2011	FTC-LABMD-015562	FTC-LABMD-015565	JX0002			
CX0590	List of Hosts - Scans (3)		FTC-LABMD-015566	FTC-LABMD-015665	JX0002			
CX0591	Providyn Network Security Scan - Demographics	7/2010	FTC-LABMD-015666	FTC-LABMD-015726	JX0002			
CX0592	Providyn Network Security Scan - LabNet	7/2010	FTC-LABMD-015727	FTC-LABMD-015765	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0593	Providyn Network Security Scan - Mapper	7/2010	FTC-LABMD-015766	FTC-LABMD-015879	JX0002			
CX0594	Providyn Network Security Scan - Mail	7/2010	FTC-LABMD-015880	FTC-LABMD-015948	JX0002			
CX0595	Letter of Agreement re Proprietary Information executed by Gary Clark	11/15/2008	FTC-LABMD-015949	FTC-LABMD-015952	JX0002			
CX0596	Traincor Report Analysis	4/21/2013	FTC-LABMD-015953	FTC-LABMD-015955	JX0002			
CX0597	Traincor Report Analysis	7/2012	FTC-LABMD-015956	FTC-LABMD-015959	JX0002			
CX0598	Traincor Report Analysis	5/2/2012	FTC-LABMD-015960	FTC-LABMD-015962	JX0002			
CX0599 - CX0600	INTENTIONALLY NOT USED							
CX0601	Cypress Certification of Records Regularly Conducted Activity	1/31/2014	FTC-CYP-0002171	FTC-CYP-0002171	JX0002			
CX0602	Cypress Certification of Records Regularly Conducted Activity	3/4/2014	FTC-CYP-0002170	FTC-CYP-0002170	JX0002			
CX0603	ZyXEL Firewall Rules Storage Space in Use		FTC-LABMD-015994	FTC-LABMD-015994	JX0002			
CX0604	Server, Router, Switch Information	5/26/2010	FTC-LABMD-015995	FTC-LABMD-015996	JX0002			
CX0605	Computer Inventory by Location, User, Model Number, IP Address		FTC-LABMD-015997	FTC-LABMD-015999	JX0002			
CX0606	Hand-drawn Lab Layouts by Floor		FTC-LABMD-016000	FTC-LABMD-016007	JX0002			
CX0607	Emails Redacted between IT staff, M. Daugherty, J. Boyle	2009	FTC-LABMD-016008	FTC-LABMD-016011	JX0002			
CX0608	Emails Redacted between LabMD and IT services	2007-2009	FTC-LABMD-016012	FTC-LABMD-016017	JX0002			
CX0609	INTENTIONALLY NOT USED							
CX0610	Emails between LabMD staff and J. Boyle	2008	FTC-LABMD-016019	FTC-LABMD-016029	JX0002			
CX0611	Mapper - Server Ports and Firewall with Notes	6/18/2010	FTC-LABMD-016030	FTC-LABMD-016031	JX0002			
CX0612 - CX0613	INTENTIONALLY NOT USED							
CX0614	APT New Service Agreement and Invoices	2/23/2006	FTC-LABMD-016042	FTC-LABMD-016054	JX0002			
CX0615	INTENTIONALLY NOT USED							
CX0616	Email C. Maire to J. Boyle Subject: TrendMicro, with Notes	10/19/2007	FTC-LABMD-016058	FTC-LABMD-016058	JX0002			
CX0617	ZyXEL Firwall Rules Storage Space in Use (2)		FTC-LABMD-016059	FTC-LABMD-016059	JX0002			
CX0618	Screenshot: Rule 4 Source Address, Destination Address, Available Services and Scheduling		FTC-LABMD-016060	FTC-LABMD-016060	JX0002			
CX0619	Screenshot: Rule 6 Source Address, Destination Address, Available Services and Scheduling		FTC-LABMD-016061	FTC-LABMD-016061	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0620 - CX0621	INTENTIONALLY NOT USED							
CX0622	MDS Project Proposal - LabMD Websense	4/11/2011	FTC-LABMD-016135	FTC-LABMD-016140	JX0002			
CX0623	INTENTIONALLY NOT USED							
CX0624	MDS and Davenport Group Invoices - Payments from LabMD		FTC-LABMD-016148	FTC-LABMD-016167	JX0002			
CX0625	2011.04.11 MDS Project Proposal - LabMD Websense (2)	4/11/2011	FTC-LABMD-016168	FTC-LABMD-016173	JX0002			
CX0626	MDS Review of LabMD Network Security Policies and Procedures		FTC-LABMD-016174	FTC-LABMD-016176	JX0002			
CX0627	iTrain Technologies Invoice	9/12/2005	FTC-LABMD-016177	FTC-LABMD-016177	JX0002		<i>In camera</i> , July 15, 2015 Order Granting Resp't's Mot. for <i>In Camera</i> Treatment of Exs. Containing Sensitive Personal Information ("July 15, 2015 <i>In Camera</i> Order")	
CX0627-A	iTrain Technologies Invoice	9/12/2005	FTC-LABMD-016177	FTC-LABMD-016177	July 15, 2015 Order Granting Jt. Mot. to Accept Redacted, Public Versions of <i>In Camera</i> Exs. Into the Record ("July 15, 2015 Order")			
CX0628	iTrain Technologies Invoice	8/30/2005	FTC-LABMD-016178	FTC-LABMD-016178	JX0002		<i>In camera</i> , July 15, 2015 <i>In Camera</i> Order	
CX0628-A	iTrain Technologies Invoice	8/30/2005	FTC-LABMD-016178	FTC-LABMD-016178	July 15, 2015 Order			
CX0629	INTENTIONALLY NOT USED							
CX0630	Cisco Guide to Harden Cisco IOS Devices		FTC-CYP-0001656	FTC-CYP-0001724	JX0002			
CX0631	Computer Inventory by Updates		FTC-CYP-0001725	FTC-CYP-0001725	JX0002			
CX0632 - CX0634	INTENTIONALLY NOT USED							
CX0635	LabMD Equipment Configurations - DNS Records, IP Blocks, Router		FTC-CYP-0001735	FTC-CYP-0001735	JX0002			
CX0636	Q1 2004 Product Training Powerpoint		FTC-CYP-0001736	FTC-CYP-0001752	JX0002			
CX0637	INTENTIONALLY NOT USED							
CX0638	Email A. Robinson to L. Leiknes Subject: RE: Cypress Communications system	2/5/2009	FTC-CYP-0001756	FTC-CYP-0001757	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0639 - CX0643	INTENTIONALLY NOT USED							
CX0644	Cypress Communications, Inc. ("Cypress") C3_C4 Technical Audit	2/20/2014	FTC-CYP-0001784	FTC-CYP-0001789	JX0002			
CX0645	LabMD DNS Record Configuration, Mail, LabMD.net, LabMD.org		FTC-CYP-0001790	FTC-CYP-0001791	JX0002			
CX0646	LabMD DNS Record Configuration, Mail, LabMD.net, LabMD.org (2)		FTC-CYP-0001792	FTC-CYP-0001793	JX0002			
CX0647	Router Solution Spreadsheet		FTC-CYP-0001794	FTC-CYP-0001795	JX0002			
CX0648	LabMD and Cypress Website Coding		FTC-CYP-0001796	FTC-CYP-0001802	JX0002			
CX0649	Atlanta Office C4 Enterprise Diagram		FTC-CYP-0001803	FTC-CYP-0001806	JX0002			
CX0650	INTENTIONALLY NOT USED							
CX0651	traceroute		FTC-CYP-0001810	FTC-CYP-0001810	JX0002			
CX0652 - CX0671	INTENTIONALLY NOT USED							
CX0672	Cypress Ticket 595825	3/14/2012	FTC-CYP-0001963	FTC-CYP-0001966	JX0002			
CX0673	INTENTIONALLY NOT USED							
CX0674	Cypress Ticket 604745	6/11/2010	FTC-CYP-0001973	FTC-CYP-0001976	JX0002			
CX0675 - CX0677	INTENTIONALLY NOT USED							
CX0678	Cypress Master Terms and Conditions	8/11/2008	FTC-CYP-0001554	FTC-CYP-0001570	JX0002	RX482		
CX0679	LabMD v. FTC Verified Complaint for Declaratory and Injunctive Relief in N.D. Ga	3/20/2014			JX0002			
CX0680	Declaration of Michael Daugherty in support of LabMD v. FTC	3/19/2014			JX0002			
CX0681	Rosalind Woodson Dates of Employment		FTC-LABMD-016222	FTC-LABMD-016232	JX0002			
CX0682	LabMD Letter to Physician's Offices re: Closing Spreadsheet of IT Expenditures 2005-2013	1/6/2014	FTC-LABMD-016233	FTC-LABMD-016233	JX0002			
CX0683	native file		FTC-LABMD-016184	FTC-LABMD-016184	JX0002	RX412		
CX0684	Email D. Rosenfeld to A. Sheer Subject: LabMD screenshots	7/22/2011	FTC-LABMD-003756	FTC-LABMD-003756	JX0002			
CX0685	LabMD (John Boyle) Investigational Hearing ("IH") Ex. 5 - LabMD Payment Posting Specialist Duties		FTC-000166	FTC-000166	JX0002	CX0159		(CX0733 (Boyle, IHT at 30-40))
CX0686	LabMD IH Ex. 6 - Mail Batch Instructions		FTC-000167	FTC-000168	JX0002	CX0162		(CX0733 (Boyle, IHT at 41-47))
CX0687	LabMD IH Ex. 7 - Checks and LabMD Day Sheets, redacted		FTC-000169	FTC-000224	JX0002	RX001		(CX0733 (Boyle, IHT at 47-57))
CX0688	LabMD IH Ex. 8 - LabMD Policy Manual		FTC-000225	FTC-000246	JX0002	CX0006		
CX0689	LabMD IH Ex. 9 - LabMD Computer Hardware, Software and Data Usage and Security Policy Manual		FTC-000247	FTC-000278	JX0002	CX0007		
CX0690	LabMD IH Ex. 11 - Screenshot: LimeWire: MySharedFiles		FTC-000280	FTC-000280	JX0002	CX0152		
CX0691	LabMD IH Ex. 12 - LabMD New Team Member Checklist		FTC-000281	FTC-000281	JX0002	CX0003		
CX0692	LabMD IH Ex. 13 - Information that Managers are supposed to Communicate to Employees		FTC-000282	FTC-000282	JX0002	CX0128		
CX0693	LabMD IH Ex. 14 - LabMD Employee Handbook Rev. June 2004	6/2004	FTC-000283	FTC-000304	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0694	LabMD IH Ex. 15 - LabMD Employee Handbook Rev. Mar. 2008	3/2008	FTC-000305	FTC-000326	JX0002	CX0002		
CX0695	LabMD IH Ex. 16 - LabMD Compliance Program effective Jan. 2003	1/2003	FTC-000327	FTC-000337	JX0002	CX0005 RX070 RX0309		
CX0696	LabMD IH Ex. 17 - Compliance Training PowerPoint Slides		FTC-000338	FTC-000365	JX0002			
CX0697	insuranceaging_6.05.071.pdf produced by Privacy Institute		FTC-PRI-000001	FTC-PRI-001719	JX0002		<i>In camera</i> , May 6, 2014 Order	
CX0698	LabMD v. FTC Verified Complaint for Declaratory and Injunctive Relief in D.D.C.	11/13/2013			JX0002			
CX0699	INTENTIONALLY NOT USED							
CX0700	Network Diagram 1 Hand-drawn at Martin Deposition	2/6/2014			JX0002			(CX0725 (Martin, Dep. at 108-15, 151-55))
CX0701	Network Diagram 2 Hand-drawn at Martin Deposition	2/6/2014			JX0002			(CX0725 (Martin, Dep. at 172-77))
CX0702	Network Diagram 3 Hand-drawn at Martin Deposition	2/6/2014			JX0002			(CX0725 (Martin, Dep. at 172-77))
CX0703	Deposition Transcript of Robert Boback, designee of Tiversa Holding Corp.	11/21/2013			JX0002			(Kam, Tr. 542-52; Shields, Tr. 905-07)
CX0704	Deposition Transcript of John Boyle	1/28/2014			JX0002	RX486	<i>In camera</i> , May 27 2014 Order Granting In Camera Treatment for Docs. Related to Former LabMD Employee ("May 27, 2014 Order")	
CX0704-A	PUBLIC Deposition Transcript of John Boyle	1/28/2014			July 15, 2015 Order	RX486-A		
CX0705	Deposition Transcript of Brandon Bradley	2/14/2014			JX0002	RX487	<i>In camera</i> , July 15, 2015 <i>In Camera</i> Order	
CX0705-A	PUBLIC Deposition Transcript of Brandon Bradley	2/14/2014			July 15, 2015 Order	RX487-A		
CX0706	Deposition Transcript of Sandra Brown	1/11/2014			JX0002	RX488		(Hill, Tr. 182-83)
CX0707	Deposition Transcript of Matt Bureau	1/10/2014			JX0002	RX489		
CX0708	Deposition Transcript of Lou Carmichael	2/17/2014			JX0002	RX490		
CX0709	Deposition Transcript of Michael Daugherty	2/10/2014			JX0002	RX491		(Daugherty, Tr. 1039-41)
CX0710	Deposition Transcript of Michael Daugherty, designee of LabMD, Inc.	3/4/2014			JX0002	RX492	<i>In camera</i> , May 27, 2014 Order; July 15, 2015 <i>In Camera</i> Order	(Shields, Tr. 856-59; Daugherty, Tr. 1067-70, 1081-85)
CX0710-A	PUBLIC Deposition Transcript of Michael Daugherty, designee of LabMD, Inc.	3/4/2014			July 15, 2015 Order	RX492-A		(Shields, Tr. 856-59; Daugherty, Tr. 1067-70, 1081-85)
CX0711	Deposition Transcript of Jeremy Dooley	12/2/2013			JX0002	RX493		
CX0712	Deposition Transcript of Erick Garcia	2/13/2014			JX0002	RX494		
CX0713	Deposition Transcript of Kim Gardner	2/14/2014			JX0002	RX495	<i>In camera</i> , July 15, 2015 <i>In Camera</i> Order	

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0713-A	PUBLIC Deposition Transcript of Kim Gardner	2/14/2014			July 15, 2015 Order	RX495-A		
CX0714	Deposition Transcript of Former LabMD Employee	1/25/2014			JX0002	RX496	<i>In camera</i> , May 6, 2014 Order	
CX0714-A	PUBLIC Deposition Transcript of Former LabMD Employee	1/25/2014			July 15, 2015 Order	RX496-A		
CX0715	Deposition Transcript of Patricia Gilbreth	2/7/2014			JX0002	RX497	<i>In camera</i> , May 27, 2014 Order	
CX0715-A	PUBLIC Deposition Transcript of Patricia Gilbreth	2/7/2014			July 15, 2015 Order	RX497-A		
CX0716	Deposition Transcript of Nicotra Harris	2/21/2014			JX0002	RX498		
CX0717	Deposition Transcript of Patrick Howard	1/24/2014			JX0002	RX499		
CX0718	Deposition Transcript of Lawrence Hudson	1/13/2014			JX0002	RX500		
CX0719	Deposition Transcript of Robert Hyer	12/13/2013			JX0002	RX501		(Hill, Tr. 187-89, 270-74; Fisk, Tr. 1189-90)
CX0720	Deposition Transcript of Karina Jestes with attached Signature and Errata	12/17/2013			JX0002	RX502		
CX0721	Deposition Transcript of Eric Johnson	2/18/2014			JX0002	RX503		
CX0722	Deposition Transcript of Eric Knox	1/9/2014			JX0002	RX504		
CX0723	Deposition Transcript of David Lapides	1/8/2014			JX0002	RX505	<i>In camera</i> , May 6, 2014 Order	
CX0723-A	PUBLIC Deposition Transcript of David Lapides	1/8/2014			July 15, 2015 Order	RX505-A		
CX0724	Deposition Transcript of Christopher Maire	1/9/2014			JX0002	RX506		(Hill, Tr. 261-67)
CX0725	Deposition Transcript of Jeff Martin	2/6/2014			JX0002	RX507	<i>In camera</i> , July 15, 2015 <i>In Camera</i> Order	
CX0725-A	PUBLIC Deposition Transcript of Jeff Martin	2/6/2014			July 15, 2015 Order	RX507-A		
CX0726	Deposition Transcript of Randall Jerry Maxey, designee of Southeast Urology Network (SUN)	1/17/2014			JX0002	RX516		
CX0727	Deposition Transcript of Jennifer Parr	2/11/2014			JX0002	RX511	<i>In camera</i> , July 15, 2015 <i>In Camera</i> Order	
CX0727-A	PUBLIC Deposition Transcript of Jennifer Parr	2/11/2014			July 15, 2015 Order	RX511-A		
CX0728	Deposition Transcript of Letonya Randolph, designee of Midtown Urology	2/4/2014			JX0002	RX513		
CX0729	Deposition Transcript of Peter Sandrev, designee of Cypress Communications	1/31/2014			JX0002	RX514		
CX0730	Deposition Transcript of Alison Simmons with attached Signature and Errata	2/5/2014			JX0002	RX508		(Hill, Tr. 278-83)
CX0731	Deposition Transcript of Allen Truett	2/27/2014			JX0002			(Hill, Tr. 151-52; Fisk, Tr. 1190-93)
CX0732	Deposition Transcript of Kevin Wilmer with attached Errata	2/25/2014			JX0002	RX512	<i>In camera</i> , May 6, 2014 Order	
CX0732-A	PUBLIC Deposition Transcript of Kevin Wilmer with attached Errata	2/25/2014			JX0002	RX512-A		
CX0733	Investigational Hearing Transcript of John Boyle, designee of LabMD, Inc. with attached Errata	2/5/2013	FTC-000001	FTC-000115	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0734	Investigational Hearing Transcript of Alison Simmons with attached Signature	5/2/2013	FTC-000424	FTC-000493	JX0002	RX509		(Hill, Tr. 154-56; 170-71)
CX0735	Investigational Hearing Transcript of Curt Kaloustian with attached Errata	5/3/2013	FTC-000513	FTC-000638	JX0002	RX510		
CX0736	Investigational Hearing Transcript of Michael Daugherty with attached Errata	2/6/2013	FTC-000377	FTC-000416	JX0002			
CX0737	Rebuttal Expert Report of Raquel Hill	4/11/2014			JX0002			(Hill, Tr. 87)
CX0738	Rebuttal Expert Report of Clay Shields	4/11/2014			JX0002			(Shields, Tr. 818)
CX0739	INTENTIONALLY NOT USED							
CX0740	Expert Report of Raquel Hill	3/18/2014			JX0002			(Hill, Tr. 84-87, 89-101, 121-25, 161-67, 195-98, 216-53, 276-78, 311-24)
CX0741	Expert Report of James Van Dyke	3/18/2014			JX0002			(Van Dyke, Tr. 582-658, 735-41)
CX0742	Expert Report of Rick Kam	3/18/2014			JX0002			(Kam, Tr. 397-427, 441-48, 455-66, 517-34, 557-68)
CX0743	Expert James Van Dyke - List of Documents Considered or Relied Upon	3/18/2014			JX0002			
CX0744	Expert Rick Kam - List of Documents Considered or Relied Upon	3/18/2014			JX0002			
CX0745	Civil Investigative Demand ("CID") to LabMD [LabMD (John Boyle) Investigational Hearing Ex. 1]	12/21/2012	FTC-000116	FTC-000127	JX0002			
CX0746	LabMD's Responses and Objections to CID	1/17/2013			JX0002			
CX0747	CID to Michael Daugherty [LabMD IH Ex. 23]	12/21/2012	FTC-000417	FTC-000423	JX0002			
CX0748	Michael Daugherty's Responses and Objections to CID	1/17/2013			JX0002			
CX0749	CID to Alison Simmons	3/13/2013	FTC-000494	FTC-000498	JX0002			
CX0750	CID to Curt Kaloustian	3/13/2013	FTC-000639	FTC-000643	JX0002			
CX0751	Certification of CID Resps. by Michael Daugherty individually and on behalf of LabMD	2/6/2013			JX0002			
CX0752 - CX0753	INTENTIONALLY NOT USED							
CX0754	LabMD's Suppl. Resp. to First Set of Interrogs.	3/17/2014			JX0002			
CX0755	LabMD's Resp. to First Set of Interrogs. and Reqs. for Prod.	11/27/2013			JX0002			
CX0756 - CX0759	INTENTIONALLY NOT USED							
CX0760	LabMD's First Resp. to Interrogs 1 and 2	1/27/2014			JX0002			
CX0761	INTENTIONALLY NOT USED							
CX0762	Complaint Counsel's Reqs. for Admission to LabMD	2/19/2014			JX0002			
CX0763	LabMD's Revised Response to Interrogs. 1 and 2	2/20/2014			JX0002			
CX0764	LabMD's Second Rev. Resp. to Interrogs. 1 and 2	2/26/2014			JX0002			
CX0765	LabMD's Resps. to Second Set of Discovery	3/3/2014			JX0002			
CX0766	LabMD's Resps. and Objections to Reqs. for Admission	3/3/2014			JX0002			
CX0767	INTENTIONALLY NOT USED							

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0768	LabMD's Suppl. Resp. to Second Set of Interrogs.	3/5/2014			JX0002			
CX0769	Verification of Revised Resps. to Interrogs. 2 and 19 by Michael Daugherty	3/21/2014			JX0002			
CX0770	FTC Consumer Alert: File-Sharing: A Fair Share? Maybe Not	7/29/2003	FTC-000685	FTC-000689	JX0002			
CX0771	Press Release: Council of Better Business Bureaus, National Cyber Security Alliance, Federal Trade Commission, Offer Businesses Tips For Keeping Their Computer Systems Secure	4/2/2004	FTC-000690	FTC-000692	JX0002			
CX0772	Press Release: FTC Testifies on Peer to Peer File Sharing and Online Pornography	5/6/2004	FTC-000693	FTC-000694	JX0002			
CX0773	Prepared Statement of FTC: Hearing on Online Pornography: Closing the Door on Pervasive Smut	5/6/2004	FTC-000695	FTC-000705	JX0002			
CX0774	Press Release: Peer-to-Peer File-Sharing Risks Can Be Better Disclosed	6/23/2004	FTC-000706	FTC-000707	JX0002			
CX0775	Prepared Statement of FTC: Hearing on P2P File-Sharing Technology	6/23/2004	FTC-000708	FTC-000717	JX0002			
CX0776	Press Release: FTC Issues Report on Peer-to-Peer File Sharing	6/23/2005	FTC-000718	FTC-000719	JX0002			
CX0777	FTC Staff Report: Peer-to-Peer File-Sharing Technology: Consumer Protection and Competition Issues: A Federal Trade Commission Staff Workshop Report	6/23/2005	FTC-000720	FTC-000806	JX0002			
CX0778	Revised FTC Consumer Alert: P2P File-Sharing: Evaluating the Risks	6/23/2005	FTC-000807	FTC-000811	JX0002			
CX0779	Revised FTC Consumer Alert: P2P File-Sharing: Evaluating the Risks	7/18/2005	FTC-000812	FTC-000817	JX0002			
CX0780	Revised FTC Spanish Consumer Alert: File-Sharing: Evaluating the Risks	8/18/2005	FTC-000818	FTC-000823	JX0002			
CX0781	FTC Distribution: Stop.Think.Click: 7 Practices for Safer Computing	9/16/2005	FTC-000824	FTC-000832	JX0002			
CX0782	FTC Spanish Distribution: Stop. Think. Click brochure	10/28/2005	FTC-000833	FTC-000843	JX0002			
CX0783	FTC Spanish Distribution: New version of Stop. Think. Click brochure	11/4/2005	FTC-000844	FTC-000852	JX0002			
CX0784	FTC Distribution: Revised P2P File Sharing: Evaluate the Risks	12/9/2006	FTC-000853	FTC-000857	JX0002			
CX0785	Revised FTC Spanish Consumer Alert: File-Sharing: Evaluating the Risks	2/27/2007	FTC-000858	FTC-000863	JX0002			
CX0786	Press Release: FTC Testifies on Potential Risks of Peer-to-Peer File Sharing	7/24/2007	FTC-000864	FTC-000865	JX0002			
CX0787	Prepared Statement of FTC on Peer-To-Peer File-Sharing Technology Issues	7/24/2007	FTC-000866	FTC-000877	JX0002			
CX0788	FTC Distribution: Revised P2P File Sharing: Evaluate the Risks	4/30/2008	FTC-000878	FTC-000886	JX0002			
CX0789	Revised FTC Spanish Consumer Alert: File-Sharing: Evaluating the Risks	4/30/2008	FTC-000887	FTC-000893	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0790	Complaint Counsel's First Set of Interrogs. to Respondent	10/24/2013			JX0002			
CX0791	Complaint Counsel's First Set of Reqs. for Production to Respondent	10/24/2013			JX0002			
CX0792 - CX0799	INTENTIONALLY NOT USED							
CX0800	Proffer Agreement to Erick Garcia	2/13/2014			JX0002			(CX0712 (Garcia, Dep. at 6, 29-30))
CX0801	INTENTIONALLY NOT USED							
CX0802	Products for Small Business - Trend Micro USA	2/8/2010	FTC-LABMD-000172	FTC-LABMD-000172	JX0002			
CX0803	Email R. Boback to J. Boyle Subject: FW: LabMD	5/13/2008	FTC-LABMD-000289	FTC-LABMD-000289	JX0002			
CX0804	Performance Appraisal - Karalyn Garrett	2008	FTC-LABMD-000659	FTC-LABMD-000662	JX0002	CX0237		
CX0805	Screenshot - Advanced Port Scanner - Radmin Remote Control Software		FTC-LABMD-002621	FTC-LABMD-002621	JX0002			
CX0806	Computer Inventory by Department with Redactions		FTC-LABMD-002707	FTC-LABMD-002707	JX0002			
CX0807	Email Subject: Daily IT rounds	9/10/2007	FTC-LABMD-003182	FTC-LABMD-003182	JX0002			
CX0808	Email Subject: Daily IT rounds	10/4/2007	FTC-LABMD-003194	FTC-LABMD-003194	JX0002			
CX0809	Email Subject: Daily IT rounds	10/5/2007	FTC-LABMD-003195	FTC-LABMD-003195	JX0002			
CX0810	Email Subject: Daily IT rounds	10/30/2007	FTC-LABMD-003203	FTC-LABMD-003203	JX0002			
CX0811	Email Subject: Daily IT rounds	10/31/2007	FTC-LABMD-003205	FTC-LABMD-003205	JX0002			
CX0812	Email Subject: Daily IT rounds	11/1/2007	FTC-LABMD-003206	FTC-LABMD-003206	JX0002			
CX0813	Rule 4 - Source Address and Destination Address		FTC-LABMD-003269	FTC-LABMD-003269	JX0002			
CX0814	Rule 6 - Source Address and Destination Address		FTC-LABMD-003270	FTC-LABMD-003270	JX0002			
CX0815	Microsoft Window XP (Version 5.2 2600) - Error Unrecognized Usage		FTC-LABMD-003280	FTC-LABMD-003281	JX0002			
CX0816	Microsoft Window XP (Version 5.2 2600) - Active Connections-LabMD Access		FTC-LABMD-003287	FTC-LABMD-003288	JX0002			
CX0817	Microsoft Window XP (Version 5.2 2600) - Active Connections-LabMD Access (2)		FTC-LABMD-003291	FTC-LABMD-003291	JX0002			
CX0818	mbam log (14-12-36)	7/15/2010	FTC-LABMD-003293	FTC-LABMD-003293	JX0002	RX269		
CX0819	Windows Systems32 cmd exe - With Redactions		FTC-LABMD-003298	FTC-LABMD-003298	JX0002			
CX0820	Microsoft Window XP (Version 5.2 2600) - Active Connections-LabMD Billing		FTC-LABMD-003301	FTC-LABMD-003301	JX0002			
CX0821	Screenshot - Proto Local Address and Foreign Address - With Redactions		FTC-LABMD-003305	FTC-LABMD-003305	JX0002			
CX0822	Windows Systems32 cmd exe - With Redactions (2)		FTC-LABMD-003308	FTC-LABMD-003308	JX0002			
CX0823	Windows Systems32 cmd exe - With Redactions (3)		FTC-LABMD-003312	FTC-LABMD-003312	JX0002			
CX0824	Windows Systems32 cmd exe - With Redactions (4)		FTC-LABMD-003315	FTC-LABMD-003315	JX0002			
CX0825	Microsoft Windows App Firewall Bypass		FTC-LABMD-003316	FTC-LABMD-003317	JX0002	RX271		
CX0826	Microsoft Window XP (Version 5.2 2600) - Active Connections-APCM		FTC-LABMD-003322	FTC-LABMD-003322	JX0002			

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0827	Microsoft Window XP (Version 5.2 2600) - Active Connections-CytoLH		FTC-LABMD-003324	FTC-LABMD-003324	JX0002			
CX0828	Microsoft Windows App Firewall Bypass - UponBar Class ID		FTC-LABMD-003326	FTC-LABMD-003327	JX0002			
CX0829	Microsoft Window XP (Version 5.2 2600) - Active Connections-LabMDIT02		FTC-LABMD-003339	FTC-LABMD-003340	JX0002			
CX0830	Microsoft Windows App Firewall Bypass - Windows Security Center AntiVirus Override		FTC-LABMD-003343	FTC-LABMD-003343	JX0002	RX272		
CX0831	Public IP Addresses Chart - REG Clnr, Malwarebytes, TrendMicro, Security Ck	7/2010	FTC-LABMD-003346	FTC-LABMD-003346	JX0002			
CX0832	mbam logs-Mapper	7/2010	FTC-LABMD-003428	FTC-LABMD-003438	JX0002	RX288 - RX298		
CX0833	mbam logs-Visnetic	7/2010	FTC-LABMD-003439	FTC-LABMD-003444	JX0002	RX299 - RX304		
CX0834	Pathology Records and Materials Retention		FTC-LABMD-003635	FTC-LABMD-003635	JX0002	RX316		
CX0835	Juniper Networks SSG 5 and SSG 20		FTC-LABMD-003649	FTC-LABMD-003656	JX0002	RX321		
CX0836	Trend Micro Daily Virus Report	4/1/2011	FTC-LABMD-003663	FTC-LABMD-003667	JX0002			
CX0837	Websense Triton - The First and Only Unified Content Security Solution		FTC-LABMD-003741	FTC-LABMD-003748	JX0002			
CX0838	U.S. Income Tax Returns for LabMD, 2006 - 2010	2006-2010	FTC-LABMD-004405	FTC-LABMD-004513	JX0002		In camera , July 15, 2015 In Camera Order	
CX0839	Performance Appraisal - Alison Simmons	4/2007	FTC-LABMD-004537	FTC-LABMD-004575	JX0002			
CX0840	LabMD v. Savera Amended Verified Complaint	4/13/2010			JX0002			
CX0841	LabMD v. Savera 4th Amended Verified Complaint	2/1/2011			JX0002			
CX0842	LabMD v. Savera 5th Amended Verified Complaint	10/21/2011			JX0002			
CX0843	LabMD v. Tiversa Complaint - Ga. State Court	10/19/2011			JX0002			
CX0844 - CX0854	INTENTIONALLY NOT USED							
CX0855	Server Checks and Inventory	2010	FTC-LABMD-004708	FTC-LABMD-004781	JX0002			
CX0856	Server Checks and Inventory with Redactions	2010	FTC-LABMD-005130	FTC-LABMD-005159	JX0002			
CX0857	Monthly Computer Inspection Report [Joan D.]	8/25/2010	FTC-LABMD-005414	FTC-LABMD-005417	JX0002			
CX0858	Monthly Computer Inspection Report [Billing Spare]	8/23/2009	FTC-LABMD-005524	FTC-LABMD-005527	JX0002			
CX0859	Monthly Computer Inspection Report [Palak]	8/24/2010	FTC-LABMD-005588	FTC-LABMD-005617	JX0002			
CX0860	Monthly Computer Inspection Report [Conference Rm Laptop]	8/23/2010	FTC-LABMD-005652	FTC-LABMD-005655	JX0002			
CX0861	Monthly Computer Inspection Report [Conference Rm Laptop]	9/23/2010	FTC-LABMD-006731	FTC-LABMD-006735	JX0002			
CX0862	INTENTIONALLY NOT USED							
CX0863	Monthly Computer Inspection Report [Elliot]	9/23/2010	FTC-LABMD-006998	FTC-LABMD-007000	JX0002			
CX0864	Monthly Computer Inspection Report [Brown]	9/24/2010	FTC-LABMD-007062	FTC-LABMD-007095	JX0002			
CX0865	Monthly Computer Inspection Report [LabMD Lab]	12/28/2010	FTC-LABMD-011121	FTC-LABMD-011133	JX0002			
CX0866	Monthly Computer Inspection Report [Hyer]	10/13/2010	FTC-LABMD-015246	FTC-LABMD-015249	JX0002			
CX0867	Monthly Computer Inspection Report [Joan D.]	11/2/2010	FTC-LABMD-015317	FTC-LABMD-015320	JX0002			
CX0868 - CX0871	INTENTIONALLY NOT USED							

Index of Exhibits Offered by Complaint Counsel

PUBLIC

EXHIBIT NUMBER	EXHIBIT TITLE	DATE	BEGINNING BATES	END BATES	ADMISSION CITATION	ALSO APPEARS AS	IN CAMERA CITATION	TESTIMONY CITATION
CX0872	Deposition Transcript of Christopher Gormley	3/31/2014			JX0002	RX517		
CX0873	Supplemental Declaration of Michael J. Daugherty in support of Plf.'s Resp. to Def.'s Motion to Amend Sched. Order--LabMD v. FTC (N.D. Ga.)	4/8/2014			JX0002			
CX0874	SANS Institute InfoSec Reading Room_Peer-to-Peer File-Sharing Networks Security	2002			JX0002			(Shields, Tr. 884-86)
CX0875	Security Implications of "Peer-To-Peer" Software	7/2002			JX0002			
CX0876	Security Ramifications of Using Peer to Peer (P2P) File Sharing Applications	2004			JX0002			
CX0877	Peer-to-Peer (P2P) File Sharing Applications and their Threat to the Corporate Environment	2003			JX0002			
CX0878	US-CERT - Risks of File-Sharing Technology	11/27/2005			JX0002			(Shields, Tr. 886-89)
CX0879	Secure Anchor - Security Best Practices	2006			JX0002			
CX0880 - CX0954	INTENTIONALLY NOT USED							
CX0955	Defendant's Verified Answer in Tiversa v. LabMD	5/5/2014			JX0002			
CX0956	LabMD's Supplemental Response to Interrogs. 23, 24 & 25	5/14/2014			JX0002			
Demonstrative Exhibits								
CXD01	Timeline of LabMD IT Employees							(Hill, Tr. 127-29, 153)
CXD02	LabMD Connection Layers Diagram							(Hill, Tr. 89-101)
CXD03	Doctors Office Connection Diagram							(Hill, Tr. 89-101)
CXD04	Projected Number of Victims Suffering "Other Harms" from Medical Identity Theft							(Kam, Tr. 427-31, 534-42)
CXD05	Reputational Harm to Consumers from LabMD P2P Disclosure							(Kam, Tr. 449-53)
CXD06	Explanation of Peer-to-Peer Network							(Shields, Tr. 821-56)
CXD07	Timeline of LabMD IT Employees (CXD01) with Annotations by Professor Hill							(Hill, Tr. 127-29, 153)
CXD957	LabMD v. FTC, N.D. Ga., Doc. 1-18, 2014.01.13 Email re Insurance							(Daugherty, Tr. 1043-46, 1096-99)

CERTIFICATE OF SERVICE

I hereby certify that on August 10, 2015, I caused the foregoing document to be filed electronically through the Office of the Secretary's FTC E-filing system, which will send notification of such filing to:

Donald S. Clark
Secretary
Federal Trade Commission
600 Pennsylvania Avenue, NW, Room H-113
Washington, DC 20580

I also certify that I caused to be delivered by hand an electronic copy of the foregoing document to:

The Honorable D. Michael Chappell
Chief Administrative Law Judge
Federal Trade Commission
600 Pennsylvania Avenue, NW, Room H-110
Washington, DC 20580

I further certify that I caused a copy of the foregoing document to be served *via* secure file transfer to:

Daniel Epstein
Patrick Massari
Prashant K. Khetan
Erica Marshall
Cause of Action
1919 Pennsylvania Avenue, NW, Suite 650
Washington, DC 20006
daniel.epstein@causeofaction.org
patrick.massari@causeofaction.org
prashant.khetan@causeofaction.org
erica.marshall@causeofaction.org

Reed Rubinstein
William A. Sherman, II
Sunni Harris
Dinsmore & Shohl, LLP
801 Pennsylvania Avenue, NW, Suite 610
Washington, DC 20004
reed.rubinstein@dinsmore.com
william.sherman@dinsmore.com
sunni.harris@dinsmore.com
Counsel for Respondent LabMD, Inc.

CERTIFICATE FOR ELECTRONIC FILING

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 I possess a paper original of the signed document that is available for review by the parties and the adjudicator.

August 10, 2015

By: _____



Jarad Brown
Federal Trade Commission
Bureau of Consumer Protection