

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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IN RE :
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 :
VISA CHECK/MASTERMONEY ANTITRUST :
LITIGATION :
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This Document Relates To :
All Actions: :
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**MASTER FILE NO.
CV-96-5238
(Gleeson, J.) (Mann, M.J.)**

DECLARATION OF LLOYD CONSTANTINE, ESQ.

I, Lloyd Constantine, hereby declare under penalty of perjury, pursuant to 28 U.S.C. § 1746, that the following is true and correct:

1. I am the managing partner of the law firm Constantine & Partners (“C&P”). I and my firm are lead counsel in the above-captioned action. I submit this declaration in support of the application for attorneys’ fees, expenses and costs in connection with this case.

INTRODUCTION

2. This declaration describes the effort and work product that was required to bring this case to trial, at which time defendants settled on terms that will revolutionize the payments industry and provide billions of dollars in direct monetary relief and injunctive benefits of historic proportions. This declaration also describes the risk taken to litigate this case against Visa and MasterCard, and their co-conspirator dual member/owner banks, who were ably and zealously defended by several of the largest and most distinguished law firms in the United States.¹

¹ Visa and MasterCard were represented in this case by Heller Ehrman White & McAuliffe (Visa), Arnold & Porter (Visa), Clifford Chance (MasterCard), Simpson Thacher & Bartlett (MasterCard), and Sidley Austin Brown & Wood (Visa and MasterCard). Defendants’ dual member/owner banks were represented by Shearman & Sterling,

D. Deposition Discovery

48. The plaintiffs moved before the Magistrate Judge to limit the number and length of depositions. The Magistrate Judge denied plaintiffs' application. With no limits, the parties took almost 400 depositions for more than 500 days. These depositions principally took place over the course of 15 months.

49. Given the unheard of number of depositions permitted (at least to this litigator of 31 years tenure), C&P, a firm of only 17 attorneys, staffed most depositions with a single attorney, in contrast to the multiple attorney staffing generally employed by the defendants. In this regard, plaintiffs staffed 75% of the depositions with a single attorney. Six C&P partners -- Stacey Mahoney, Mitch Shapiro, Gordon Schnell, Matt Cantor, Jeff Shinder, and myself -- took or defended 69% of the depositions in this case.

E. Substantive Briefing & Expert Reports

i. Class Certification

50. Plaintiffs moved for class certification on April 15, 1999, supported by the declaration of their class economic expert, Dennis W. Carlton, Ph.D.

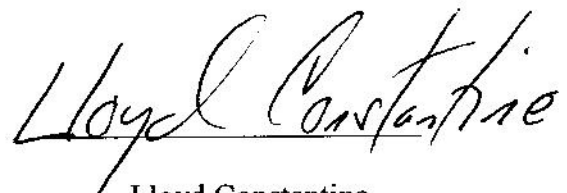
51. On June 17, 1999, defendants filed their opposition to class certification, supported by 150 exhibits, and simultaneously filed a *Daubert* motion to strike the report of Dr. Carlton.

52. In support of the *Daubert* motion and opposition brief, defendants jointly submitted a 91-page declaration of their class economic expert, Richard L. Schmalensee, Ph.D.

and trade associations. Coordinating this group was a very difficult and time-intensive task. All of the named class representatives understood that individual issues and concerns had to ultimately give way to the predominant and common interests of a class of five million merchants, and this occurred. It was, however, very difficult.

185. This case, which is far from over, was and continues to be a wonderful assignment. In many ways it is the case of a lifetime. Daily, there are new challenges presented by this litigation. Various notices to lead counsel mandated by the Settlements have begun to occur, such as a notice of currently anticipated future products falling into the category of "POS Debit Devices" and notices disclosing the design of defendants' POS debit devices which now must be distinctly and conspicuously branded on all of defendants' more than two hundred million debit cards by December 31, 2006. These notices require extensive follow-up work. Motion practice has already occurred concerning the interim debit interchange price reductions and the "most favored nations" clauses in the Settlement Agreements. The primary injunctive relief that begins to be phased in next January will require active monitoring, vigilance, and follow-up work by lead counsel. We will continue to do what we have done throughout this case -- represent our clients zealously and to the limits of our professional abilities.

Dated: New York, New York.
August 17, 2003



Lloyd Constantine

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Africk, David	Def-MC	SVP, Business Systems Management	5/14/1999	JIS	DH
Angiella, Mary Beth	Def-MC	Director of Brand Standards, Franchise Management	2/25/1999	JIS	
Barry, MaryAdelle	Def-MC	Former Manager, Marketing & Promotions	10/15/1999	SAM	
Brangaccio, David	Def-MC	Former SVP, Franchise Management	2/24/2000	MCS	JMS
Camarillo, Ann	Def-MC	SVP, Member Relations	9/29/1999	MCS	
Carter, W. Scott	Def-MC	VP, Retail Markets	8/31/1999	JIS	DL
Carter, W. Scott	Def-MC	VP, Retail Markets	9/1/1999	JIS	DL
Cheskis, Andrew	Def-MC	SVP, Franchise Management Dept.	3/1/2000	MCS	ELS/JMS
Cheskis, Andrew	Def-MC	SVP, Franchise Management Dept.	3/2/2000	MCS	JMS
Cheskis, Andrew 30(b)(6) Anti-Discrimination & Honor All Cards	Def-MC	SVP, Franchise Management Dept.	11/25/1998	JIS	ANR
Cheskis, Andrew 30(b)(6) Anti-Discrimination, Honor All Cards & Member Rel.	Def-MC	SVP, Franchise Management Dept.	11/24/1998	JIS	ANR
Conforti, Cathleen	Def-MC	VP, US Deposit Access	6/24/1999	MCS	
Conforti, Cathleen	Def-MC	VP, US Deposit Access	8/5/1999	MCS	
Crane (Hartung), Janet	Def-MC	Former SVP, Product Delivery	9/30/1999	RTM	
Destrosier, James N.	Def-MC	VP, Marketing & Product Management	11/5/1999	JIS	
Dimsey, Peter S. P.	Def-MC	Former President, US Region	1/10/2000	MCS	JIS
Dimsey, Peter S. P.	Def-MC	Former President, US Region	1/11/2000	MCS	JIS
Doyle, Dohorah	Def-MC	VP, Brand Standards, Franchise Management	4/30/1999	JIS	
Flanagan, Larry	Def-MC	VP, Advertising	10/15/1999	RTM	
Flood, Gary	Def-MC	SVP, Member Relations Department	12/9/1999	JIS	
Flood, Gary 30(b)(6) Member Relations & Organization	Def-MC	SVP, Member Relations Department	1/14/1999	JIS	
Gore, Fred	Def-MC	SVP, Acceptance	12/21/1999	JIS	AP
Gore, Fred	Def-MC	SVP, Acceptance	12/22/1999	JIS	AP
Gore, Fred 30(b)(6) Organization	Def-MC	SVP, Acceptance	1/12/1999	JIS	
Grosso, Gary	Def-MC	VP, Marketing/Healthcare	11/2/1999	MLC	
Halpern, Merrill	Def-MC	Product Manager of Maestro and Cirrus PIN Based Products, USDA	9/2/1999	MLC	JIS
Hannan, Michael	Def-MC	VP, Member Relations	7/29/1999	RTM	
Hart, "Pete" Alex	Def-MC	Former President/CEO of MasterCard International	8/4/1999	LC	JIS

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Hart, "Pete" Alex	Def-MC	Former President/CEO of MasterCard International	8/5/1999	LC	JIS
Hennessey, Joan	Def-MC	VP, Commercial Sector Accounts	10/14/1999	JIS	DL
Heuer, Alan	Def-MC	EVP & President, US Region	3/9/2000	JIS	AS
Heuer, Alan	Def-MC	EVP & President, US Region	3/10/2000	JIS	AS
Hogan, Edward	Def-MC	Advisor to CEO	11/17/1999	LC	JIS
Jamieson, Paul	Def-MC	VP, Franchise Management, Brand Standards	11/9/1999	MCS	
Jamieson, Paul	Def-MC	VP, Franchise Management, Brand Standards	11/10/1999	MCS	
Jonas, Steve	Def-MC	VP, Interchange	3/19/1999	JIS	
Katen, Irene	Def-MC	Former SVP, US Deposit Access	1/25/2000	JIS	RTM
Katen, Irene	Def-MC	Former SVP, US Deposit Access	1/26/2000	JIS	RTM
Keenan, Dave	Def-MC	SVP, Member Relations, Mid-Western and Southern Division	9/16/1999	MLC	
Kranzley, Art	Def-MC	Former SVP, US Deposit Access	2/22/2000	JIS	
Kranzley, Art	Def-MC	Former SVP, US Deposit Access	2/23/2000	JIS	
Linquito, Arlene	Def-MC	VP, Global Marketing	6/9/1999	JIS	
Lisker, Joel	Def-MC	SVP, Security & Risk Management	2/8/2000	JIS	
Lockhart, H. Eugene	Def-MC	Former President/CEO, MasterCard International	3/14/2000	LC	
Lynch, Nancie	Def-MC	Former VP, Retail and Maestro Acceptance	8/12/1999	JIS	DL
Matthews, Christopher	Def-MC	VP, Merchant Promotions	5/27/1999	JIS	ELS
McCorkell, Linda	Def-MC	Director of Customer Service, Franchise Management	1/27/1999	JIS	
Mundt, G. Henry 30(b)(6) Organization	Def-MC	President & CEO, Cirrus	12/17/1998	JIS	
Mundt, III G. Henry	Def-MC	President & CEO, Cirrus	11/1/1999	LC	JIS
Mundt, III G. Henry	Def-MC	President & CEO, Cirrus	11/2/1999	LC	JIS
Orrell, Brantley	Def-MC	SVP, Global Brand Development	8/16/1999	JIS	DL
Prigoda, Suzanne	Def-MC	Former VP, Advertising for U.S. Deposit Access Group	9/9/1999	MLC	
Rieck, Christopher	Def-MC	Manager, Communications	5/11/1999	JIS	AP
Risafi, Nicole	Def-MC	VP, Marketing/New Markets	10/22/1999	RTM	
Scarry-Duggan, Sheila	Def-MC	Former SVP, US Deposit Access	2/1/2000	JIS	AS
Selander, Robert	Def-MC	President & CEO, MasterCard International	3/6/2000	LC	MS
Selander, Robert	Def-MC	President & CEO, MasterCard International	3/7/2000	LC	MS
Shine, Margaret	Def-MC	VP, Member Relations	12/1/1999	MLC	
Smith, John O.	Def-MC	EVP, Global Deposit Access	2/16/2000	RTM	
Smith, John O.	Def-MC	EVP, Global Deposit Access	2/17/2000	RTM	
Spatola, Charlie	Def-MC	VP, Budgets & Planning	3/29/1999	MCS	

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Spies, George	Def-MC	SVP, Debit Payment Systems	1/29/1999	JIS	
Stefaneli, Carl	Def-MC	Former VP, Acceptance	3/24/1999	JIS	ELS
Sullivan, Elizabeth	Def-MC	Director, US Region Planning & Administration	10/19/1999	RTM	
Tsairis-Poole, Nikki	Def-MC	SVP, US Region Business and Technology Integration	3/9/2000	GWS	
Tsairis-Poole, Nikki	Def-MC	SVP, US Region Business and Technology Integration	3/10/2000	GWS	
Tsairis-Poole, Nikki 30(b)(6)	Def-MC	SVP, US Region Business and Technology Integration	1/5/1999	JIS	
Tsairis-Poole, Nikki 30(b)(6) Member Relations & Organization	Def-MC	SVP, US Region Business and Technology Integration	11/13/1998	JIS	ANR
Ufton, Nicholas	Def-MC	SVP, Marketing	5/28/1999	JIS	
Ufton, Nicholas	Def-MC	SVP, Marketing	8/19/1999	JIS	
Van Fleet, Steve	Def-MC	Former SVP, US Deposit Access	11/23/1999	JIS	MLC
Van Fleet, Steve	Def-MC	Former SVP, US Deposit Access	11/24/1999	JIS	MLC
Van Fleet, Steve 30(b)(6) Organization	Def-MC	Former SVP, US Deposit Access	1/8/1999	JIS	
Van Fleet, Steve 30(b)(6) Organization	Def-MC	Former SVP, US Deposit Access	1/14/1999	JIS	
Wandziak, Laurie	Def-MC	Former Director, T & E Merchants	10/6/1999	JIS	
Wilk, Joy	Def-MC	Director, Card Design Management, Franchise Management	3/2/1999	JIS	
Winterer, Mary Jo	Def-MC	VP, US Deposit Access	10/28/1999	JIS	AP
Winterer, Mary Jo	Def-MC	VP, US Deposit Access	10/29/1999	JIS	AP
Wright, Thomas	Def-MC	SVP, Member Relations, Western Division	9/23/1999	MLC	
Wu-Casey, Elena	Def-MC	Former Director of Marketing, US Deposit Access	8/24/1999	JIS	
Ailworth (Toth), Laurie	Def-Visa	SVP, Strategic Initiatives Department	10/26/1999	JFK	
Ailworth (Toth), Laurie	Def-Visa	SVP, Strategic Initiatives Department	3/13/2000	JFK	
Allen, Paul 30(b)(6) Interchange & Organization	Def-Visa	EVP, General Counsel	12/3/1998	GS	JFK
Arajs, Sandi	Def-Visa	Director, Member Rules	5/12/1999	MCS	
Arajs, Sandi	Def-Visa	Director, Member Rules	12/8/1999	MCS	JMS
Baker, Robert	Def-Visa	Former Employee, Deposit & Cash Products Department	2/9/2000	JFK	
Baker, Robert	Def-Visa	Former Employee, Deposit & Cash Products Department	2/11/2000	JFK	
Baum, Elaine	Def-Visa	VP, Rules	3/10/2000	MCS	JMS
Baum, Elaine	Def-Visa	VP, Rules	3/13/2000	MCS	JMS

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Beindorff, Michael	Def-Visa	Former Employee, Marketing & Product Management Dept.	3/8/2000	JFK	
Beindorff, Michael	Def-Visa	Former Employee, Marketing & Product Management Dept.	3/9/2000	JFK	
Best, Wayne	Def-Visa	VP, Business Research & Reporting	5/19/1999	GS	
Bondar, Harvey	Def-Visa	EVP, Strategic Marketing Department	10/26/1999	GS	
Bondar, Harvey	Def-Visa		3/6/2000	GWS	
Brooks, David	Def-Visa	SVP, Market Development & Support Department	2/17/2000	GS	
Brooks, David	Def-Visa	SVP, Market Development & Support Department	2/18/2000	GS	
Carlson, Glenn	Def-Visa	Director, Deposit & Cash Products Department	11/15/1999	GS	
Carlson, Glenn	Def-Visa	Director, Deposit & Cash Products Department	11/16/1999	GS	
Carlson, Glenn	Def-Visa	Director, Deposit & Cash Products Department	11/17/1999	GS	
Chesler, Randall	Def-Visa	Former SVP, Member of Relations Department	1/13/2000	GS	
Chesler, Randall	Def-Visa	Former SVP, Member of Relations Department	1/14/2000	GS	
Cosby, Carol	Def-Visa	Former SVP, Member Relations	8/24/1999	JFK	
Cosby, Carol	Def-Visa	Former SVP, Member Relations	8/25/1999	JFK	
Coscia, Albert	Def-Visa	VP, Corporate Relations	3/3/1999	GS	
Dahir, Victor 30(b)(6) Interchange & Organization	Def-Visa	EVP, CFO	12/4/1998	GS	JFK
Dahir, Victor 30(b)(6) Interchange & Organization	Def-Visa	EVP, CFO	12/18/1998	GS	
Dahir, Victor 30(b)(6) Interchange & Organization	Def-Visa	EVP, CFO	1/12/1999	JFK	
Docherty, Des	Def-Visa	Market Development & Acceptance Department	12/9/1999	GS	
Dutto, Carol	Def-Visa	Market Development Director, Smart Cards	8/10/1999	GS	
Forman, Susan	Def-Visa	VP, Corporate Relations Department, Visa USA	9/14/1999	GS	
Gage, Linda	Def-Visa	Manager, Member-Merchant Support	4/27/1999	JFK	
Gage, Linda	Def-Visa	Manager, Member-Merchant Support	4/28/1999	JFK	
Gage, Linda	Def-Visa	Manager, Member-Merchant Support	4/29/1999	JFK	

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Galdes, Sam	Def-Visa	SVP, Customer Service & Systems Development	7/30/1999	JFK	
Gustafson, Pete	Def-Visa	EVP, Emerging Technologies Department	1/10/2000	LC	JFK
Gustafson, Pete	Def-Visa	EVP, Emerging Technologies Department	1/11/2000	LC	JFK
Hambry, Doug	Def-Visa	VP, Market Development & Acceptance	3/11/1999	GS	
Haskins, Scott	Def-Visa	Director, Market Development & Acceptance	3/12/1999	GS	
Havenor, Linda	Def-Visa	VP, Member & Merchant Sales & Support Group	7/7/1999	LC	JFK
Havenor, Linda	Def-Visa	VP, Member & Merchant Sales & Support Group	7/8/1999	LC	JFK
Kann, Jeff	Def-Visa	EVP, Consumer Products	6/3/1999	GS	
Kempker, Susan	Def-Visa	Membership Support Department	12/7/1999	MCS	JMS
Khachadourian, Armen	Def-Visa	SVP, Market Development & Acceptance	8/11/1999	GS	
Kilty, Paul	Def-Visa	Global Debit Product Manager, Visa International	7/8/1999	GS	
Knox, Diane	Def-Visa	Deposit and Cash Products	10/19/1999	JFK	
Korpady, Peter	Def-Visa	VP, Business Development for Visa Debit Processing Service	5/18/1999	GS	
Mallet, Pamela	Def-Visa	Risk Management Department	5/13/1999	JFK	
Mallet, Pamela	Def-Visa	Risk Management Department	5/27/1999	JFK	
Mann, Les	Def-Visa	SVP, Merchant Sales & Integrated Solutions	10/13/1999	GWS	
McElhinney, Bruce	Def-Visa	SVP, Member Relations	6/11/1999	GS	
McEwen, Anthony	Def-Visa	EVP, Deposit & Cash Products Department	3/27/2000	JFK	
McEwen, Anthony	Def-Visa	EVP, Deposit & Cash Products Department	3/28/2000	JFK	
Miller, Robert	Def-Visa	Former EVP, Member Support	3/15/2000	MCS	JMS
Miller, Robert 30(b)(6) Anti-Discrimination & Honor All Cards	Def-Visa	Former EVP, Member Support	12/17/1998	GS	
Mizuno, Ellen	Def-Visa	Product Manager, Interlink	7/7/1999	GS	
Moore, Bill	Def-Visa	Former SVP, Member Relations	2/10/2000	JFK	
Nordemann, David	Def-Visa	EVP, Former Employee, Risk Management Department	11/18/1999	GS	JFK
Pascarella, Carl	Def-Visa	President & CEO	2/25/2000	LC	JFK
Pender, Frank	Def-Visa	VP, Marketing Consulting Department	6/30/1999	JFK	
Perry, Linda	Def-Visa	SVP, Market Development & Acceptance	6/2/1999	GS	

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Phillips, Samantha Gingrass	Def-Visa	Former Employee, Product Department	6/29/1999	JFK	
Pifke, Robert	Def-Visa	VP, Deposit & Cash Products Marketing Department	12/16/1999	JFK	
Pinkerd, Stacey	Def-Visa	Deposit & Cash Products Department	12/2/1999	LC	JFK
Pinkerd, Stacey	Def-Visa	Deposit & Cash Products Department	12/3/1999	LC	JFK
Pruitt, Janet	Def-Visa	Electronic Commerce	6/9/1999	JFK	
Reed, Ron	Def-Visa	Former VP, Deposit & Cash Products Department	2/17/2000	JFK	
Reed, Ron	Def-Visa	Former VP, Deposit & Cash Products Department	2/18/2000	JFK	
Richey, Dave	Def-Visa	VP, Card Operations Management	6/4/1999	GS	
Robins, Robert	Def-Visa	Market Development & Acceptance Department	1/19/2000	MCS	JPC
Robins, Robert	Def-Visa	Market Development & Acceptance Department	1/20/2000	MCS	
Rosales, Mark	Def-Visa	Visa Check Card Product Manager	5/19/1999	LC	JFK
Rosales, Mark	Def-Visa	Visa Check Card Product Manager	5/20/1999	LC	JFK
Saeger, Rebecca	Def-Visa	EVP, Brand Management	11/17/1999	GS	
Saxon, Laura	Def-Visa	Former Product Director, Visa International Debit Products	10/14/1999	GWS	
Schall, Francine	Def-Visa	EVP, Member Relations	10/27/1999	GS	
Schall, Francine 30(b)(6) Member Relations	Def-Visa	EVP, Member Relations	12/18/1998	GS	
Schall, Francine 30(b)(6) Member Relations	Def-Visa	EVP, Member Relations	1/8/1999	JFK	
Schmidt, Ron	Def-Visa	EVP, Member Statistics	3/14/2000	JFK	
Schmidt, Ron	Def-Visa	EVP, Member Statistics	3/15/2000	JFK	
Schmidt, Ron 30(b)(6) Interchange	Def-Visa	EVP, Membership & Statistics	12/16/1998	GS	
Schultz, Kevin	Def-Visa	VP, Debit Processing Service	8/12/1999	GS	
Shaughnessy, John	Def-Visa	VP, Acquirer Risk	4/14/1999	JFK	
Sheedy, William	Def-Visa	VP, Bankcard Research and Interchange Strategy	10/21/1999	LC	JFK
Sheedy, William	Def-Visa	VP, Bankcard Research and Interchange Strategy	10/22/1999	LC	JFK
Shuman, Maureen	Def-Visa	VP, Member Relations Department	10/28/1999	GS	
Silver, Elizabeth	Def-Visa	SVP, Advertising	3/2/1999	GS	
Soderstrom, Janet	Def-Visa	EVP, International Marketing for Visa International	7/9/1999	GS	
Somerville, Una	Def-Visa	Visa International, Inc.	12/7/1999	JFK	
Somerville, Una	Def-Visa	Visa International, Inc.	12/8/1999	GS	

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Souza, Mike	Def-Visa	Deposit & Cash Products Department	3/7/2000	JFK	
Souza, Mike	Def-Visa	Deposit & Cash Products Department	3/8/2000	JFK	
Spaeth, Paul	Def-Visa		3/6/2000	JFK	
Stewart, William	Def-Visa	EVP, Operations & Finance	11/23/1999	MCS	EBC/JFK
Stewart, William	Def-Visa	EVP, Operations & Finance	11/22/1999	MCS	EBC
Summers, Tim	Def-Visa	Deposit & Cash Products Department	11/15/1999	JFK	
Tallman, Wes	Def-Visa	Former EVP, Product Management and Development Department	11/11/1999	LC	JFK
Tallman, Wes	Def-Visa	Former EVP, Product Management and Development Department	12/1/1999	LC	JFK
Tjijtadjaja, Christine	Def-Visa	Deposit and Cash Products	9/16/1999	GS	
Tjijtadjaja, Christine	Def-Visa	Deposit and Cash Products	9/17/1999	GS	
Towne, Robert	Def-Visa	VP, Government Relations (Formerly Interchange)	5/20/1999	GS	
Wilsey, Gary	Def-Visa	Membership Support Department	12/9/1999	MCS	JMS
Young, Louise	Def-Visa	VP, Rules Compliance	2/15/2000	JFK	
Ashenfelter, Orley	Expert for Defendants		5/4/2000	GWS	
Benston, George	Expert for Defendants		5/1/2000	LC	
Benston, George	Expert for Defendants		5/12/2000	LC	
Benston, George	Expert for Defendants		10/21/2002	LC	JIS/BB/GWS
Danforth, John	Expert for Defendants		5/4/2000	JIS	
Danforth, John	Expert for Defendants		5/5/2000	JIS	
Detweiler, Gerri	Expert for Defendants		5/23/2000	MCS	
Detweiler, Gerri	Expert for Defendants		5/24/2000	MCS	
Foster, Patrick	Expert for Defendants		5/1/2000	JIS	
Fry, Derek	Expert for Defendants		5/17/2000	JIS	
Hauser, John	Expert for Defendants		5/10/2000	MCS	
Hauser, John	Expert for Defendants		5/11/2000	MCS	
Keller, Kevin	Expert for Defendants		5/8/2000	MLC	JIS
Keller, Kevin	Expert for Defendants		5/9/2000	MLC	JIS
Klein, Benjamin	Expert for Defendants		5/15/2000	LC	JPC
Klein, Benjamin	Expert for Defendants		5/16/2000	LC	JPC
Klein, Benjamin	Expert for Defendants		10/29/2002	LC	GWS
Mandell, Lewis	Expert for Defendants		5/11/2000	MLC	
Mandell, Lewis	Expert for Defendants		5/12/2000	MLC	
Myers, Stewart	Expert for Defendants		5/17/2000	GWS	
Peppet, Russel	Expert for Defendants		5/15/2000	MLC	
Peppet, Russel	Expert for Defendants		5/16/2000	MLC	
Schmalensee, Richard	Expert for Defendants		7/21/1999	LC	GWS
Schmalensee, Richard	Expert for Defendants		7/20/1999	LC	GWS
Schmalensee, Richard	Expert for Defendants		7/22/1999	LC	GWS

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Stangle, Bruce	Expert for Defendants		5/22/2000	JIS	GWS
Stangle, Bruce	Expert for Defendants		5/23/2000	JIS	GWS
Stewart, David	Expert for Defendants		5/3/2000	MCS	
Stewart, David	Expert for Defendants		5/4/2000	MCS	
Brown, James	Expert for Plaintiffs		5/25/2000	JIS	
Brown, James	Expert for Plaintiffs		5/26/2000	JIS	
Brown, James	Expert for Plaintiffs		10/29/2002	JIS	ANR
Johnson, Philip	Expert for Plaintiffs		5/15/2000	MCS	
Johnson, Philip	Expert for Plaintiffs		5/16/2000	MCS	
Morrison, Kenneth	Expert for Plaintiffs		5/12/2000	JIS	
Morrison, Kenneth	Expert for Plaintiffs		5/13/2000	JIS	
Morrison, Kenneth	Expert for Plaintiffs		10/29/2002	JIS	
Steckel, Joel	Expert for Plaintiffs		5/18/2000	MLC	JIS
Steckel, Joel	Expert for Plaintiffs		5/19/2000	MLC	JIS
Carlton, Dennis	Expert for Plaintiffs	President, Lexecon, Inc.	5/25/1999	LC	GWS
Carlton, Dennis	Expert for Plaintiffs	President, Lexecon, Inc.	6/1/1999	LC	GWS
Fisher, Frank	Expert for Plaintiffs		5/11/2000	GWS	
Fisher, Frank	Expert for Plaintiffs		5/12/2000	GWS	
Fisher, Frank	Expert for Plaintiffs		5/15/2000	GWS	
Fisher, Frank	Expert for Plaintiffs		5/16/2000	GWS	
Fisher, Frank	Expert for Plaintiffs		10/31/2002	LC	
Groomes, Dan	Non-Party-Alliance Data Systems		2/4/2000	JIS	
Maxwell, Steve	Non-Party-Alliance Data Systems		3/15/2000	ANR	
Kelly, Alfred F.	Non-Party-American Express Company		2/29/2000	MCS	MS
Rothschild, Adam	Non-Party-AMEX		3/8/2000	LC	
Sobott, Susan	Non-Party-AMEX		3/10/2000	GS	EBC

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Cornelius, Richard	Non-Party-Andersen Consulting		3/1/2000	GS	JPC
Friedman, Joel	Non-Party-Andersen Consulting		3/3/2000	GS	JFK/ JPC
Ragas, Don	Non-Party-Andersen Consulting		3/2/2000	GS	JPC
Alek, Brenda	Non-Party-Automated Financial Systems		3/13/2000	MF	
McFeeley, Patricia	Non-Party-Automated Financial Systems		3/13/2000	MF	
Raymond, Bill	Non-Party-Bank of America		3/10/2000	MLC	RTM
Yee, Kathy	Non-Party-Bank of America		3/1/2000	MLC	
Huber, Marsha	Non-Party-Bank One	Director, Check Card Services	1/6/2000	MLC	
Tyner, Marshall E., Jr.	Non-Party-Branch Banking & Trust Company	Payment Systems Strategist	10/13/1999	MLC	BLC
Tyner, Marshall E., Jr.	Non-Party-Branch Banking & Trust Company	Payment Systems Strategist	10/14/1999	MLC	BLC

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Bernstein, Carol	Non-Party-Carol Bernstein Associates		1/5/2000	ANR	
Cole, Stephen	Non-Party-Cash Station, Inc.	President	12/2/1999	JIS	
Cole, Stephen	Non-Party-Cash Station, Inc.	President	12/3/1999	JIS	
Bracco, Ron	Non-Party-Chase Manhattan Bank		1/14/2000	LC	MLC
Sladowski, Tom	Non-Party-Chase Manhattan Bank		1/28/2000	MLC	
Mehochko, Diana	Non-Party-Chase Merchant Services	EVP, Travel & Entertainment	2/29/2000	DH	
Clark, Daniel	Non-Party-Citibank		3/15/2000	MLC	
Bush, Nora	Non-Party-Continental Airlines, Inc.		1/21/2000	MLC	

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Hayes, Anthony	Non-Party-Dove Associates		2/24/2000	GWS	
Dunn, Peter	Non-Party-Edgar Dunn & Company		3/15/2000	GWS	DH
King, Doug	Non-Party-Electronic Paycheck LLC (ePacific)	President	2/18/2000	DH	
Garman, Richard	Non-Party-Electronic Payment Service, Inc. (EPS/MAC)		1/19/2000	GWS	
Garman, Richard	Non-Party-Electronic Payment Service, Inc. (EPS/MAC)		1/20/2000	GWS	
Valvardi, Philip	Non-Party-Electronic Payment Service, Inc. (EPS/MAC)	President	1/27/1999	MCS	
Valvardi, Philip	Non-Party-Electronic Payment Service, Inc. (EPS/MAC)	President	1/28/1999	MCS	
Boerstler, Barry	Non-Party-Fifth Third Bank; Midwest Payment Systems, Inc.; Fifth Third Bancorp		2/2/2000	DH	
Boerstler, Barry	Non-Party-Fifth Third Bank; Midwest Payment Systems, Inc.; Fifth Third Bancorp		2/3/2000	DH	
Bello, Donna	Non-Party-First Data Merchant Services	Asst VP, Association Compliance	2/28/2000	DH	
Fischer, Lorraine	Non-Party-First Union		1/25/2000	MLC	
Mullins, Nancy	Non-Party-Fleet		3/15/2000	BLC	

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Bennion, Thomas	Non-Party-Honor Technologies	President, CEO	2/24/1999	MCS	
Bennion, Thomas	Non-Party-Honor Technologies	President, CEO	2/25/1999	MCS	
Benzmiller, Marlene	Non-Party-Huntington National Bank	Department Manager, Merchant Services	11/9/1999	DH	
Boggs, Alan	Non-Party-Huntington National Bank	VP, Consumer Deposit Products	8/4/1999	MCS	DH
Boggs, Alan	Non-Party-Huntington National Bank	VP, Consumer Deposit Products	1/7/2000	MCS	DH
Jeffers, George	Non-Party-Huntington National Bank	VP, Business Banking	11/8/1999	DH	
Mehan, John	Non-Party-Huntington National Bank	Security Manager	11/8/1999	DH	
Millar, Patricia	Non-Party-Huntington National Bank	Director of Marketing	11/9/1999	DH	

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Dooley, Dale	Non-Party-ITS, Inc./ Shazam	President, CEO	9/22/1999	LC	MS
Dooley, Dale	Non-Party-ITS, Inc./ Shazam	President, CEO	9/23/1999	LC	MS
Sieb, Donald	Non-Party-IVI Checkmate Electronics Corp.		3/7/2000	BLC	
Wayco, Norma J.	Non-Party-Lynk Systems, Inc.		3/13/2000	DH	
Kirsch, Samuel	Non-Party-Mellon Bank		2/29/2000	BLC	
Kelly, Nancy	Non-Party-Merrill Lynch		4/11/2000	GWS	
Lee, Christine	Non-Party-National Processing Company		3/2/2000	DH	
Topper, Sarah	Non-Party-National City Bank		2/16/2000	DH	
Schonder, Donald	Non-Party-NationsBank		2/11/2000	MLC	
Nagy, Bert	Non-Party-NCR Corp.	PIN Product Manager	2/8/2000	GWS	

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Kadletz, Edward	Non-Party-Norwest Corporation		1/7/2000	JIS	
O'Hare, Brian	Non-Party-Norwest Corporation		2/9/2000	LC	
Caruana, Mike	Non-Party-NYCE Corporation		3/13/2000	GWS	
Lynch, Dennis	Non-Party-NYCE Corporation	President, CEO	9/29/1999	LC	
Lynch, Dennis	Non-Party-NYCE Corporation	President, CEO	9/30/1999	LC	MS
Blotter, Dale	Non-Party-Paypoint Electronic Payment Systems, Inc.		2/14/2000	BLC	
Glickman, Gary	Non-Party-Phoenix Planning and Evaluation		2/25/2000	BLC	JER

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Steinberg, Elizabeth	Non-Party-Pioneer Trust Bank		1/20/2000	RTM	
Porter, Kenneth	Non-Party-Porter Consulting Services		2/9/2000	DH	
Paur, Stan	Non-Party-Pulse EFT Association	President, CEO	4/27/1999	LC	
Paur, Stan	Non-Party-Pulse EFT Association	President, CEO	4/28/1999	LC	
Mackinnell, Stuart	Non-Party-Riggs Bank, N.A.	Group VP Manager Retail Electronic Delivery	7/27/1999	MCS	JMS
Bramschreiber, Stephanie	Non-Party-Saratoga National Bank		12/9/1999	GWS	
Fechner, Edward	Non-Party-Shoppers Charge Accounts		2/1/2000	DH	
Congemi, Ronald	Non-Party-Star System, Inc.	CEO	3/15/1999	LC	
Congemi, Ronald	Non-Party-Star System, Inc.	CEO	3/16/1999	LC	
Fish, Curtis	Non-Party-Star System, Inc.		11/8/1999	LC	

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Fish, Curtis	Non-Party-Star System, Inc.		11/9/1999	LC	
Waters, Nikki	Non-Party-Star System, Inc.		2/29/2000	GWS	
Olivey, Deborah	Non-Party-TransAlliance, LP	SVP, Audit & Compliance	6/11/1999	GWS	RTM
Smith, Brian	Non-Party-U.S. Bancorp		2/4/2000	GS	
Taylor, Stewart	Non-Party-Verifone Corp.		3/10/2000	BLC	
Tabaczynski, Jeanine	Non-Party-Wachovia Bank	VP, Debit Card Channel Manager	10/15/1999	MLC	BLC
Davis, Deborah	Non-Party-Washington Mutual		2/18/2000	RTM	
Falkenberg, Robert	Non-Party-Wells Fargo Bank		3/9/2000	MLC	RTM
Stebbins, Gilaad	Plaintiff-AUT		2/17/1999	SAM	GWS/MJZ
Flick, Bernie	Plaintiff-BER		3/2/1999	GWS	ADS/MEG
Bondy, William	Plaintiff-BON		4/22/1999	KAE	HS/JPG
Bloomer, Kathy	Plaintiff-BUR		10/14/1999	GWS	MF
Cifrodelli, Andrew	Plaintiff-BUR		3/16/2000	BLC	
Cuccorelli, Al	Plaintiff-BUR		10/5/1999	BLC	
Golub, Jodi	Plaintiff-BUR		3/31/1999	BLC	MF
Golub, Jodi	Plaintiff-BUR		2/7/2000	MF	
Graham, Gary	Plaintiff-BUR	Director of Advertising and Promotions	4/6/1999	BLC	
LaPenta, Robert	Plaintiff-BUR	Chief Accounting Officer	3/2/2000	BLC	MF

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
LaPenta, Robert 30(b)(6)	Plaintiff-BUR	Chief Accounting Officer	11/24/1998	BLC	
Laub, Jeffery	Plaintiff-BUR		2/18/2000	MF	
Milstein, Monroe	Plaintiff-BUR		2/23/2000	BLC	
Nesci, Mark	Plaintiff-BUR		2/22/2000	BLC	
Peak, Phyllis	Plaintiff-BUR		3/10/2000	MF	
Peak, Phyllis 30(b)(6)	Plaintiff-BUR		1/26/1999	BLC	MF
Peak, Phyllis 30(b)(6)	Plaintiff-BUR		1/27/1999	BLC	
Peak, Phyllis 30(b)(6)	Plaintiff-BUR		2/26/1999	BLC	
Prince, Michael	Plaintiff-BUR		4/27/2000	MF	
Putrino, John	Plaintiff-BUR		10/6/1999	BLC	
Roughton, Barbara	Plaintiff-BUR		5/21/1999	BLC	
Seiple, Margaret	Plaintiff-BUR	Store Manager	1/29/1999	BLC	
Sternberg, Mark	Plaintiff-BUR		10/21/1999	MF	BLC
Young, Percy (Cy)	Plaintiff-BUR		4/9/1999	MF	
Ahrens, Larry	Plaintiff-CCS	Store Manager	1/19/1999	SAM	
Birnbaum, Richard	Plaintiff-CCS	COO	2/4/2000	MLC	
Blaum, Darlene	Plaintiff-CCS	Accounting Group Manager	9/22/1999	SAM	
Bowman, Dennis	Plaintiff-CCS	CIO	9/28/1999	SAM	
Browning, Keith	Plaintiff-CCS	CFO, Carmax	2/9/2000	MCS	
Burijon, Kate	Plaintiff-CCS	Former VP, Director of Account Management, FNANB	4/8/1999	SAM	
Chalifoux, Michael	Plaintiff-CCS	CFO	2/22/2000	MLC	
Chalifoux, Michael	Plaintiff-CCS	CFO	2/23/2000	MLC	
Churchill, Jennifer	Plaintiff-CCS	Former Project Manager, Corporate Operations	4/15/1999	SAM	
Clabough, Bob	Plaintiff-CCS	Check Processing & Chargebacks Department	1/14/2000	SAM	
Dunn, Phillip 30(b)(6) Organization	Plaintiff-CCS	VP, Treasurer, Controller	11/12/1998	SAM	
Elles, Scott	Plaintiff-CCS	Director, Corporate Operations	7/8/1999	SAM	MLC
English, Linda	Plaintiff-CCS	Assistant VP, Assistant Controller	2/17/2000	MLC	
English, Linda 30(b)(6) Payment Sys.	Plaintiff-CCS	Assistant VP, Assistant Controller	1/14/1999	LC	SAM
English, Linda 30(b)(6) Payment Sys.	Plaintiff-CCS	Assistant VP, Assistant Controller	1/15/1999	SAM	
Fulcher, Leonard	Plaintiff-CCS	Director, MIS	4/14/1999	SAM	
Gairret, Robert	Plaintiff-CCS		3/7/2000	ANR	
McCullough, Alan	Plaintiff-CCS	President & CEO	2/3/2000	MLC	
Moore, Douglas	Plaintiff-CCS	Assistant VP, Superstore Operations & Training	1/11/2000	SAM	
Neims, David	Plaintiff-CCS	Director, MIS	9/29/1999	SAM	
Powers, Carolyn	Plaintiff-CCS	Manager, Sales & Audit	1/18/2000	SAM	
Reid, Carter	Plaintiff-CCS	Director, Customer Service, FNANB	1/12/2000	SAM	
Rupp, Karen	Plaintiff-CCS	Former Manager, Credit & Collections	11/5/1999	SAM	

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Schwarz, Angie	Plaintiff-CCS	Director of Credit, First North American National Bank	3/10/1999	SAM	
Sharp, Richard	Plaintiff-CCS	Chairman & CEO	2/2/2000	LC	
Suddarth, Ann Duncan	Plaintiff-CCS	Former Manager, Credit & Collections	1/25/2000	ANR	
Weber, Sarah	Plaintiff-CCS	Manager, Cash Management	4/9/1999	SAM	
Wilks, Amy Caroline	Plaintiff-CCS	Manager, Credit & Collections	4/20/1999	SAM	
Patrick, Howard	Plaintiff-CST		4/26/1999	BLC	EAS/ADA/MJD
McCarthy, Marianne	Plaintiff-CSU		3/12/1999	KLK	DJM
Green, Ellen	Plaintiff-DEN		2/24/1999	SAM	LWD
Conti, Joseph (dropped)	Plaintiff-FIF		3/30/1999	GWS	KMP/HS
Brown, Karen	Plaintiff-FMI	VP, Communications	1/7/2000	CJM	SW
Champe, Laura Lou	Plaintiff-FMI	Former Manager, Education	1/4/2000	MCS	SW/CJM
Hammonds, Tim	Plaintiff-FMI	President & CEO	1/5/2000	MCS	CJM/SW

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Nicholas, Renetta Joy 30(b)(6)	Plaintiff-FMI	Director, Applied Technology	5/26/1999	MCS	CJM/MJR
Nicholas, Renetta Joy	Plaintiff-FMI	Director, Applied Technology	1/13/2000	MCS	CJM/PCC
Nicholas, Renetta Joy 30(b)(6)	Plaintiff-FMI	Director, Applied Technology	5/25/1999	MCS	CJM/PCC/MJR
Sansolo, Michael	Plaintiff-FMI	EVP, Research Education & Industry Relations	1/18/2000	CJM	
Cain, Moe 30(b)(6)	Plaintiff-IMRA	SVP, Government Affairs	12/21/1998	LC	KLP
Cain, Moe 30(b)(6)	Plaintiff-IMRA	SVP, Government Affairs	11/2/1999	MCS	
Verdisco, Robert	Plaintiff-IMRA	President	10/14/1999	MCS	
Wood, Britt	Plaintiff-IMRA	Director, Membership Research & Technology	9/9/1999	MCS	
Berube, Colynda	Plaintiff-LTD	Store Manager, Structure	2/9/1999	SAM	
Buff, Wade	Plaintiff-LTD	VP, Internal Audit	11/23/1999	SAM	
Buff, Wade 30(b)(6) Payment Systems, The Limited, Inc.	Plaintiff-LTD	VP, Internal Audit and Process Review	1/20/1999	LC	JIS
Buff, Wade 30(b)(6) Payment Systems, The Limited, Inc.	Plaintiff-LTD	VP, Internal Audit and Process Review	1/21/1999	LC	
Cortez, Jose	Plaintiff-LTD	Supervisor of Sales Audit, Lerner's	11/8/1999	ANR	
Fish, Donna	Plaintiff-LTD	Financial Controller, Victoria's Secret Catalogue	4/9/1999	JIS	
Gerber, Bill	Plaintiff-LTD	Former VP, Finance	10/21/1999	MLC	
Gillman, Kenneth	Plaintiff-LTD	Vice Chairman	1/6/2000	LC	
Haugk, David 30(b)(6) Organization	Plaintiff-LTD	Senior Manager, Internal Audit	11/10/1998	JIS	SAM
Hectorne, Patrick	Plaintiff-LTD	Treasurer	2/10/2000	JIS	
Hennessey, Patrick	Plaintiff-LTD	Director, Financial Planning & Analysis	5/6/1999	SAM	
Horvath, Peter	Plaintiff-LTD	VP & CFO, Apparel Merchandising	9/16/1999	SAM	
Kleeberger, Kent	Plaintiff-LTD	Controller, Victoria's Secret	12/8/1999	MLC	
Koda, Mark	Plaintiff-LTD	Director of Finance in MIS, Henri Bendel	3/4/1999	JIS	
Long, Tracey	Plaintiff-LTD	Marketing Manager, Express	3/12/1999	JIS	
Monaco, Margaret	Plaintiff-LTD	Former Treasurer	7/22/1999	JIS	
Ralston, Jeanmine	Plaintiff-LTD	VP, Store Systems	4/8/1999	JIS	
Ricker, Jon	Plaintiff-LTD	President, LTD Technology Services	11/4/1999	MLC	
Spurgin, Ralph	Plaintiff-LTD	Former President/CEO of WFFN/LCS	4/8/1999	LC	
Spurgin, Ralph	Plaintiff-LTD	Former President/CEO of WFFN/LCS	5/11/1999	LC	
Weiss, Steve	Plaintiff-LTD	Director, Internal Audit	5/5/1999	SAM	
Wexner, Leslie	Plaintiff-LTD	CEO & Chairman	1/5/2000	LC	
Willcox, Liza	Plaintiff-LTD	Store Manager, Henri Bendel	1/18/1999	SAM	
Woodside, Tom	Plaintiff-LTD	Director, Loyalty Programs and Direct Marketing	3/26/1999	SAM	

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Duncan, Mallory	Plaintiff-NRF	General Counsel	3/9/2000	MCS	
Jobs, Christine	Plaintiff-NRF	VP, Member Services	10/7/1999	SAM	
Kennedy, Sandra 30(b)(6)	Plaintiff-NRF	SVP, Member Services	5/4/1999	MCS	BVS
Kennedy, Sandra 30(b)(6)	Plaintiff-NRF	SVP, Member Services	5/5/1999	MCS	BVS
Kling, Robert	Plaintiff-NRF	EVP, CFO	10/13/1999	MCS	
Mullin, Tracy	Plaintiff-NRF	President	1/26/2000	MCS	
Saltzman, Barbara	Plaintiff-NRF	Former SVP	11/19/1999	ANR	
Van Kleeck, Bruce	Plaintiff-NRF	VP, Member Services	11/3/1999	MCS	
Bernard, Cheri	Plaintiff-PSS		6/30/1999	JO	
Boucher, Mark	Plaintiff-PSS		5/5/1999	JO	AM
Courtney, Larry	Plaintiff-PSS		1/21/2000	JO	
Douglass, Steven	Plaintiff-PSS		3/3/2000	DH	
Elliott, Michael	Plaintiff-PSS	Store Manager	1/28/1999	JO	AM
Feeney, James 30(b)(6)	Plaintiff-PSS	VP, Employee Relations, Human Resources	12/8/1998	JO	AM
Heideman, Bill	Plaintiff-PSS		12/7/1999	AM	
House, Richard	Plaintiff-PSS		2/10/2000	JO	
Hoyos, Rafael	Plaintiff-PSS		9/29/1999	JO	
Jalinsky, Joe	Plaintiff-PSS		2/14/2000	JO	
Jalinsky, Joe	Plaintiff-PSS		2/15/2000	JO	
Larson, Brad	Plaintiff-PSS	Director of Treasury	2/16/2000	JO	
Larson, Brad 30(b)(6)	Plaintiff-PSS	Director of Treasury	1/12/1999	JO	
Larson, Brad 30(b)(6)	Plaintiff-PSS	Director of Treasury	1/13/1999	JO	
Pettibone, Ted	Plaintiff-PSS		6/23/1999	JO	
Porzig, Ullrich	Plaintiff-PSS		1/19/2000	JO	
Porzig, Ullrich	Plaintiff-PSS		1/20/2000	JO	
Riddle, Scott	Plaintiff-PSS		7/8/1999	JO	
Saville, Julie	Plaintiff-PSS		5/26/1999	JO	
Vergara, Jennifer	Plaintiff-PSS		5/6/1999	AM	JO
Volkmer, James	Plaintiff-PSS		5/25/1999	JO	
Vostrejs, Phil	Plaintiff-PSS		5/12/1999	JO	
Waggoner, Brad	Plaintiff-PSS		11/15/1999	AM	JO
Zentner, Arlen	Plaintiff-PSS		12/2/1999	AM	JO
Gelfand, Arnold	Plaintiff-SEI	Credit Marketing	4/9/1999	BLC	JBH
Arnold, Donna	Plaintiff-SEI		5/5/1999	JIS	
Bohike, Scott 30(b)(6) Payment Systems	Plaintiff-SRC	Senior Manager, Card Acceptance	12/10/1998	JIS	
Bohike, Scott 30(b)(6) Payment Systems	Plaintiff-SRC	Senior Manager, Card Acceptance	12/11/1998	JIS	
Bohike, Scott 30(b)(6) Payment Systems	Plaintiff-SRC	Senior Manager, Card Acceptance	2/10/1999	JIS	
Crow, Kristine	Plaintiff-SRC	VP, Credit Marketing	3/2/2000	JIS	
Delany, John	Plaintiff-SRC	VP, Strategy & Business Development for Full-Line Stores	5/5/1999	LC	

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Downer, Jo Ann	Plaintiff-SRC	Credit Training	3/16/1999	SAM	
Foderaro, Tony	Plaintiff-SRC	Store Manager, Full Line Store	1/8/1999	SAM	
Friese, Bill	Plaintiff-SRC	Store Manager, Orchard Supply Hardware Store	2/11/1999	SAM	
Kilpatrick, Kim	Plaintiff-SRC	Senior Credit Research Manager	5/6/1999	JIS	
Kopacek, Mike	Plaintiff-SRC	Store Manager, Sears Auto Store	2/3/1999	SAM	
Lacy, Alan	Plaintiff-SRC	President/Credit	6/10/1999	LC	
Lamer, Dennis 30(b)(6) Payment Systems	Plaintiff-SRC	Technical Manager, Loss Prevention Services	2/9/1999	JIS	
Martinez, Arthur	Plaintiff-SRC	CEO	3/10/2000	LC	
McGinnis, Terry	Plaintiff-SRC	Director, National Consumer Relations	5/4/1999	JIS	
Placek, Jennifer	Plaintiff-SRC	Soft-Line Research Manager for Full Line Stores	3/17/1999	SAM	
Seckinger, William 30(b)(6) Orchard Supply Visa Check Promotion	Plaintiff-SRC	Director of Marketing, Orchard	5/21/1999	GS	
Whitehill, R. Douglas	Plaintiff-SRC	Director, Sales Development	6/2/1999	SAM	
Whitehill, R. Douglas	Plaintiff-SRC	Director, Sales Development	6/3/1999	SAM	
Kohn, Marc	Plaintiff-SSI		4/8/1999	BLC	DEH/LP
Best, Cynthia	Plaintiff-SSI		2/16/1999	SAM	GWS/JZ/LCY
Sarafa, Haithem	Plaintiff-SST		2/16/1999	SAM	GWS/JZ/LCY
Bowers, Ed	Plaintiff-SWY	Store Manager, Vons	2/16/1999	MCS	ANR
Dale, Frithjof "Joffa"	Plaintiff-SWY	Former Group VP, Finance	5/11/1999	MCS	
Erke, John	Plaintiff-SWY	Director, Industrial Engineering	9/23/1999	MCS	
Ferrell, Mike	Plaintiff-SWY		12/22/1999	MLC	
Jones, Gerald	Plaintiff-SWY	Accounting Manager	2/23/2000	ANR	
Litchfield, (Herbert) Scott	Plaintiff-SWY	Manager, Application Support Team	2/15/2000	MCS	
Litchfield, (Herbert) Scott	Plaintiff-SWY	Manager, Application Support Team	2/16/2000	MCS	
Litchfield, (Herbert) Scott 30(b)(6) Payment Systems	Plaintiff-SWY	Manager, Application Support Team	12/3/1998	MCS	
Louie, Grace	Plaintiff-SWY	Store Manager, Safeway	2/5/1999	SAM	
Morgan, Mike	Plaintiff-SWY	Store Manager, Safeway	1/7/1999	SAM	MCS
Naito, Harvey	Plaintiff-SWY	Treasurer	8/17/1999	MCS	
Naito, Harvey	Plaintiff-SWY	Treasurer	8/18/1999	MCS	
Parmelee, Ronald	Plaintiff-SWY	VP, Systems & Services	6/10/1999	MCS	
Parmelee, Ronald	Plaintiff-SWY	VP, Systems & Services	6/11/1999	LC	
Pesterfield, Jerry	Plaintiff-SWY	Corporate Director, IT Services	9/22/1999	MCS	
Rhoads, Becky	Plaintiff-SWY		12/21/1999	MLC	
Shipman, Ken	Plaintiff-SWY		2/17/2000	MCS	
Stokely, Dennis	Plaintiff-SWY	Director, Cash Management	3/7/2000	MCS	
Stokely, Dennis	Plaintiff-SWY	Director, Cash Management	3/8/2000	MCS	
Stokely, Dennis 30(b)(6) Organization	Plaintiff-SWY	Director, Cash Management	12/2/1998	MCS	

Deposition Log

Deponent	Party/Non-Party Affiliation	Title/Department	Date Deposed	Plaintiff Attorney Taking or Defending Deposition	Other Plaintiff Attorney(s) Attending
Stokely, Dennis 30(b)(6) Payment Systems	Plaintiff-SWY	Director, Cash Management	12/3/1998	MCS	
Weed, David	Plaintiff-SWY		2/17/2000	MCS	
Lewis, Stephen	Plaintiff-UCC		3/23/1999	BLC	FTI
White, Geneva	Plaintiff-WHI		2/23/1999	SAM	LWD
Bohn, Lisa	Plaintiff-WMT	VP, Membership of Sam's Club	2/29/2000	MLC	
Carter, Paul	Plaintiff-WMT	CFO	2/17/2000	JIS	
Cook, Michael	Plaintiff-WMT	Financial Operations Manager	4/22/1999	SAM	
Ellerbee, Robert	Plaintiff-WMT	Store Manager, Sam's Club	2/18/1999	ANR	MCS
Finnell, Bill	Plaintiff-WMT	Programmer, Information Systems Division	11/10/1999	SAM	
Fitzsimmons, Jay	Plaintiff-WMT	SVP, Finance	2/25/2000	JIS	
Fitzsimmons, Jay	Plaintiff-WMT	SVP, Finance	3/6/2000	JIS	
Gartside, Michael	Plaintiff-WMT	Programmer, Information Systems Division	12/3/1999	SAM	
Grassi, Deborah	Plaintiff-WMT	Manager of Research for Sam's Club	2/25/2000	MLC	
Grassi, Deborah	Plaintiff-WMT	Manager of Research for Sam's Club	2/29/2000	JIS	
Habern, Glenn	Plaintiff-WMT	SVP, New Business Development	12/2/1999	SAM	
Harrell, Brooks	Plaintiff-WMT	ATM Manager, Finance Department	11/11/1999	SAM	
Higham, Paul	Plaintiff-WMT	SVP, Marketing & Consumer Communications	4/26/1999	SAM	
Hunter, Steve	Plaintiff-WMT	Director of Investor Relations, Financial Operations	3/14/2000	JIS	
Hunter, Steve	Plaintiff-WMT	Director of Investor Relations, Financial Operations	3/15/2000	JIS	
Hunter, Steve 30(b)(6) Organization	Plaintiff-WMT	Director of Investor Relations, Financial Operations	11/19/1998	LC	SAM
Hunter, Steve 30(b)(6) Payment Systems	Plaintiff-WMT	Director of Investor Relations, Financial Operations	11/20/1998	LC	SAM/MCS
Hunter, Steve 30(b)(6) Payment Systems	Plaintiff-WMT	Director of Investor Relations, Financial Operations	4/5/1999	LC	SAM
Hunter, Steve 30(b)(6) Payment Systems	Plaintiff-WMT	Director of Investor Relations, Financial Operations	4/6/1999	LC	SAM
Knight, Peggy	Plaintiff-WMT	Director, Credit at Sam's Club	4/27/1999	SAM	
Miles, Vic	Plaintiff-WMT		3/10/2000	ANR	
Ratcliff, Charles	Plaintiff-WMT	VP, Group Health Insurance	4/23/1999	SAM	
Salley, Doug	Plaintiff-WMT	Sam's Club	2/29/2000	JIS	
Schimmel, Kathy	Plaintiff-WMT		3/7/2000	JIS	
Swanson, Celia	Plaintiff-WMT	SVP, Membership Marketing & Administration, Sam's Club	3/8/2000	JIS	
Swanson, Celia	Plaintiff-WMT	SVP, Membership Marketing & Administration, Sam's Club	2/25/2000	MLC	
Watkins, Timothy	Plaintiff-WMT	Store Manager, Manager	1/6/1999	SAM	
Willhoite, Stephanie	Plaintiff-WMT	Information Systems Department, Sam's Club	2/29/2000	MLC	

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GS - Gordon Schnell
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RTM - Robert T. Manning
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SW - Stephen Weissman